

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-SEVENTH
GENERAL ASSEMBLY**

2017 REGULAR SESSION

Volume I

**JACK WHITVER, President of the Senate
W. CHARLES SMITHSON, Secretary of the Senate**

Published by the
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Des Moines

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EIGHTY-SEVENTH GENERAL ASSEMBLY
2017 Regular Session

OFFICERS OF THE SENATE

JACK WHITVER, <i>President of the Senate</i>	Ankeny
JERRY BEHN, <i>President Pro Tempore</i>	Boone
BILL DIX, <i>Majority Leader</i>	Shell Rock
CHARLES SCHNEIDER, <i>Majority Whip</i>	West Des Moines
MICHAEL BREITBACH, <i>Assistant Majority Leader</i>	Strawberry Point
RANDY FEENSTRA, <i>Assistant Majority Leader</i>	Hull
AMY SINCLAIR, <i>Assistant Majority Leader</i>	Allerton
DAN ZUMBACH, <i>Assistant Majority Leader</i>	Ryan
ROBERT HOGG, <i>Minority Leader</i>	Cedar Rapids
AMANDA RAGAN, <i>Minority Whip</i>	Mason City
JOE BOLKCOM, <i>Assistant Minority Leader</i>	Iowa City
WILLIAM A. DOTZLER, JR., <i>Assistant Minority Leader</i>	Waterloo
RITA HART, <i>Assistant Minority Leader</i>	Wheatland
LIZ MATHIS, <i>Assistant Minority Leader</i>	Cedar Rapids
MATT McCOY, <i>Assistant Minority Leader</i>	Des Moines
HERMAN C. QUIRMBACH, <i>Assistant Minority Leader</i>	Ames
W. CHARLES SMITHSON, <i>Secretary of the Senate</i>	
TOM ASHWORTH, <i>Majority Caucus Senior Research Analyst</i>	
ERIC BAKKER, <i>Senior Administrative Assistant to Minority Leader II</i>	
MICHELLE BAUER, <i>Administrative Services Officer I</i>	
KRIS BELL, <i>Minority Caucus Senior Research Analyst</i>	
JENNIFER BEMINIO, <i>Administrative Services Officer I</i>	

KAY BRANDT, *Administrative Services Officer III*

JOSHUA BRONSINK, *Majority Caucus Research Analyst III*

LOIS BROWNELL, *Senior Finance Officer III*

JERRY CARLSON, *Sergeant-at-Arms*

LEILA CARLSON, *Postmistress*

ANDY CONLIN, *Majority Caucus Research Analyst*

ANGIE COX, *Administrative Services Officer II*

CHRIS DORSEY, *Administrative Assistant to Senate President II*

PAMELA DUGDALE, *Majority Caucus Senior Research Analyst*

CATHERINE ENGEL, *Minority Caucus Senior Research Analyst*

MARY ERNHARDT, *Senior Administrative Assistant to Senate President*

ED FALOR, *Senior Administrative Assistant to Majority Leader II*

LINDA FLAHERTY, *Doorkeeper*

SUE FOECKE, *Minority Caucus Senior Research Analyst*

JAMES FRIEDRICH, *Majority Caucus Senior Research Analyst*

BRIDGET GODES, *Minority Caucus Senior Research Analyst*

JANET HAWKINS, *Assistant Secretary of the Senate III*

JAKE HEARD, *Majority Caucus Research Analyst*

GANNON HENDRICK, *Majority Caucus Research Analyst II*

JESSE HUGHES, *Administrative Services Officer I*

CALEB HUNTER, *Senior Administrative Assistant to Majority Leader*

ERIC JOHANSEN, *Majority Caucus Staff Director*

DEBBIE KATTENHORN, *Senior Administrative Assistant to Minority Leader II*

THERESA L. KEHOE, *Minority Caucus Senior Research Analyst*

DYLAN KELLER, *Executive Secretary to Majority Leader*

SHARON KIMBERLIN, *Doorkeeper*

WILLIAM KRIEG, *Doorkeeper*

JO ANN LARSON, *Switchboard Operator*

FRANK LOEFFEL, *Doorkeeper*

RUSTY MARTIN, *Minority Caucus Communications Director*

JACE MIKELS, *Minority Caucus Senior Research Analyst*

JACK MILLER, *Doorkeeper*

JAY MOSHER, *Bill Clerk*

MEGAN MUTCHLER, *Majority Caucus Research Analyst*

KATHY OLAH, *Administrative Services Officer III*

RON PARKER, *Majority Caucus Senior Staff Director*

CHRISTINE PORTER, *Switchboard Operator*

DALE SCHROEDER, *Doorkeeper*

KERRY SCOTT, *Minority Caucus Research Analyst III*

BETTY SHEA, *Administrative Services Officer I*

ERICA SHORKEY, *Minority Caucus Senior Research Analyst*

JULIE T. SIMON, *Minority Caucus Senior Research Analyst*

KATHY STACHON, *Senate Lobbyist Clerk*

MAUREEN TAYLOR, *Administrative Services Officer II*

RUSS TRIMBLE, *Majority Caucus Senior Research Analyst*

LARISSA WURM, *Majority Caucus Communications Director*

JOINT EMPLOYEES OF THE SENATE AND HOUSE

MARK L. WILLEMSSEN, *Senior Facilities Manager*

ZACHARY L. BUNKERS, *Conservation/Restoration Specialist II*

MAC McBRIDE, *Conservation/Restoration Specialist II*

SHAWNA S. FERGUSON, *Legislative Security Coordinator*

KATHLEEN BACUS, *Security Officer I*

JODY ELLIOT, *Security Officer I*

DAVE GARRISON, *Security Officer II*

CURTIS HENDERSON, *Security Officer I*

TIM KNAPP, *Security Officer I*

ERIN KREI, *Security Officer I*

BARB MALONE, *Security Officer I*

RANDY MARCHANT, *Security Officer I*

GERALD McCURDY, *Security Officer I*

DAVE PETTENGILL, *Security Officer I*

KERT SCHNELL, *Security Officer I*

CURTIS SCOTT, *Security Officer I*

GORDON SKEFFINGTON, *Security Officer I*

LEO R. SKEFFINGTON, *Security Officer I*

RICHARD TAYLOR, *Security Officer I*

DEANA CARFRAE, *Copy Center Operator*

BRANDIE GARDINER, *Assistant Copy Center Operator*

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

TERRY E. BRANSTAD, <i>Governor</i>	Des Moines
KIM REYNOLDS, <i>Lieutenant Governor</i>	Osceola
PAUL D. PATE, <i>Secretary of State</i>	Cedar Rapids
MARY MOSIMAN, <i>Auditor of State</i>	Ames
MICHAEL L. FITZGERALD, <i>Treasurer of State</i>	Waukee
BILL NORTHEY, <i>Secretary of Agriculture</i>	Spirit Lake
TOM MILLER, <i>Attorney General</i>	Des Moines

JUSTICES OF THE IOWA SUPREME COURT

MARK S. CADY, <i>Chief Justice</i>	Fort Dodge
BRENT R. APPEL, <i>Justice</i>	Ackworth
DARYL L. HECHT, <i>Justice</i>	Sioux City
EDWARD M. MANSFIELD, <i>Justice</i>	Des Moines
THOMAS D. WATERMAN, <i>Justice</i>	Pleasant Valley
DAVID S. WIGGINS, <i>Justice</i>	West Des Moines
BRUCE B. ZAGER, <i>Justice</i>	Waterloo

JUDGES OF THE IOWA COURT OF APPEALS

DAVID DANILSON, <i>Chief Judge</i>	Boone
THOMAS N. BOWER, <i>Judge</i>	Cedar Falls
RICHARD H. DOYLE, <i>Judge</i>	Des Moines
CHRISTOPHER LEE McDONALD, <i>Judge</i>	Des Moines
MICHAEL R. MULLINS, <i>Judge</i>	Washington
GAYLE NELSON VOGEL, <i>Judge</i>	Spirit Lake
AMANDA POTTERFIELD, <i>Judge</i>	Tiffin
MARY TABOR, <i>Judge</i>	Des Moines
ANURADHA VAITHESWARAN, <i>Judge</i>	Des Moines

MEMBERS OF THE SENATE

EIGHTY-SEVENTH GENERAL ASSEMBLY 2017 Regular Session

(Underlined county indicates the county of residence.)

CHAZ ALLEN

Address Newton
Age 46
Occupation Exec Dir., Jasper Co Economic Development Corp
Political Party Democratic
Previous Legislative Service Senate: 2015–2016
Senatorial District 15–Jasper, Polk

BILL ANDERSON

Address Pierson
Age 39
Occupation Small Business Owner/Policy Advisor, Congressman Steve King
Political Party Republican
Previous Legislative Service Senate: 2011–2016
Senatorial District 3–Plymouth, Woodbury

JERRY BEHN

Address Boone
Age 63
Occupation Farmer/Agribusiness
Political Party Republican
Previous Legislative Service Senate: 1997–2016
Senatorial District 24–Boone, Greene, Hamilton, Story, Webster

RICK BERTRAND

Address Sioux City
Age 47
Political Party Republican
Previous Legislative Service Senate: 2011–2016
Senatorial District 7–Woodbury

TONY BISIGNANO

Address Des Moines
Age 64
Occupation Retired
Political Party Democratic
Previous Legislative Service House: 1987–1992; Senate: 1993–1996, 2015–2016
Senatorial District 17–Polk

JOE BOLKCOM

Address Iowa City
 Age 60
 Occupation Outreach Dir., UI Center for Global and Regional
 Environmental Research and Iowa Flood Center
 Political Party Democratic
 Previous Legislative Service Senate: 1999–2016
 Senatorial District 43–Johnson

NATE BOULTON

Address Des Moines
 Age 36
 Occupation Attorney/College Professor
 Political Party Democratic
 Previous Legislative Service None
 Senatorial District 19–Polk

TOD BOWMAN

Address Maquoketa
 Age 51
 Occupation Educator
 Political Party Democratic
 Previous Legislative Service Senate: 2011–2016
 Senatorial District 29–Dubuque, Jackson, Jones

MICHAEL BREITBACH

Address Strawberry Point
 Age 60
 Occupation Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 28–Allamakee, Clayton, Fayette, Winneshiek

WAYLON BROWN

Address St. Ansgar
 Age 37
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 26–Cerro Gordo, Chickasaw, Floyd, Howard,
Mitchell, Winneshiek, Worth

JAKE CHAPMAN

Address Adel
 Age 32
 Occupation Businessman/EMT
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 10–Adair, Cass, Dallas, Guthrie, Polk

MARK CHELGREN

Address Ottumwa
 Age 48
 Occupation Entrepreneur
 Political Party Republican
 Previous Legislative Service Senate: 2011–2016
 Senatorial District 41–Davis, Jefferson, Van Buren, Wapello

MARK COSTELLO

Address Imogene
 Age 55
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2015–2016
 Senatorial District 12–Fremont, Mills, Montgomery, Page, Taylor, Ringgold

JEFF DANIELSON

Address Cedar Falls
 Age 46
 Occupation Career Firefighter, City of Cedar Falls
 Political Party Democratic
 Previous Legislative Service Senate: 2005–2016
 Senatorial District 30–Black Hawk

DAN DAWSON

Address Council Bluffs
 Age 38
 Occupation Peace Officer
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 8–Pottawattamie

BILL DIX

Address Shell Rock
 Age 54
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 1997–2007; Senate: 2011–2016
 Senatorial District 25–Butler, Grundy Hardin, Story

WILLIAM A. DOTZLER, JR.

Address Waterloo
 Age 69
 Occupation Retired–John Deere
 Political Party Democratic
 Previous Legislative Service House: 1997–2002; Senate: 2003–2016
 Senatorial District 31–Black Hawk

ROBERT E. DVORSKY

Address Coralville
 Age 68
 Occupation Retired Executive Officer–Community Based Corrections
 Political Party Democratic
 Previous Legislative Service House: 1987–1993; Senate: 1994*–2016
 Senatorial District 37–Cedar, Johnson, Muscatine
 *Elected in special election held on February 22, 1994.

JEFF EDLER

Address State Center
 Age 40
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 36–Black Hawk, Marshall, Tama

RANDY FEENSTRA

Address Hull
 Age 48
 Occupation Finance and Insurance–Iowa State Bank/ Adjunct Professor
 Political Party Republican
 Previous Legislative Service Senate: 2009–2016
 Senatorial District 2–Cherokee, O'Brien, Plymouth, Sioux

JULIAN B. GARRETT

Address Indianola
 Age 76
 Political Party Republican
 Previous Legislative Service House: 2011–2013*; Senate: 2013–2016
 Senatorial District 13–Madison, Warren

*Elected to the Senate in special election held on November 19, 2013.

THOMAS GREENE

Address Burlington
 Age 67
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 44–Des Moines, Louisa, Muscatine

DENNIS GUTH

Address Klemme
 Age 61
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 4–Emmet, Hancock, Kossuth, Winnebago, Wright

RITA HART

Address Wheatland
 Age 60
 Occupation Farmer
 Political Party Democratic
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 49–Clinton, Scott

ROBERT M. HOGG

Address Cedar Rapids
 Age 50
 Occupation Attorney
 Political Party Democratic
 Previous Legislative Service House: 2003–2006; Senate: 2007–2016
 Senatorial District 33–Linn

WALLY E. HORN

Address Cedar Rapids
 Age 83
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1973–1982; Senate: 1983–2016
 Senatorial District 35–Linn

PAM JOCHUM

Address Dubuque
 Age 62
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1993–2008; Senate: 2009–2016
 Senatorial District 50–Dubuque

CRAIG JOHNSON

Address Independence
 Age 53
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 32–Black Hawk, Bremer, Buchanan, Fayette

DAVID JOHNSON

Address Ocheyedan
 Age 66
 Occupation Fmr Dairy Herdsman/ Newspaper Owner-Editor/
 Polar Research/Agribusiness
 Political Party No Party
 Previous Legislative Service House: 1999–2002; Senate: 2003–2016
 Senatorial District 1–Clay, Dickinson, Lyon, Osceola, Palo Alto

TIM L. KAPUCIAN

Address Keystone
 Age 60
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2009–2016
 Senatorial District 38–Benton, Iowa, Poweshiek

KEVIN KINNEY

Address Oxford
 Age 53
 Occupation Farmer/Retired Deputy Sheriff
 Political Party Democratic
 Previous Legislative Service Senate: 2015–2016
 Senatorial District 39–Johnson, Keokuk, Washington

TIM KRAAYENBRINK

Address Fort Dodge
 Age 57
 Occupation Investment Advisor
 Political Party Republican
 Previous Legislative Service Senate: 2015–2016
 Senatorial District 5–Calhoun, Humboldt, Pocahontas, Webster

MARK S. LOFGREN

Address Muscatine
 Age 55
 Occupation Real Estate Sales Associate
 Political Party Republican
 Previous Legislative Service None
 Senatorial District 46–Muscatine, Scott

JIM LYKAM

Address Davenport
 Age 67
 Occupation Legislator
 Political Party Democratic
 Previous Legislative Service House: 1989–1990, 2003–2016
 Senatorial District 45–Scott

LIZ MATHIS

Address Cedar Rapids
 Age 59
 Occupation Non-profit Executive
 Political Party Democratic
 Previous Legislative Service Senate: 2012*–2016
 Senatorial District 34–Linn

*Elected in special election held on November 8, 2011.

MATT McCOY

Address Des Moines
 Age 51
 Occupation Owner of Resource Development Consultants (RDC)
 Political Party Democratic
 Previous Legislative Service House: 1993–1996; Senate: 1997–2016
 Senatorial District 21–Polk, Warren

JANET PETERSEN

Address Des Moines
 Age 46
 Occupation Marketing Communications Consultant
 Political Party Democratic
 Previous Legislative Service House: 2001–2012; Senate: 2013–2016
 Senatorial District 18–Polk

HERMAN C. QUIRMBACH

Address Ames
 Age 66
 Occupation Associate Professor of Economics—Iowa State University
 Political Party Democratic
 Previous Legislative Service Senate: 2003–2016
 Senatorial District 23–Story

AMANDA RAGAN

Address Mason City
 Age 62
 Occupation Executive Dir. of Community Kitchen N Iowa/
 Executive Dir. of Meals on Wheels
 Political Party Democratic
 Previous Legislative Service Senate: 2002*–2016
 Senatorial District 27–Butler, Cerro Gordo, Franklin
 *Elected in special election held on March 12, 2002.

KEN ROZENBOOM

Address Oskaloosa
 Age 65
 Occupation Farming/Ag Business
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 40–Appanoose, Mahaska, Marion, Monroe, Wapello

CHARLES SCHNEIDER

Address West Des Moines
 Age 43
 Occupation Counsel—Principal Financial Group
 Political Party Republican
 Previous Legislative Service Senate: 2013*–2016
 Senatorial District 22—Dallas, Polk
 *Elected in special election held on December 11, 2012.

JASON SCHULTZ

Address Schleswig
 Age 44
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service House: 2009–2013; Senate: 2015–2016
 Senatorial District 9—Crawford, Harrison, Ida, Monona, Shelby, Woodbury

MARK SEGEBART

Address Vail
 Age 66
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 6—Audubon, Buena Vista, Carroll, Crawford, Sac

TOM SHIPLEY

Address Nodaway
 Age 63
 Occupation Farmer/Legislator
 Political Party Republican
 Previous Legislative Service Senate: 2015–2016
 Senatorial District 11—Adams, Cass, Pottawattamie, Union

AMY SINCLAIR

Address Allerton
 Age 41
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 14—Clarke, Decatur, Jasper, Lucas
 Marion, Wayne

ROBY SMITH

Address Davenport
 Age 39
 Occupation Small Business Owner
 Political Party Republican
 Previous Legislative Service Senate: 2011–2016
 Senatorial District 47–Scott

RICH TAYLOR

Address Mt Pleasant
 Age 62
 Occupation Master HVAC/R Technician/Master Electrician
 Political Party Democratic
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 42–Henry, Jefferson, Lee, Washington

JACK WHITVER

Address Ankeny
 Age 36
 Occupation Business Owner/Attorney
 Political Party Republican
 Previous Legislative Service Senate: 2011*–2016
 Senatorial District 19–Polk

*Elected in special election held on January 18, 2011.

BRAD ZAUN

Address Urbandale
 Age 55
 Occupation Director–Master Dowel/Director–Grapnel Tech Services
 Political Party Republican
 Previous Legislative Service Senate: 2005–2016
 Senatorial District 20–Polk

DAN ZUMBACH

Address Ryan
 Age 56
 Occupation Farmer
 Political Party Republican
 Previous Legislative Service Senate: 2013–2016
 Senatorial District 48–Buchanan, Delaware, Jones, Linn

JOURNAL OF THE SENATE

FIRST CALENDAR DAY
FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 9, 2017

Pursuant to chapter two (2), sections two point one (2.1) and two point three (2.3), Code of Iowa, the 2017 Regular Session of the Eighty-seventh General Assembly convened at 10:00 a.m., and the Senate was called to order by President Jochum.

Prayer was offered by Pastor Scott Rains of Lutheran Church of Hope in Ankeny, Iowa. He was the guest of Senator Whitver.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Zumbach, son of Senator Dan Zumbach.

SPECIAL GUEST

President Jochum introduced to the Senate chamber the Honorable Patrick J. Deluhery, former member of the Senate from Scott County, Davenport, Iowa.

The Senate rose and expressed its welcome.

APPOINTMENT OF SECRETARY OF THE SENATE

Senator Dix moved that Charlie Smithson be appointed as Secretary of the Senate.

The motion prevailed by a voice vote, and Mr. Smithson appeared before the rostrum and was duly sworn to the oath of office.

COMMITTEE ON CREDENTIALS

Senator Dix moved that a committee of five be appointed as a committee on credentials.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Chelgren, Chair; Smith, Segebart, Dvorsky, and Ragan.

The Senate stood at ease at 10:05 a.m. until the fall of the gavel.

The Senate resumed session at 10:06 a.m., President Jochum presiding.

REPORT OF THE COMMITTEE ON CREDENTIALS

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the persons named in the attached copies of certification of the Secretary of State duly elected to and entitled to seats in the Senate for the Eighty-seventh General Assembly.

MARK CHELGREN, Chair
 MARK SEGEBART
 ROBY SMITH
 ROBERT E. DVORSKY
 AMANDA RAGAN

STATE OF IOWA

Office of the
Secretary Of State
 CERTIFICATION

To the Honorable Secretary of the Senate:

I, PAUL D. PATE, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the state, do hereby certify that the State Canvassing Board has declared that at the General Election held on November 8, 2016, each of the following named persons was duly elected to the office of State Senator for the term of four years to represent the designated districts beginning on the second day of January, 2017:

Second	Randy Feenstra	Twenty-Eighth	Michael Breitbach
Fourth	Dennis Guth	Thirtieth	Jeff Danielson
Sixth	Mark Segebart	Thirty-Second	Craig Johnson
Eighth	Dan Dawson	Thirty-Fourth	Liz Mathis
Tenth	Jake Chapman	Thirty-Sixth	Jeff Edler
Twelfth	Mark Costello	Thirty-Eighth	Tim Kapucian
Fourteenth	Amy Sinclair	Fortieth	Ken Rozenboom

Sixteenth	Nate Boulton	Forty-Second	Rich Taylor
Eighteenth	Janet Petersen	Forty-Fourth	Thomas A. Greene
Twentieth	Brad Zaun	Forty-Sixth	Mark S. Lofgren
Twenty-Second	Charles Schneider	Forty-Eighth	Dan Zumbach
Twenty-Fourth	Jerry Behn	Fiftieth	Pam Jochum
Twenty-Sixth	Waylon Brown		

I FURTHER CERTIFY that the State Canvassing Board has declared that at the General Election held on November 4, 2014, each of the following named persons was duly elected to the office of State Senator for the term of four years to represent the designated districts beginning on the second day of January, 2015:

First	David Johnson	Twenty-Seventh	Amanda Ragan
Third	Bill Anderson	Twenty-Ninth	Tod R. Bowman
Fifth	Tim Kraayenbrink	Thirty-First	Bill Dotzler
Seventh	Rick Bertrand	Thirty-Third	Robert M. Hogg
Ninth	Jason Schultz	Thirty-Fifth	Wally E. Horn
Eleventh	Tom Shipley	Thirty-Seventh	Robert E. Dvorsky
Thirteenth	Julian B. Garrett	Thirty-Ninth	Kevin Kinney
Fifteenth	Chaz Allen	Forty-First	Mark Chelgren
Seventeenth	Tony Bisignano	Forty-Third	Joe Bolkom
Nineteenth	Jack Whitver	Forty-Fifth	Joe M. Seng*
Twenty-First	Matt McCoy	Forty-Seventh	Roby Smith
Twenty-Third	Herman C. Quirnbach	Forty-Ninth	Rita Hart
Twenty-Fifth	Bill Dix		

*Senator Joe M. Seng is deceased and a special election has been called for December 27, 2016, to fill the vacancy in District 45.

(SEAL)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Secretary of State at the Statehouse, in Des Moines, this twenty-first day of December, 2016.

PAUL D. PATE
Secretary of State

State of Iowa Abstract of Votes

We, the undersigned members of the State Board of Canvassers, hereby certify the following to be a true and correct abstract of the votes cast at the Special Election held on Tuesday, December 27, 2016, for the office of State Senator District 45 as shown by the county abstract returns.

State Senator District 45

Michael Gonzales, Republican Party	Received one thousand three hundred and fifteen (1,315) votes
Jim Lykam, Democratic Party	Received three thousand eight hundred and three (3,803) votes

Severin B. Gilbert, Libertarian Party	Received seventy-seven (77) votes
Scattering	Received one (1) vote
Total	Five thousand one hundred and ninety-six (5,196)

We therefore declare:

Jim Lykam duly elected to fill a vacancy for the office of the State Senator District 45 for the residue of the term ending January 2, 2019.

IN TESTIMONY WHEREOF, we have hereunto set our hands and caused to be affixed the Great Seal of the State of Iowa at Des Moines, this Tuesday, January 3, 2017.

BOARD OF STATE CANVASSERS

TERRY BRANSTAD
 PAUL D. PATE
 MARY MOSIMAN
 MICHAEL L. FITZGERALD
 BILL NORTHEY

On motion of Senator Chelgren, the reports were duly adopted by a voice vote, and the duly elected senators appeared before the bar of the Senate, were duly sworn, and subscribed their names to the oath of office.

OATH OF OFFICE

Senator Jochum was administered the oath of office by Secretary of the Senate, Charlie Smithson.

ELECTION OF PRESIDENT

Senator Dix placed in nomination the name of Senator Jack Whitver of Polk as a candidate for the office of President of the Senate for the Eighty-seventh General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Whitver was unanimously elected by a voice vote.

Senator Whitver, accompanied by his wife, appeared before the rostrum and took the oath of office administered by Chief Justice Mark S. Cady.

President Whitver took the chair at 10:20 a.m.

ELECTION OF PRESIDENT PRO TEMPORE

Senator Dix placed in nomination the name of Senator Jerry Behn of Boone County as a candidate for the office of President Pro Tempore for the Senate for the Eighty-seventh General Assembly.

There being no further nominations, the Chair put the question to the Senate, and Senator Behn was unanimously elected by a voice vote.

Senator Behn appeared before the rostrum and took the oath of office. President Whitver presented President Pro Tempore Behn to the Senate.

OPENING REMARKS BY THE PRESIDENT OF THE SENATE

President Whitver addressed the Senate with the following remarks:

Good morning. It is an honor and a privilege to be elected as the new Senate President. And, like all of you, being elected to serve the great people of our state is not a responsibility I take lightly.

The first day of every General Assembly is always my favorite day because I am overcome with a great sense of optimism. I have so much optimism because I look around this room and see so many great public servants. I see teachers, peace officers, farmers, bankers, small business owners and pharmacists. And yes, I see Republicans, Democrats and a no party.

But, beyond professions and party affiliations, I see Iowans. I see Senators who share a common passion—a love for this state and our fellow Iowans. I see senators who welcome the task to make Iowa the best state we possibly can. I have so much optimism because I see 50 senators coming from every corner of this state, converging in Des Moines with big plans and big dreams for this upcoming session.

Though I represent the great community of Ankeny, I was raised in rural Iowa - in Grinnell. This is where my parents, who are with us here today, taught me so many life lessons, the importance of hard work and what it means to have Iowa values.

When moving in my office, I learned of a couple of old pictures available through the State Historical building. One of them inspired me and now hangs in the Senate President's office behind this chamber. It is a picture of Josiah Bushnell Grinnell, a pioneer who founded the city of Grinnell. He served in this body, the Iowa Senate from 1856–1860.

Many of you have heard the phrase, “Go west young man, go west.” This advice, many say, was given by the great statesman Horace Greely to a young man named J.B. Grinnell.

Greely’s advice was more than a compass direction. The west back then represented many things: Natural beauty. Wilderness. Boldness. Optimism. Opportunity, and its constant traveling companion, Risk. Most of all, it represented a pursuit of destiny, with little regard for what was familiar, or comfortable, or even safe. The West was where the future was being built.

Grinnell took Greely’s advice and traveled west into the unknown. He set out looking to make his mark on his country and create a legacy for those who came after him. He finally settled in what is now the city of Grinnell because of the endless opportunities he saw right here in Iowa.

Now, more than 150 years later, I believe the endless opportunities Grinnell chased are even greater today in our state. I challenge us to look at Iowa and seek out the same opportunities he pursued.

I urge my fellow senators to spend the next 110 days as J.B. Grinnell did—thinking big and acting bold.

When this session ends and people remember the 2017 session, let them say that this was the year that positively changed our state forever. Let them say this was the year an economic revival began in Iowa. Let them say that 2017 was the year the legislature dared to dream big.

Let’s work together this session to expand our workforce, strengthen our economy, rejuvenate our ag industry, ease the tax burdens on Iowans, create financial stability for our rural communities and school districts, and provide students with a top notch education.

Let us go west, not across the ground, but in our hearts and minds. Let us confidently face the unknown future the way J.B. Grinnell faced the challenges of the wild frontier.

Today is a good day to be an Iowan. Let’s work together to make tomorrow even better.

REMARKS BY THE MINORITY LEADER

Senator Hogg addressed the Senate with the following remarks:

Good morning, Mr. President, Mr. Majority Leader, returning Senate colleagues, new Senate colleagues, Senate staff, family, friends, and fellow Iowans.

Today, I want to begin with a few personal observations. The first is the honor I feel to stand before you today as the first new leader of the Senate Democratic caucus in 20 years. Few people have the honor of leading the Iowa Senate Democrats, and I want to extend my thanks to my Democratic colleagues for entrusting me with the leadership of our caucus. I hope my service meets with your approval.

Today is also my grandfather’s 119th birthday—Mason Ladd was born this day 119 years ago in Sheldon, Iowa, January 9, 1898. He was the son of a lawyer-farmer who served as a Justice on the Iowa Supreme Court.

My grandfather was also a public servant, serving the people of Iowa as a professor and long-time dean of the University of Iowa Law School from 1929 to 1966 and as one of the architects of the Federal Rules of Evidence.

Before my grandfather passed away in 1980, he also did other important things—along with my grandmother—such as teaching me to be an Iowa Hawkeye fan, showing me how to dig fence post holes, and teaching me to clean, store, and install the screen

windows and storm windows each spring and fall. As always, I hope my service meets with their approval.

I also want to note at the outset that this is the first time the Iowa Senate has convened since the passing last September of our friend and colleague, Dr. Joe Seng. Joe was one of a kind, a truly unique person: an accomplished musician, a leading veterinarian (who took care of just about every animal in Scott County), and a committed public servant. This morning, would you please join me in a moment of silence to remember and honor Joe Seng? Thank you.

Now, let's talk about the Iowa Senate and the Iowa Legislature and the opportunities we have at the start of this new session. My remarks are especially directed to Senator Boulton and the other new Senators who are joining the Legislature for the first time this year because you need to know that this institution has the capacity to govern wisely and take action to make life better for the people of Iowa on bread-and-butter issues that Iowans face every day.

The Legislature, with bipartisan support, has helped create jobs and broaden economic prosperity across our state. For example, we supported the expansion of Iowa's renewable energy industries including wind, solar, biogas, ethanol, and biodiesel. In 2012, we created a solar energy tax credit that led, through the end of 2015, to over 1,800 solar energy projects, over \$100 million invested, and more than 700 jobs in the solar energy industry that basically did not exist before. And 2016 was an even bigger year, and with our continued help, that industry can keep on growing. Renewable energy is a winner for jobs, businesses, farmers, our health, and our environment.

The Legislature, with bipartisan support, has helped Iowans with educational opportunities from early childhood to college and job training, such as the STEM initiative we started in 2008 and community college programs like PACE career pathways, GAAP tuition assistance, the Kibbie Skilled Workforce Shortage Tuition Grant, and other programs supported by the Iowa Skilled Worker and Job Creation Fund that help Iowans improve job skills and find better-paying jobs available in today's economy.

The Legislature, with bipartisan support, has supported the community attraction and tourism program and other economic and community development efforts that have helped communities across this state invest in themselves—projects like American Gothic House Center in Eldon in Wapello County—projects that create jobs, improve the quality of life, help retain Iowans in our state, and help attract visitors to our state.

The Legislature, with bipartisan support, has helped Iowans prepare for disasters to safeguard our people and our property—with programs like the Iowa Flood Mitigation Program that has helped communities across our state invest in flood mitigation infrastructure—Council Bluffs, Storm Lake, Des Moines, Cedar Rapids, Iowa City, Coralville, Burlington, Dubuque, and Waverly. In Waverly in September, those investments paid off as they helped Waverly avoid flood damage while nearby communities, Plainfield, Shell Rock, Clarksville, and Greene, suffered much damage—that's a problem we can solve, it's a problem we can address.

Here are more examples: The Legislature, with bipartisan support, used the opportunity provided by federal law to create the Iowa Health and Wellness Plan that today provides access to health insurance for over 150,000 Iowans. The Legislature, with bipartisan support, raised the tobacco tax in 2007 and provided for smoke-free workplaces in 2008, to improve health. The Legislature, with bipartisan support, has taken significant action to improve public health and safety, with efforts in recent years to prevent underage drinking and combat human trafficking.

Especially for you new members, I want to share what I considered my first significant legislative accomplishment, in 2004, when I was in the minority in the Iowa

House. We updated Iowa's child safety seat law, to help keep our children safe. To help get that done, I worked with a Republican, Clel Baudler, and a Democrat, Vicki Lensing. I will always remember asking Rep. Baudler if he would help co-sponsor the bill to strengthen Iowa's child safety seat law. He told me, "Strengthen no, update yes." And that was a step in getting more of the bipartisan support we needed in the House to "update" that law.

Here is why I am sharing these examples with you today: when this Legislature identifies real problems and works together to solve them, we can make real positive changes for the good of the people of our state:

- helping Iowans get better jobs with higher wages and better benefits,
- providing educational opportunities that prepare our students for work and citizenship,
- helping people access health care and improving public health,
- creating real public safety to safeguard our people and our property.

So what are the real problems this body can address this year? As we begin the 2017 session, I pledge that Senate Democrats will focus on real solutions to real problems. We will work with every Iowan, regardless of party, to move our state forward.

Here are six real problems that need to be addressed: Let's start with the tragic increase in deadly Iowa traffic accidents. Over 400 people died on Iowa roads in 2016, reversing many years of progress. That was 20 percent more than in 2015. Fortunately, the Iowa Senate has at least one real solution ready to go. Two years ago, we voted 44 to 6 to ban texting while driving. That would help—it would allow Iowa law enforcement officers to stop people who put all of us at risk by texting while driving. Public safety is government's first responsibility. Let's act to stop the carnage on our roads, and let's act on other issues—child abuse, mental illness, substance abuse—that threaten the lives and health of our people.

Here's another real problem: the stagnant wages paid to Iowa workers. While profits have gone up, the wages Iowans earn have not kept up. This is a problem with many causes, but the Iowa Legislature can help. Iowa's minimum wage is too low. It is lower than the states around us. It is so low that full-time Iowa workers can actually qualify for public assistance.

Let's do what our Democratic neighbors in Minnesota and Illinois, and our Republican neighbors in South Dakota, Nebraska, and Missouri, have already done. As part of an economic development strategy to increase wages, let's raise Iowa's minimum wage, and let's do it without voting to lower the wages of any Iowa worker.

The problem of stagnant wages is directly tied to another problem—the loss of population in many parts of our state. We have over 70 counties that have lost population, not because of the Farm Crisis of the 1980s, but just since 2010. We need higher wages. Our businesses need skilled workers and more customers. We need to retain Iowans and attract people to our state. We need to invest in our communities. We need to invest in our main streets.

We need to support our local public schools with adequate school funding—every community needs a high-quality public school. When a community loses its schools, it simply cannot attract new families and new businesses. Education is the foundation of our state, our economy, and our future. Let's make sure schools across our state—in rural Iowa and urban Iowa—get the support they need to provide world-class education for every young Iowan.

Another real problem we can no longer ignore: impaired waters. This doesn't mean that every stream, every river, and every lake in Iowa is a health hazard, but we do have over 700 impaired waters in our state, we are the second leading contributor to

the dead zone in the Gulf of Mexico, and we do have communities in this state that struggle to provide safe drinking water for our citizens.

Senate Democrats have led the way for additional funding for water quality efforts in recent years, including an infusion of \$20 million in 2013 that Secretary Northey called a “game changer” for the Nutrient Reduction Strategy.

This year we are ready to work with you to bolster monitoring and to bring together all sectors—industry, cities, landowners, septic tank owners—so that we can make near-term, tangible progress toward our longer-term clean water goals.

Here’s another real problem: too many of our neighbors don’t have the security of a pension or retirement plan. The good news is that our State Treasurer Michael Fitzgerald has a real solution: get private employers who don’t provide a pension or retirement plan to make a contribution. And for Iowa workers who are looking for a safe, secure place to put those retirement savings, Treasurer Fitzgerald has another good idea. He wants hard-working Iowans to have access to professional, tax-free retirement savings. His “Iowa Retirement Savings Plan” is modeled after the very successful Iowa College Savings Plan he already manages. Just like the college savings plan, no state funds would be involved. This is a real solution to help hard-working Iowans achieve retirement security.

We must also address the health care security of all Iowans. Our health care safety net, Medicaid, is under duress. A year ago, the Iowa Senate recognized that the Medicaid privatization proposed by the Branstad-Reynolds Administration was a potential disaster that should be stopped before it started. We had no idea then how right we were. We were concerned that it would fail to meet the needs of Iowa families and undermine Iowa’s local health care providers. Unfortunately, that is what has happened—and now we know that the new system run by out-of-state insurance companies is also in danger of financial failure. The Medicaid mess is a real problem and needs a real solution.

These problems—tragic traffic deaths and other threats to public safety, stagnant wages, loss of population in more than 70 counties and loss of schools, impaired waters, lack of retirement security, the Medicaid mess—these are all real problems affecting the lives of real Iowans every day. In the Iowa Legislature, we can help solve these problems, if we work together and focus on practical solutions.

What we cannot do is ignore these real problems in favor of “fake” problems—like the “fake” problem of collective bargaining. Collective bargaining is working well in Iowa, and has since it was adopted by a Republican Legislature and a Republican Governor in the early 1970s. It’s not a problem. Health benefits for city sanitation workers, and firefighters, and police officer, and DHS social workers, and our correctional officers are not a problem—we need more health security for everyone. We all benefit when labor and management can work together on fair wages and benefits.

Here’s another “fake” problem—Planned Parenthood funding. Planned Parenthood’s eligibility to provide contraception services, cancer screening, and other preventative health services for state Medicaid patients, including many low-income women, is not a problem. These health services prevent problems for low-income women and other patients. They are not a problem.

Finally, there is the “fake” problem of “fake” people casting votes—it is simply not a problem in Iowa. People aren’t risking severe criminal penalties to cast an illegal vote. We don’t need government barriers to voting in Iowa. We don’t need to make it harder for the elderly to vote. We don’t need to make it harder for people with disabilities to vote. We don’t need to make it harder for young people and low-income Iowans to vote. We don’t need to make it harder for a person who misplaces his or her ID to vote. Voting is a fundamental right. We need to help Iowans participate in the political

process, not create government barriers to participation. We want more participation, not less.

Today, I ask you in this chamber, and I ask all Iowans listening to these proceedings or watching these proceedings, to join together with a renewed sense of citizenship, to sit at our table of democracy, to participate, to speak up, and to serve . . . by addressing the real problems facing our state and our country in this century.

Much has changed since my grandfather was born in Sheldon 119 years ago today. But Iowans are still the responsible, practical, hard-working, community-minded people today that we were then. Let us show the world how we can work together, even under single party control, to address real problems to make Iowa even better for our people and our future.

Thank you, Mr. President.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Dennis H. Black, former member of the Senate from Jasper County, Grinnell, Iowa.

The Senate rose and expressed its welcome.

REMARKS BY THE MAJORITY LEADER

Senator Dix addressed the Senate with the following remarks:

Today, we embark on a new direction for the State of Iowa. It will be a journey that creates optimism and a stronger financial footing for our great state.

This last election was a tough one, for both sides. Now, more than ever, we need to come together and do what is best for Iowans. We all want Iowa to be the best state in the country; one that keeps Iowans here, and attracts new residents to our state. It is imperative we create an atmosphere in which people can create businesses and thrive, raise their families, and trust their children are getting a world class education.

Our priorities are not new—and they shouldn't be. For the past few years you have heard our hopes and concerns. Our ideas and dreams. Our plan for a better Iowa.

Senate Republicans have a vision of economic prosperity for the people of Iowa, a vision of a vibrant agricultural presence in our rural communities, a vision of fiscal responsibility in the Iowa Senate, and growing our state and making it attractive for investment and new career opportunities.

Iowa is an agricultural state. I, myself, am a farmer with a diverse operation. Our rural communities have long been the backbone of Iowa's economy, culture and character. There is no reason these communities should be struggling the way they have been for so long. This must change, and let me tell you why.

Do you remember when you were taught to tie your shoes? You were told to tie them once, nice and tight, and then again, a double knot for security, so you do not trip and fall. A double knot, so you could move forward without worry you will trip and fall, so you could move without concern it will all come undone.

We are all here for the same reason—we care about our state. We care about our families, friends, neighbors. We care about people and want them to have the best life they can. We want them to be successful and thrive. We want to make sure Iowans can do more than just make ends meet, but even tie the ends a few times over, like a double knot. To ensure Iowa families feel secure. We want to enable them to grow, to move forward, and succeed.

These last few months, Republicans promised a limited, more efficient government. We promised more money back in the pockets of Iowans; money Iowans have earned and deserve to keep. We want a balanced budget with responsible budgeting principles, much like Iowa families budget to honor their commitments.

As I talk to Iowans all around our state in our rural communities, I hear firsthand about declining school enrollment. Iowans also share with me concerns about stagnant wages and unsustainable government spending.

The solution for each of these challenges is quite simple: Growth, growth, growth. We should be making our state attractive, inviting, and a great place to live for our children, grandchildren and great grandchildren. We must foster an environment that creates flourishing career opportunities for those graduating high school, college and for those seeking to embark on a new career path.

Iowans responded to these words, to these promises, to these principles and overwhelmingly chose us to move Iowa forward. And, we are ready to lead.

The windows of my Senate office look out over the Des Moines skyline. If you look out those windows, you can see the positive things investing in our state can do. It represents the commerce and economy of our state and the positive impacts of investing in our state, its people and ideas.

Let's get to work in our pursuit of real, substantive policies to provide an environment for growth. Economic growth, personal growth, educational growth. The key here is growth. Senate Republicans are excited to start this new venture and work with the House of Representatives and the Governor.

We stand ready to make all Iowans hopeful for and proud of what is on the horizon for our great state.

Let's Make It Happen!

ADOPTION OF TEMPORARY RULES AND TEMPORARY COMPENSATION

Senator Dix moved that the rules of the Senate adopted by the Eighty-seventh General Assembly and provisions for compensation adopted by the Eighty-seventh General Assembly be adopted as the temporary rules and temporary compensation provisions for the 2017 Session of the Eighty-seventh General Assembly.

The motion prevailed by a voice vote.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Dix moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communication that he might be ready to transmit.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Greene, Chair; C. Johnson and Bowman.

COMMITTEE TO NOTIFY THE HOUSE

Senator Dix moved that a committee of three be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Kraayenbrink, Chair; Anderson and Allen.

ASSIGNMENT OF PRESS SEATS

Senator Dix moved that the Secretary of the Senate be authorized to assign seats for the use of the representatives of the news media and that appropriate badges be provided for use by those representatives.

The motion prevailed by a voice vote.

RECESS

On motion of Senator Dix, the Senate recessed at 10:58 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 11:26 a.m., President Whitver presiding.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Greene reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Kraayenbrink reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted, and the committee was discharged.

APPOINTMENT OF PERMANENT OFFICERS AND EMPLOYEES

Senator Dix asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as permanent officers and employees of the Senate for the 2017 Session of the Eighty-seventh General Assembly:

Secretary of the Senate W. Charles Smithson

Administrative

Administrative Services Officer III K'Ann Brandt
Administrative Services Officer II Maureen Taylor
Administrative Services Officer I Michelle Bauer

Finance

Senior Finance Officer III Lois Brownell
Administrative Services Officer I Betty Shea

Indexing

Administrative Services Officer III Kathy Olah

Journal

Administrative Services Officer II Angela Cox
Administrative Services Officer I Jennifer Bemino

Legal Counsel's Office

Assistant Secretary of the Senate III Janet Hawkins
Administrative Services Officer I Jesse Hughes

President of the Senate's Office

Sr. Administrative Assistant to President Mary Earnhardt
 Administrative Assistant to President II Chris Dorsey

Republican Caucus

Sr. Administrative Assistant to Leader II Edward Failor
 Sr. Administrative Assistant to Leader Caleb Hunter
 Sr. Caucus Staff Director Eric Johansen
 Sr. Legislative Research Analyst Thomas Ashworth
 Sr. Legislative Research Analyst Pamela Dugdale
 Sr. Legislative Research Analyst Jim Friedrich
 Sr. Legislative Research Analyst Russ Trimble
 Legislative Research Analyst III Josh Bronsink
 Legislative Research Analyst II Andy Conlin
 Legislative Research Analyst II Gannon Hendrick
 Legislative Research Analyst Jacob Heard
 Legislative Research Analyst Megan Mutchler
 Legislative Research Analyst Larissa Wurm
 Executive Secretary to Leader Dylan Keller

Democratic Caucus

Sr. Administrative Assistant to Leader II Eric Bakker
 Sr. Administrative Assistant to Leader II Debbie Kattenhorn
 Sr. Caucus Staff Director Ron Parker
 Sr. Legislative Research Analyst Kris Bell
 Sr. Legislative Research Analyst Catherine Engel
 Sr. Legislative Research Analyst Sue Foecke
 Sr. Legislative Research Analyst Bridget Godes
 Sr. Legislative Research Analyst Theresa Kehoe
 Sr. Legislative Research Analyst Rusty Martin
 Sr. Legislative Research Analyst Jace Mikels
 Sr. Legislative Research Analyst Kerry Scott
 Sr. Legislative Research Analyst Erica Shorkey
 Sr. Legislative Research Analyst Julie Simon

Sergeant-at-Arms

Sergeant-at-Arms Jerry Carlson
 Doorkeeper Linda Flaherty
 Doorkeeper Sharon Kimberlin
 Doorkeeper Frank Loeffel
 Doorkeeper Jack Miller
 Doorkeeper Dale Schroeder

Services

Bill Clerk Jay Mosher
 Switchboard Operator Jo Ann Larson
 Switchboard Operator Christine Porter

Postmistress..... Leila Carlson
 Lobbyist Clerk..... Kathy Stachon

BILL DIX, Chair

Senator Dix moved the adoption of the report and appointment of the permanent officers and employees of the Senate.

The motion prevailed by a voice vote, and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn.

APPOINTMENT OF SENATE SECRETARIES

Senator Dix asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following individuals as secretaries to senators for the 2017 Session of the Eighty-seventh General Assembly:

ARNDT, Kathryn	FEENSTRA, Randy
BOND, Cassie.....	SHIPLEY, Tom
BOWMAN, Sarah.....	CHELGREN, Mark
BURNETT, Anne Marie.....	ALLEN, Chaz
CAMPBELL, Jessica	LOFGREN, Mark
CATANZARO, Sam	BISIGNANO, Tony
CHRISTENSON, Bob.....	RAGAN, Amanda
DUCKETT, Khayree	ROZENBOOM, Ken
ELLETT, Kathy.....	LYKAM, Jim
ELLIOTT, Judith	BOULTON, Nate
ENGLISH, Wyatt.....	SCHULTZ, Jason
GARRETT, Nancy	GARRETT, Julian
GENEST, Carrie.....	SMITH, Roby
GRAY, Sam	HOGG, Robert
GROVE, Sue	SEGEBART, Mark
GUTH, Margaret	GUTH, Dennis
HANSEN, Linda	HART, Rita
HAWS, Claire	PETERSEN, Janet
HILDRETH, Theresa	ZUMBACH, Dan
HOEPPNER, Rebecca	QUIRMBACH, Herman
HOWARD, Daniel	BERTRAND, Rick
HUHN, Marce.....	BEHN, Jerry
JOHNSON, Aaron	DVORSKY, Robert
JOHNSON, Michelle	MATHIS, Liz
KELLER, Dylan	DIX, Bill
KRAAYENBRINK, Sally	KRAAYENBRINK, Tim
KRABER, Bryan.....	GREENE, Thomas
KRIEGEL, Tammy.....	KAPUCIAN, Tim
MITCHELL, Joe.....	ANDERSON, Bill

MOORE, Sarah.....	CHAPMAN, Jake
MORGAN, Mason.....	SCHNEIDER, Charles
NICKEL, Casey.....	SINCLAIR, Amy
O'BRIEN, Meaghan.....	WHITVER, Jack
PAULSEN, Nathan.....	DAWSON, Dan
PETERSON, Ashley.....	JOCHUM, Pam
PETERSON, Kathy.....	DANIELSON, Jeff
PETERSON, Phyllis.....	HORN, Wally
SANDAHL, Erik.....	KINNEY, Kevin
SCHNEEKLOTH, Skylee.....	BOLKCOM, Joe
SHULTZ, Weston.....	BOWMAN, Tod
SCHWICKERATH, Emily.....	BROWN, Waylon
SIMON, Jacob.....	JOHNSON, Craig
STEARNS, Beth.....	COSTELLO, Mark
TAYLOR, Annette.....	TAYLOR, Rich
TENNER, Kathy.....	JOHNSON, David
TRIGG, Zara.....	EDLER, Jeff
VAN DE KROL, Taylor.....	McCOY, Matt
WETTELAND, Annette.....	DOTZLER, William
WILLEY, Barbara.....	BREITBACH, Michael
ZAUN, Dede.....	ZAUN, Brad

BILL DIX, Chair

Senator Dix moved the adoption of the report and appointment of the foregoing Senate secretaries.

The motion prevailed by a voice vote, and the foregoing Senate secretaries appeared before the bar of the Senate and were duly sworn.

APPOINTMENT OF PAGES

Senator Dix asked and received unanimous consent to take up the following report of the committee on Rules and Administration:

MR. PRESIDENT: Your committee on Rules and Administration begs leave to submit the names of the following persons as Pages for the Senate for the 2017 Session of the Eighty-seventh General Assembly:

Thomas Anderson, West Des Moines
 Katelyn Decker, Rockwell City
 Brianna Goebel, Coon Rapids
 Olivia Habinck, Cedar Falls
 Wylie Halferty, Stockton
 Tanner Halleran, Sigourney
 Caroline Kirchoff, Clinton
 Devyn Leeson, Winterset
 Jordyn Sanders, Bussey

Mary Tess Urbanek, Roland
Abram Watson, Van Meter
Alex Zumbach, Ryan

BILL DIX, Chair

Senator Dix moved the adoption of the report and appointment of the Senate pages.

The motion prevailed by a voice vote, and the foregoing Senate pages appeared before the bar of the Senate and were duly sworn.

COMMITTEE ON MILEAGE

Senator Dix moved that a committee of four be appointed as the committee on mileage.

The motion prevailed by a voice vote, and the Chair appointed as such committee Senators Chapman, Chair; Sinclair, Horn, and Bolckom.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 9, 2017, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 1, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Tuesday, January 10, 2017, at 10:00 a.m.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Concurrent Resolution 1.

House Concurrent Resolution 1

On motion of Senator Dix, **House Concurrent Resolution 1**, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Tuesday, January 10, 2017, at 10:00 a.m., was taken up for consideration.

Senator Dix moved the adoption of House Concurrent Resolution 1, which motion prevailed by a voice vote.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 9, 2017, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 2, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Wednesday, January 11, 2017, at 10:00 a.m.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Concurrent Resolution 2.

House Concurrent Resolution 2

On motion of Senator Dix, **House Concurrent Resolution 2**, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Wednesday, January 11, 2017, at 10:00 a.m., was taken up for consideration.

Senator Dix moved the adoption of House Concurrent Resolution 2, which motion prevailed by a voice vote.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 9, 2017, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 3, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Tuesday, January 31, 2017, at 10:00 a.m.

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

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Concurrent Resolution 3.

House Concurrent Resolution 3

On motion of Senator Dix, **House Concurrent Resolution 3**, a concurrent resolution to provide for a joint session of the two houses of the 2017 session of the Eighty-seventh General Assembly to be held on Tuesday, January 31, 2017, at 10:00 a.m., was taken up for consideration.

Senator Dix moved the adoption of House Concurrent Resolution 3, which motion prevailed by a voice vote.

MOTION ON CHAPLAINS

Senator Dix moved that Secretary of the Senate be authorized to coordinate the scheduling of chaplains for the Senate during the Eighty-seventh General Assembly, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Concurrent Resolutions 1, 2, and 3** be **immediately messaged** to the House.

SELECTION OF SEATS

The Chair announced the next order of business would be the selection of seats.

Senator Dix moved that the holdover and re-elected senators who participated in seat selection in 2016 be granted the privilege of selecting new seats in order of seniority from unassigned seats; that the re-elected senators first elected during the 2016 session be granted the privilege of selecting their seats from the unassigned seats according to their seniority; that former members of the House of Representatives be granted the privilege of selecting their seats from the unassigned seats according to seniority; and that first, the Majority Floor Leader and the Minority Floor Leader be permitted to select their seats.

The motion prevailed by a voice vote.

The Secretary of the Senate called the roll, and seat selections were made as follows:

<u>NAME</u>	<u>SEAT NO.</u>
Allen of Jasper	11
Anderson of Woodbury	46
Behn of Boone	40
Bertrand of Woodbury	50
Bisignano of Polk	35
Bolkcom of Johnson	31
Boulton of Polk	07
Bowman of Jackson	37
Breitbach of Clayton	19
Brown of Mitchell	23
Chapman of Dallas	30
Chelgren of Wapello	10
Costello of Mills	16
Danielson of Black Hawk	45
Dawson of Pottawattamie	12
Dix of Butler	36

Dotzler of Black Hawk.....	05
Dvorsky of Johnson.....	49
Edler of Marshall.....	18
Feenstra of Sioux.....	42
Garrett of Warren.....	20
Greene of Des Moines.....	32
Guth of Hancock.....	22
Hart of Clinton.....	13
Hogg of Linn.....	41
Horn of Linn.....	43
Jochum of Dubuque.....	27
Johnson, C. of Buchanan.....	01
Johnson, D. of Osceola.....	38
Kapucian of Benton.....	48
Kinney of Johnson.....	15
Kraayenbrink of Webster.....	24
Lofgren of Muscatine.....	17
Lykam of Scott.....	25
Mathis of Linn.....	29
McCoy of Polk.....	39
Petersen of Polk.....	09
Quirnbach of Story.....	03
Ragan of Cerro Gordo.....	33
Rozenboom of Mahaska.....	21
Schneider of Dallas.....	14
Schultz of Crawford.....	04
Segebart of Crawford.....	02
Shipley of Adams.....	26
Sinclair of Wayne.....	28
Smith of Scott.....	44
Taylor of Henry.....	47
Whitver of Polk.....	08
Zaun of Polk.....	06
Zumbach of Delaware.....	34

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 12:02 p.m. until 9:00 a.m., Tuesday, January 10, 2017.

APPENDIX

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

MR. PRESIDENT: Your committee on rules and administration submits the following names of officers and employees of the Senate for the Eighty-seventh General Assembly, 2017 Session, and their respective classifications, grades and steps:

		<u>CLASS</u>	<u>GRADE</u>	<u>STEP</u>
Secretary of the Senate	W. Charles Smithson	P-FT	44	3
Assistant Secretary of the Senate III	Janet Hawkins	P-FT	38	5
Sr. Administrative Assistant to Leader II	Ed Failor	P-FT	41	7
Sr. Administrative Assistant to Leader	Caleb Hunter	P-FT	38	6
Executive Secretary to Leader	Dylan Keller	P-FT	24	2
Sr. Administrative Assistant to President	Mary Earnhardt	P-FT	38	6
Administrative Assist. to President II	Chris Dorsey	P-FT	32	7
Sr. Caucus Staff Director	Eric Johansen	P-FT	41	2
Sr. Legislative Research Analyst	Pamela Dugdale	P-FT	38	8
Sr. Legislative Research Analyst	Jim Friedrich	P-FT	38	8
Sr. Legislative Research Analyst	Russ Trimble	P-FT	38	8
Sr. Legislative Research Analyst	Thomas Ashworth	P-FT	38	6
Legislative Research Analyst III	Joshua Bronsink	P-FT	35	3
Legislative Research Analyst II	Andy Conlin	P-FT	32	6
Legislative Research Analyst II	Gannon Hendrick	P-FT	32	2
Legislative Research Analyst	Larissa Wurm- Skipworth	P-FT	27	3
Legislative Research Analyst	Jake Heard	P-FT	27	2
Legislative Research Analyst	Megan Mutchler	P-FT	27	1
Sr. Administrative Assistant to Leader II	Eric Bakker	P-FT	41	8
Sr. Administrative Assistant to Leader II	Debbie Kattenhorn	P-FT	41	7
Sr. Caucus Staff Director	Ron Parker	P-FT	41	8

Sr. Legislative Research Analyst	Kris Bell	P-FT	38	8
Sr. Legislative Research Analyst	Bridget Godes	P-FT	38	8
Sr. Legislative Research Analyst	Theresa Kehoe	P-FT	38	8
Sr. Legislative Research Analyst	Rusty Martin	P-FT	38	8
Sr. Legislative Research Analyst	Julie Simon	P-FT	38	8
Sr. Legislative Research Analyst	Kerry Scott	P-FT	38	5
Sr. Legislative Research Analyst	Erica Shorkey	P-FT	38	4
Sr. Legislative Research Analyst	Catherine Engel	P-FT	38	3
Sr. Legislative Research Analyst	Sue Foecke	P-FT	38	3
Sr. Legislative Research Analyst	Jace Mikels	P-FT	38	2
Administrative Services Officer III	K'Ann Brandt	P-FT	32	8
Administrative Services Officer III	Kathy Olah	P-FT	32	8
Administrative Services Officer II	Maureen Taylor	P-FT	29	4
Administrative Services Officer II	Angela Cox	P-FT	29	3
Administrative Services Officer I	Betty Shea	P-FT	26	5
Administrative Services Officer I	Michelle Bauer	P-FT	26	4
Administrative Services Officer I	Jennifer Beminio	P-FT	26	3
Administrative Services Officer I	Jesse Hughes	P-FT	26	3
Sr. Finance Officer III	Lois Brownell	P-FT	38	8
Administrative Services Assistant	Kathy Stachon	S-O	20	5
Switchboard Operator	JoAnn Larson	S-O	14	4
Switchboard Operator	Christine Porter	S-O	14	3
Bill Clerk	Jay Mosher	S-O	14	8
Postmistress	Leila Carlson	S-O	12	4
Sergeant-at-Arms	Gerald Carlson	S-O	17	6
Doorkeeper	Linda Flaherty	S-O	11	2
Doorkeeper	Sharon Kimberlin	S-O	11	2
Doorkeeper	Frank Loeffel	S-O	11	6
Doorkeeper	Jack Miller	S-O	11	2
Doorkeeper	Dale Schroeder	S-O	11	2
Legislative Secretary	Burnett, Anne Marie	S-O	16	6
Legislative Secretary	Catanzaro, Sam	S-O	16	1
Legislative Secretary	Christenson, Bob	S-O	18	2

Legislative Secretary	Ellett, Kathy	S-O	15	4
Legislative Secretary	Elliott, Judith	S-O	16	4
Legislative Secretary	Gray, Sam	S-O	18	1
Legislative Secretary	Hansen, Linda	S-O	18	1
Legislative Secretary	Haws, Claire	S-O	16	3
Legislative Secretary	Hoepfner, Rebecca	S-O	18	2
Legislative Secretary	Johnson, Aaron	S-O	17	1
Legislative Secretary	Johnson, Michelle	S-O	18	1
Legislative Secretary	Kraber, Bryan	S-O	15	1
Legislative Secretary	Moore, Sarah	S-O	17	3
Legislative Secretary	O'Brien, Meaghan	S-O	18	1
Legislative Secretary	Paulsen, Nathan	S-O	17	1
Legislative Secretary	Peterson, Ashley	S-O	16	1
Legislative Secretary	Peterson, Kathy	S-O	16	6(+2)
Legislative Secretary	Phyllis Peterson	S-O	17	4
Legislative Secretary	Sandahl, Erik	S-O	16	1
Legislative Secretary	Schneekloth, Skyler	S-O	18	1
Legislative Secretary	Schwickerath, Emily	S-O	17	1
Legislative Secretary	Shultz, Weston	S-O	16	1
Legislative Secretary	Simon, Jacob	S-O	16	1
Legislative Secretary	Taylor, Annette	S-O	16	2
Legislative Secretary	Tenner, Kathy	S-O	15	2
Legislative Secretary	Trigg, Zara	S-O	16	1
Legislative Secretary	VanDeKrol, Taylor	S-O	18	2
Legislative Secretary	Wetteland, Annette	S-O	18	1
Legislative Committee Secretary	Arndt, Kathryn	S-O	18	2
Legislative Committee Secretary	Bond, Cassie	S-O	18	1
Legislative Committee Secretary	Bowman, Sarah	S-O	17	2
Legislative Committee Secretary	Campbell, Jessica	S-O	18	1
Legislative Committee Secretary	Duckett, Khayree	S-O	18	1
Legislative Committee Secretary	English, Wyatt	S-O	17	1
Legislative Committee Secretary	Garrett, Nancy	S-O	17	2
Legislative Committee Secretary	Genest, Carrie	S-O	17	1
Legislative Committee Secretary	Grove, Sue	S-O	18	1
Legislative Committee Secretary	Guth, Margaret	S-O	18	2
Legislative Committee Secretary	Hildreth, Theresa	S-O	18	1
Legislative Committee Secretary	Howard, Daniel	S-O	17	1
Legislative Committee Secretary	Huhn, Marce	S-O	18	6

Legislative Committee Secretary	Kraayenbrink, Sally	S-O	18	1
Legislative Committee Secretary	Kriegel, Tammy	S-O	18	2
Legislative Committee Secretary	Mitchell, Joe	S-O	17	1
Legislative Committee Secretary	Morgan, Mason	S-O	18	1
Legislative Committee Secretary	Nickel, Casey	S-O	18	1
Legislative Committee Secretary	Stearns, Beth	S-O	18	1
Legislative Committee Secretary	Wiley, Barbara	S-O	18	2
Legislative Committee Secretary	Zaun, Dede	S-O	18	3
Page	Thomas Anderson	S/O	9	1
Page	Katelyn Decker	S/O	9	1
Page	Brianna Goebel	S/O	9	1
Page	Olivia Habinck	S/O	9	1
Page	Wylie Halferty	S/O	9	1
Page	Tanner Halleran	S/O	9	1
Page	Caroline Kirchoff	S/O	9	1
Page	Devyn Leeson	S/O	9	1
Page	Jordyn Sanders	S/O	9	1
Page	Mary Tess Urbanek	S/O	9	1
Page	Abram Watson	S/O	9	1
Page	Alex Zumbach	S/O	9	1

BILL DIX, Chair

ASSIGNMENT OF SEATS IN THE PRESS GALLERY 2017 SESSION

Seat No.

51. Staff
52. Des Moines Register—WILLIAM PETROSKI, JASON NOBLE, TONY LEYS, BRIANNE PFANNENSTIEL, KATHIE OBRADOVICH, ANNAH BACKSTROM
53. The Associated Press—CATHERINE LUCEY, BARBARA RODRIGUEZ
54. Radio Iowa News Network—O. KAY HENDERSON, DAR DANIELSON, PAT CURTIS
55. Sinclair Broadcast Group—STEFFI LEE
56. Dubuque Telegraph Herald—NICKI KOHL, DAVE KETTERING
57. Iowa Public Radio—JOYCE RUSSELL, SARAH BODEN
58. The Cedar Rapids Gazette—ROD BOSHART, JAMES LYNCH
59. Single Day—Visitor
60. Lee Enterprises—ERIN MURPHY
61. Staff
62. Single Day—Visitor

63. Iowa Legislative News Service—JACK HUNT, BARBARA HUNT
 64. WHO—DAVE PRICE, MIKE DASILVA, STEPHANIE MOORE, MEGAN REUTHER, JUSTIN SURRENCY, JODI WHITWORTH, ROGER RILEY, JOSH NGUYEN, REID CHANDLER, JANNAY TOWNE.

REPORT OF COMMITTEE ON MILEAGE

MR. PRESIDENT: Pursuant to Section 2.10, Code 2017, the following has been determined to be the mileage to which Senators are entitled for the Eighty-seventh General Assembly:

<u>NAME</u>	<u>ROUND TRIP MILES</u>
ALLEN, Charles	71
ANDERSON, William	378
BEHN, Jerry	94
BERTRAND, Rick.....	404
BISIGNANO, Anthony	0
BOLKCOM, Joe	234
BOULTON, Nate	0
BOWMAN, Tod	370
BREITBACH, Michael.....	366
BROWN, Waylon	300
CHAPMAN, Jake	66
CHELGREN, Mark.....	178
COSTELLO, Mark.....	276
DANIELSON, Jeff	248
DAWSON, Dan.	254
DIX, William	264
DOTZLER, William	260
DVORSKY, Robert E.	224
EDLER, Jeff	94
FEENSTRA, Randy	492
GARRETT, Julian.....	54
GREENE, Thomas.....	342
GUTH, Dennis	204
HART, Rita.....	320
HOGG, Robert M.	260
HORN, Wally E.....	250
JOCHUM, Pam	400
JOHNSON, Craig	304
JOHNSON, David.....	458
KAPUCIAN, Tim	180
KINNEY, Kevin	200
KRAAYENBRINK, Tim	200
LOFGREN, Mark.....	298
LYKAM, Jim	330
MATHIS, Liz.....	270
McCOY, Matt	0
PETERSEN, Janet	0
QUIRMBACH, Herman	75

RAGAN, Amanda.....240
 ROZENBOOM, Ken.....134
 SCHNEIDER, Charles0
 SCHULTZ, Jason.....282
 SEGEBART, Mark.....228
 SHIPLEY, Tom216
 SINCLAIR, Amy137
 SMITH, Roby334
 TAYLOR, Rich296
 WHITVER, Jack0
 ZAUN, Brad0
 ZUMBACH, Dan.....344

JAKE CHAPMAN, Chair
 JOE BOLKCOM
 WALLY E. HORN
 AMY SINCLAIR

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 30, 2016.

Reversions Report–Training and Technology Expenditures Final Report, pursuant to Iowa Code section 8.62. Report received on July 12, 2016.

Experimental Research Report, pursuant to Iowa Code section 8A.414. Report received on September 13, 2016.

Revenue Bonds Capitals Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on September 13, 2016.

Revenue Bonds Capitals II Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on September 13, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on September 13, 2016.

Condition of Affirmative Action, Diversity, and Multicultural Programs Report, pursuant to Iowa Code 19B.5(2). Report received on September 28, 2016.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on October 3, 2016.

Internal Service Fund Expenditure Report, pursuant to Iowa Code section 8A.123. Report received on October 3, 2016.

Capitol Planning Commission Report, pursuant to Iowa Code section 8A.373. Report received on November 9, 2016.

DEPARTMENT ON AGING

Environment First Fund–Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on June 29, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on June 29, 2016.

Revenue Bonds Capitals Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on June 29, 2016.

Revenue Bonds Capitals II Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on June 29, 2016.

Reversions Report–Training and Technology Expenditures Final Report, pursuant to Iowa Code section 8.62. Report received on June 29, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on June 29, 2016.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 14, 2016.

ALCOHOLIC BEVERAGES DIVISION

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on June 16, 2016.

Reversion Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 15, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on July 15, 2016.

AUDITOR OF STATE

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 23, 2016.

CHIEF INFORMATION OFFICER

Internal Service Fund Report, pursuant to Iowa Code section 8B.13. Report received on September 29, 2016.

IOWA STATE CIVIL RIGHTS COMMISSION

Environment First Fund–Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on August 5, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on August 5, 2016.

Revenue Bonds Capitals Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on August 5, 2016.

Revenue Bonds Capitals II Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on August 5, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on August 5, 2016.

COLLEGE STUDENT AID COMMISSION

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 20, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on October 3, 2016.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20. Report received on August 29, 2016.

Environment First Fund–Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on August 29, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on August 29, 2016.

Rebuild Iowa Infrastructure (RIIF) Fund–Infrastructure Status Report, pursuant to Iowa Code section 8.57. Report received on September 28, 2016.

Revenue Bonds Capitals Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on September 28, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on September 28, 2016.

Financial Literacy Education Expenditures Report, pursuant to 2013 Iowa Acts, HF 648, section 9. Report received on October 4, 2016.

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20. Report received on November 15, 2016.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 28, 2016.

Revenue Bonds Capitals II Fund Status Report—Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on November 28, 2016.

Annual Report of Superintendent of Banking, pursuant to Iowa Code section 524.216. Report received on December 21, 2016.

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 22, 2016.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Commerce Revolving Fund Revenues and Expenditures Report, pursuant to Iowa Code section 546.12. Report received on October 24, 2016.

Environment First Fund (EFF)—Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on October 24, 2016.

Revenue Bonds Capitals Fund Status Report—Infrastructure Status Report, pursuant to Iowa Code section 12.88. Report received on October 24, 2016.

Revenue Bonds Capitals II Fund Status Report—Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on October 24, 2016.

Tobacco Settlement Trust Fund Status Report—Infrastructure Status Report, pursuant to Iowa Code section 12E.12. Report received on October 24, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10(A). Report received on November 1, 2016.

Iowa Insurance Information Exchange Report, pursuant to Iowa Code section 505.32. Report received on November 2, 2016.

Health Spending Costs Report, pursuant to Iowa Code section 505.18(2). Report received on November 21, 2016.

Medical Malpractice Insurance Annual Report, pursuant to Iowa Code section 505.27. Report received on December 1, 2016.

Iowa Cemetery Act Report, pursuant to Iowa Code section 523I.201. Report received on December 5, 2016.

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801. Report received on December 5, 2016.

DEPARTMENT OF CORRECTIONS

Monthly Report FY 2016, Ending April, 2016, pursuant to Iowa Code section 904.116. Report received on June 7, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 24, 2016.

Monthly Report FY 2016 Ending June, 2016, pursuant to Iowa Code section 904.116. Report received on July 6, 2016.

Monthly Report FY 2016 Ending May, 2016, pursuant to Iowa Code section 904.116. Report received on September 13, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 20, 2016.

OFFICE OF DRUG CONTROL POLICY

Iowa's Application to the Edward Byrne Memorial Justice Assistance Grant Program, pursuant to Iowa Code section 80E. Report received on September 16, 2016.

2017 Iowa Drug Control Strategy Report, pursuant to Iowa Code section 80E.1(2)(b). Report received on October 31, 2016.

Drug Endangered Children (DEC) Workgroup Report, pursuant to 2016 Iowa Acts, Chapter 1063, section 22. Report received on December 15, 2016.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services 4/1/16–6/30/16 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on August 3, 2016.

Iowa Commission on Volunteer Services 7/1/16–9/30/16 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on October 13, 2016.

DEPARTMENT OF EDUCATION

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256.H.1(10)(o). Report received on October 5, 2016.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 260C.14. Report received on October 31, 2016.

Council on Educator Development, pursuant to Iowa Code section 256.29. Report received on November 18, 2016.

Charter School and Innovation Zone School Report, pursuant to Iowa Code section 256F.10. Report received on November 29, 2016.

Iowa Autism Council Report, pursuant to Iowa Code section 256.35A. Report received on December 6, 2016.

Commission on Educator Leadership and Compensation Report, pursuant to Iowa Code section 284.15. Report received on December 14, 2016.

Iowa Reading Research Center Annual Report, pursuant to Iowa Code section 256.9. Report received on December 15, 2016.

IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 8, 2016.

OFFICE OF THE GOVERNOR

Reversion Report—Training and Technology Expenditures Report FY 2016, pursuant to Iowa Code section 8.62. Report received on October 13, 2016.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Iowa Department of Homeland Security and Emergency Management Annual Report SFY 2016, pursuant Iowa Code section 7E.3. Report received on December 14, 2016.

Iowa Flood Mitigation Board Annual Report, pursuant to Iowa Code section 418.8. Report received on December 20, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 20, 2016.

DEPARTMENT OF HUMAN RIGHTS

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 27, 2016.

Community Action Agencies Report, pursuant to Iowa Code section 216A.92(2)(d). Report received on October 31, 2016.

FY 2016 Annual Report, pursuant to Iowa Code section 216A.2(4)(h). Report received on November 2, 2016.

Correctional Policy Project Plans and Findings, pursuant to Iowa Code section 216A.137. Report received on November 23, 2016.

Criminal and Juvenile Justice Planning Advisory Council—Legislation Monitoring Report, pursuant to Iowa Code section 216A.133. Report received on November 23, 2016.

Public Safety Advisory Board Report, pursuant to Iowa Code section 216A.133A(5). Report received on November 23, 2016.

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139(5). Report received on November 23, 2016.

Twenty-year and Five-year Criminal and Juvenile Justice Plan, pursuant to Iowa Code section 216A.135. Report received on November 23, 2016.

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107(4)(e). Report received on November 30, 2016.

DEPARTMENT OF HUMAN SERVICES

Nursing Facilities Private Room Supplementation Report, pursuant to Iowa Code section 249A.4(10). Report received on May 31, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 1, 2016.

Direct Care Worker in Nursing Facilities Turnover 2015 Report, pursuant to 2008 Iowa Acts, Chapter 1188, section 71. Report received on September 16, 2016.

Drug Utilization Report, pursuant to Iowa Code section 249A.24. Report received on September 30, 2016.

Family Support Subsidy and Children at Home Program Report, pursuant to Iowa Code section 225C.42. Report received on October 14, 2016.

MHDS Redesign Progress Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 89. Report received on November 15, 2016.

Direct Care Worker in Nursing Facilities Turnover 2016 Report, pursuant to 2008 Iowa Acts, Chapter 1188, section 71. Report received on November 30, 2016.

Medicaid Managed Care Oversight 7/1/16–6/30/16 Quarterly Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on November 30, 2016.

Psychiatric Medical Institutes for Children (PMIC) Annual Report, pursuant to 2011 Iowa Acts, Chapter 121, section 9. Report received on December 14, 2016.

Iowa Individual Assistance Grant Program Report, pursuant to Iowa Code section 29C.20A. Report received on December 15, 2016.

Children’s Mental Health Study Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 66. Report received on December 15, 2016.

Medicaid Managed Care Oversight Annual Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 93. Report received on December 15, 2016.

Non-State Government-Owned Nursing Facility Upper Payment Limit Supplemental Payment Program Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 82. Report received on December 16, 2016.

Mercy Autism Center–Autism Spectrum Disorder Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 11. Report received on December 16, 2016.

DEPARTMENT OF INSPECTIONS AND APPEALS

Citizen Foster Care Evaluation Report, pursuant to Iowa Code section 237.18(6). Report received on June 7, 2016.

Environment First Fund (EFF)–Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on June 7, 2016.

Iowa Child Advocacy Board Annual Report, pursuant to Iowa Code section 237.18. Report received on June 7, 2016.

Rebuild Iowa Infrastructure (RIIF) Fund–Infrastructure Status Report, pursuant to Iowa Code section 8.57. Report received on June 7, 2016.

Revenue Bonds Capitals (RBC) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on June 7, 2016.

Revenue Bonds Capitals II (RBC2) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on June 7, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on June 7, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on August 29, 2016.

Reversions Report–Training And Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on August 29, 2016.

Fraud in Public Assistance Programs Report, pursuant to 2016 Iowa Acts, Chapter 1130, section 11. Report received on December 2, 2016.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 2, 2016.

IOWA ASSOCIATION OF SCHOOL BOARDS

Annual Financial Report for Year Ended June 30, 2016, pursuant to Iowa Code section 12B.10A(7). Report received on November 23, 2016.

IOWA COMMUNICATIONS NETWORK

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 21, 2016.

IOWA HIGHER EDUCATION LOAN AUTHORITY

2015 Annual Report, pursuant to Iowa Code section 261A.21. Report received on September 16, 2016.

2016 Annual Report, pursuant to Iowa Code section 261A.21. Report received on November 22, 2016.

IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Public Fund Iran Divestment Report for Year Ended June 30, 2016, pursuant to Iowa Code section 12H.5(2). Report received on October 7, 2016.

Public Fund Sudan Divestment Report for Year Ended June 30, 2016, pursuant to Iowa Code section 12F.5(2). Report received on October 7, 2016.

Comprehensive Annual Financial Report (CAFR), pursuant to Iowa Code section 97B.4. Report received on December 19, 2016.

IOWA STATE SHERIFF'S AND DEPUTIES ASSOCIATION

Sheriffs' Civil Process Service Fees Report, pursuant to 2016 Iowa Acts, SF 503. Report received on November 30, 2016.

JUDICIAL BRANCH

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 24, 2016.

Iowa Judicial Branch Collection of Fines, Fees, Surcharges, and Court Costs Comparison FY 2016 and FY 2015 Report, pursuant to 2015 Iowa Acts, Chapter 134, section 1. Report received on July 26, 2016.

Court Debt Report, pursuant to Iowa Code section 602.8107(7). Report received on September 9, 2016.

LAW ENFORCEMENT ACADEMY

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on July 5, 2016.

IOWA LOTTERY AUTHORITY

Government Oversight Report, pursuant to Iowa Code section 99G.7. Report received on July 1, 2016.

Quarter Ended June 30, 2016 Final Report, pursuant to Iowa Code section 99G.7. Report received on September 15, 2016.

Quarter Ended September 30, 2016 Final Report, pursuant to Iowa Code section 99G.7. Report received on October 14, 2016.

2016 Annual Report, pursuant to Iowa Code section 99G.7. Report received on December 15, 2016.

Lottery Performance Measures Report, pursuant to Iowa Code section 99G.1. Report received on December 20, 2016.

DEPARTMENT OF MANAGEMENT

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 29, 2016.

MUNICIPAL FIRE AND POLICE RETIREMENT SYSTEM OF IOWA

Public Fund Iran Divestment June 30, 2015 Report, pursuant to Iowa Code section 12H.5(2). Report received on September 16, 2016.

Public Fund Iran Divestment June 30, 2016 Report, pursuant to Iowa Code section 12H.5(2). Report received on October 7, 2016.

Public Fund Sudan Divestment June 30, 2016 Report, pursuant to Iowa Code section 12F.5(2). Report received on October 7, 2016.

FY 2016 Annual Report, pursuant to Iowa Code section 411.5. Report received on October 31, 2016.

Financial Evaluation Report, pursuant to Iowa Code section 411.5. Report received on December 8, 2016.

DEPARTMENT OF NATURAL RESOURCES

Rebuild Iowa Infrastructure Fund, pursuant to Iowa Code section 8.57. Report received on September 13, 2016.

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on September 13, 2016.

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 20, 2016.

State Forestry Nurseries Study, pursuant to 2016 Iowa Acts, Chapter 1134, section 23. Report received on December 20, 2016.

Greenhouse Gas Emissions Report, pursuant to Iowa Code section 455B.104(4). Report received on December 21, 2016.

Hazardous Substance Remedial Fund Report, pursuant to Iowa Code section 455B.425. Report received on December 21, 2016.

Household Hazardous Waste Account Report, pursuant to Iowa Code section 455E.11(2)(c). Report received on December 21, 2016.

Low-Level Radioactive Waste Compact Report, pursuant to Iowa Code section 457B.1. Report received on December 21, 2016.

Mercury-Added Thermostats Report, pursuant to Iowa Code section 455D.16. Report received on December 21, 2016.

IOWA BOARD OF PAROLE

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 29, 2016.

Environment First Fund (EFF)—Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on July 27, 2016.

Rebuild Iowa Infrastructure (RIIF) Fund—Infrastructure Status Report, pursuant to Iowa Code section 8.57. Report received on July 27, 2016.

Revenue Bonds Capitals (RBC) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on July 27, 2016.

Revenue Bonds Capitals II (RBC2) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on July 27, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on July 27, 2016.

FY 2016 Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on December 14, 2016.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

FY 2016 Quarter 4 Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on July 25, 2016.

FY 2017 Quarter 1 Progress and Activities Report, pursuant to Iowa Code section 455G.4(6). Report received on October 17, 2016.

BOARD OF PHARMACY

Home Base Iowa–Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 16, 2016.

IOWA PROPANE EDUCATION AND RESEARCH COUNCIL

2015 IowaPERC Programs and Projects Report, pursuant to Iowa Code section 101C.11. Report received on August 31, 2016.

2013 IowaPERC Programs and Projects Report, pursuant to Iowa Code section 101C.11. Report received on September 16, 2016.

2014 IowaPERC Programs and Projects Report, pursuant to Iowa Code section 101C.11. Report received on September 16, 2016.

Auditor’s Report for December 31, 2012 and 2013, pursuant to Iowa Code section 101C.11. Report received on September 16, 2016.

Auditor’s Report for December 31, 2013 and 2014, pursuant to Iowa Code section 101C.11. Report received on September 16, 2016.

PROFESSIONAL LICENSING AND REGULATION BUREAU

Home Base Iowa Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 9, 2016.

STATE PUBLIC DEFENDER

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on October 13, 2016.

DEPARTMENT OF PUBLIC DEFENSE

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 29, 2016.

PUBLIC EMPLOYMENT RELATIONS BOARD

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 30, 2016.

Public Employment Relations Board Annual Report for FY 2016, pursuant to Iowa Code section 7E.3. Report received on November 30, 2016.

DEPARTMENT OF PUBLIC HEALTH

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150(2). Report received on October 11, 2016.

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9. Report received on December 1, 2016.

Station-Based Examination for the Licensure of Dentists, pursuant to 2016 Iowa Acts, Chapter 1039, section 1. Report received on December 7, 2016.

Home Base Iowa—Licensed Professions and Occupations Annual Report — Iowa Board of Medicine, pursuant to Iowa Code section 272C.4. Report received on December 15, 2016.

Anatomical Gift Public Awareness Donation and Compliance Report, pursuant to Iowa Code section 142C.17. Report received on December 16, 2016.

Funding to Meet Needs Identified and Improve Services Recommendations Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 3. Report received on December 16, 2016.

PUBLIC INFORMATION BOARD

Reversions Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 21, 2016.

DEPARTMENT OF PUBLIC SAFETY

Environment First Fund (EFF)—Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on July 8, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on July 8, 2016.

Reversions Report—Training and Technology Expenditures FY 2016 Report, pursuant to Iowa Code section 8.62(3). Report received on July 8, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on July 8, 2016.

Reversions Report – Training and Technology Expenditures Report–Revised FY 2016, pursuant to Iowa Code section 8.62(3). Report received on October 4, 2016.

Revenue Bonds Capitals (RBC) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on October 11, 2016.

Revenue Bonds Capitals II (RBC2) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on October 11, 2016.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on November 28, 2016.

DCI Report of Activities at Racetrack Enclosures, pursuant to Iowa Code section 99D.14. Report received on December 13, 2016.

Statewide Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29. Report received on December 16, 2016.

IOWA PUBLIC TELEVISION

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on November 23, 2016.

Revenue Bonds Capitals (RBC) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88. Report received on November 23, 2016.

Revenue Bonds Capitals II (RBC2) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on November 23, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on November 23, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12. Report received on November 23, 2016.

BOARD OF REGENTS

Gifts and Grants Monthly Report for May 2016, pursuant to Iowa Code section 8.44. Report received on June 16, 2016.

Monthly Financial Report for May 2016, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on June 29, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 29, 2016.

Gifts and Grants Quarterly Report for Quarter ending June 30, 2016, pursuant to Iowa Code section 8.44. Report received on August 23, 2016.

Gifts and Grants Monthly Report for June 2016, pursuant to Iowa Code section 8.44. Report received on August 29, 2016.

Monthly Financial Report for June 2016, pursuant to 2013 Iowa Acts, Chapter 141, section 27. Report received on September 2, 2016.

Transfer of Funds—Regional Study Centers, pursuant to Iowa Code section 262.28. Report received on September 8, 2016.

Local Food and Farm Program Report, pursuant to Iowa Code section 267A.7. Report received on September 13, 2016.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5. Report received on September 28, 2016.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 28, 2016.

Postsecondary Enrollment Program Annual Report, pursuant to Iowa Code section 262.9(35). Report received on September 29, 2016.

Gifts and Grants Monthly Report for July 2016, pursuant to Iowa Code section 8.44. Report received on September 30, 2016.

Gifts and Grants Monthly Report for August 2016, pursuant to Iowa Code section 8.44. Report received on September 30, 2016.

Monthly Financial Report for July 2016, pursuant to 2016 Iowa Acts, Chapter 1132, section 5. Report received on October 6, 2016.

Monthly Financial Report for August 2016, pursuant to 2016 Iowa Acts, Chapter 1132, section 5. Report received on October 6, 2016.

Cooperative Purchasing Plan Report, pursuant to Iowa Code section 262.9B(5). Report received on October 24, 2016.

Tobacco Settlement Trust Fund Status Report—Infrastructure Status Report, pursuant to Iowa Code section 12E.12. Report received on October 24, 2016.

Activities, Projects, and Programs Funded with Board of Regents Innovation Fund Report, pursuant to 2016 Iowa Acts, Chapter 1135, section 10. Report received on November 29, 2016.

Technology Commercialization, Marketing and Business Development Report, pursuant to 2016 Iowa Acts, Chapter 1135, section 10. Report received on November 29, 2016.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3. Report received on November 30, 2016.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 262.9. Report received on December 9, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on December 21, 2016.

Monthly Financial Report for October 2016, pursuant to 2016 Iowa Acts, Chapter 1132, section 5. Report received on December 21, 2016.

Grow Iowa Values Fund Report, pursuant to 2013 Iowa Acts, Chapter 141, section 54. Report received on December 21, 2016.

DEPARTMENT OF REVENUE

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62(3). Report received on June 23, 2016.

Central Collections Unit Quarterly Debt Collection Report Ending June 30, 2016, pursuant to Iowa Code section 421.17(27)(h). Report received on September 2, 2016.

Tax Gap Compliance Project 2016 Report, pursuant to 2015 Iowa Acts, Chapter 138, section 106. Report received on October 19, 2016.

SECRETARY OF STATE

Revenue Bonds Capitals (RBC) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88(4). Report received on June 27, 2016.

Revenue Bonds Capitals II (RBC2) Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12.88A(4). Report received on June 27, 2016.

Reversions Report–Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on June 27, 2016.

Environment First Fund (EFF)–Infrastructure Status Report, pursuant to Iowa Code section 8.57A(5). Report received on September 13, 2016.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A(7). Report received on September 13, 2016.

Tobacco Settlement Trust Fund Status Report–Infrastructure Status Report, pursuant to Iowa Code section 12E.12(9). Report received on September 13, 2016.

STATE FAIR BOARD

Association of Iowa Fairs–Economic Impact and Statistic Report, pursuant to Iowa Code section 174.10. Report received on December 22, 2016.

Association of Iowa Fairs–State Funding Report, pursuant to Iowa Code section 174.10. Report received on December 22, 2016.

DEPARTMENT OF TRANSPORTATION

5 Year Program Report, pursuant to Iowa Code section 7A.9. Report received on June 16, 2016.

Highway Improvement Program and Sufficiency Rating Report, pursuant to Iowa Code section 307A.2. Report received on June 16, 2016.

Integrated Roadside Vegetation Management Committee Report, pursuant to Iowa Code section 314.22. Report received on June 16, 2016.

Living Roadway Trust Fund Report, pursuant to Iowa Code section 314.21(1)(b). Report received on June 16, 2016.

Rail/Highway Grade Crossing Warning Devices, Signals and Signs Report, pursuant to Iowa Code section 307.26(5)(c). Report received on June 16, 2016.

Use of Reversions Report, pursuant to Iowa Code section 307.46. Report received on December 14, 2016.

Transportation Coordination in Iowa Report, pursuant to Iowa Code section 324A.4. Report received on December 15, 2016.

Road Use Tax Fund Study 2016, pursuant to Iowa Code section 307.31. Report received on December 30, 2016.

TREASURER OF STATE

Public Fund Iran-Related Divestment Report, pursuant to Iowa Code section 12H.5(2). Report received on September 29, 2016.

Public Fund Sudan-Related Divestment Report, pursuant to Iowa Code section 12F.5(2). Report received on September 29, 2016.

ABLE Savings Trust Financial Report, pursuant to Iowa Code section 12I.7. Report received on November 2, 2016.

Iowa Educational Savings Plan Trust Report, pursuant to Iowa Code section 12D.8(1)(a). Report received on November 2, 2016.

VETERANS AFFAIRS

County Allocation Fund Report, pursuant to Iowa Code section 35A.5. Report received on September 15, 2016.

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13(8). Report received on September 19, 2016.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 1, by Schneider, Anderson, Behn, Bertrand, Breitbach, Brown, Chapman, Chelgren, Costello, Dawson, Dix, Edler, Feenstra, Garrett, Greene, Guth, C. Johnson, Kapucian, Kraayenbrink, Lofgren, Rozenboom, Schultz, Segebart, Shipley, Sinclair, Smith, Whitver, Zaun, and Zumbach, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation.

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

Senate Joint Resolution 2, by Zaun, Anderson, Behn, Bertrand, Breitbach, Brown, Chapman, Chelgren, Costello, Dawson, Dix, Edler, Feenstra, Garrett, Greene, Guth, C. Johnson, Kapucian, Kraayenbrink, Lofgren, Rozenboom, Schneider, Schultz, Segebart, Shipley, Sinclair, Smith, Whitver, and Zumbach, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to an individual's right to acquire, keep, possess, transport, carry, transfer, and use arms.

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

INTRODUCTION OF BILLS

Senate File 1, by Anderson, Behn, Bertrand, Breitbach, Brown, Chapman, Chelgren, Costello, Dawson, Dix, Edler, Feenstra, Garrett, Greene, Guth, C. Johnson, Kapucian, Kraayenbrink, Lofgren, Rozenboom, Schneider, Schultz, Segebart, Shipley, Sinclair, Smith, Whitver, Zaun, and Zumbach, a bill for an act requiring jobs impact statements for administrative rules.

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

Senate File 2, by Sinclair, Anderson, Behn, Bertrand, Breitbart, Brown, Chapman, Chelgren, Costello, Dawson, Dix, Edler, Feenstra, Garrett, Greene, Guth, C. Johnson, Kapucian, Kraayenbrink, Lofgren, Rozenboom, Schneider, Schultz, Segebart, Shipley, Smith, Whitver, Zaun, and Zumbach, a bill for an act relating to the establishment of a state family planning services program, and including effective date provisions.

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

Senate File 3, by Zaun, a bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

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

Senate File 4, by McCoy, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 5, by Quirmbach, a bill for an act raising the legal age relating to tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 6, by Quirmbach, a bill for an act modifying the supplementary weighting for limited English proficient students and including effective date and applicability provisions.

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

Senate File 7, by Quirnbach, a bill for an act requiring radon testing in public schools and including applicability provisions.

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

Senate File 8, by Quirnbach, a bill for an act establishing a low-income program supplement for school districts to provide programs serving low-income pupils.

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

Senate File 9, by Quirnbach, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

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

JOURNAL OF THE SENATE

SECOND CALENDAR DAY
SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 10, 2017

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

Prayer was offered by lay person Sharon Dix of Linden United Methodist Church of Waterloo, Iowa. She is the mother of Senator Dix.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tommy Anderson.

The Journal of Monday, January 9, 2017, was approved.

The Senate stood at ease at 9:03 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:46 a.m., President Whitver presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 1, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

The joint convention convened at 9:58 a.m., President Whitver presiding.

Senator Dix moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Whitver declared a quorum present and the joint convention duly organized.

Senator Dix moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify Governor Terry E. Branstad that the joint convention was ready to receive him.

The motion prevailed by a voice vote, and the Chair announced the appointment of Senators Dawson, Lofgren, and Mathis on the part of the Senate, and Representatives Rizer, Mohr, and Smith on the part of the House.

Secretary of State Paul Pate, Secretary of Agriculture Bill Northey, Auditor of State Mary Mosiman, and Attorney General Tom Miller were escorted into the House chamber.

The Chief Justice and the Justices of the Supreme Court and the Chief Judge and the Judges of the Court of Appeals were escorted into the House chamber.

Lieutenant Governor Kim Reynolds and her husband were escorted into the House chamber.

Chris Branstad, the Governor's wife, and other family members, were escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him to the Speaker's station.

President Whitver presented Governor Terry E. Branstad, who delivered the following Condition of the State Address:

Madam Lieutenant Governor, Mr. President, Madam Speaker, Legislative leaders, legislators, justices and judges, elected officials, distinguished guests, family, friends and fellow Iowans.

I'm honored and humbled to once again address a joint session of the General Assembly delivering the Condition of the State for the final time as your governor.

For 22 years, I have addressed this body as governor and today I want to especially welcome the 22 new legislators with us—from both sides of the aisle—who were elected in November.

Your constituents sent you to work hard, to work for them, and help make Iowa a better place.

I hope you are filled with the same sense of excitement and eagerness that I had when I first served in the Legislature in 1973.

Lt. Gov. Reynolds and I look forward to working with each of you and listening to your ideas on how to make our state an even better place for families to live, work and grow.

In that spirit, I am today extending an invitation to each legislator to meet with me personally during this legislative session.

We also gather again with shared sadness, returning to do our work without our friend, Sen. Joe Seng of Davenport.

Joe was a devout Catholic and a true statesman.

We enjoyed his contagious and positive personality and working with him.

As I look back on my years of public service, I am thankful for those Iowans who have stepped forward to serve their fellow citizens.

In particular, please join me in applauding those Iowans who have helped make our state and nation safer by serving in the military, law enforcement or as first responders.

Since taking office in 2011, we have made the necessary changes to strengthen our economy and improve the quality of life across our state.

We've made tough decisions to give Iowans a smaller and smarter government.

We have stayed the course with an unwavering commitment to create jobs, increase family incomes, reduce the size of government, and give Iowa students a globally competitive education.

We have provided significant tax relief for Iowans the past five years, especially for commercial property taxpayers.

And last month, Lt. Gov. Reynolds and leaders from the Economic Development Authority and Department of Transportation unveiled Iowa's most comprehensive Energy Plan.

The plan was developed after collaboration with the private sector, public sector, educators, non-profits and utilities.

Iowa is already a leader in low-cost and renewable energy.

The comprehensive new energy plan will help build on our past energy successes and reaffirms our commitment to maintaining Iowa's energy leadership in the future.

I'm proud that we have made government smaller and smarter.

We've seen unemployment in our state drop from 6.2 percent to 3.8 percent.

The state has helped attract more than 13 and a half billion in private-sector capital investment, which has translated into great-paying jobs across Iowa.

And more Iowans have been employed these past few years than at any other period in our state's history.

We have also made the tough decisions to ensure government lives within its means like Iowa families must do.

We have accomplished this with a relentless focus on fiscal discipline, demanding budget predictability, fully restoring Iowa's reserve accounts and reducing the state's debt liability.

Together we have made progress toward our goal of restoring Iowa's schools to best in the nation through a series of landmark reforms and innovative policies.

To improve Iowa's education standing, we needed to make sure our hardworking teachers had all the tools necessary to succeed given higher expectations for all students.

So, we created a new Teacher Leadership System that better utilizes the expertise of top teachers to improve education, instruction and foster greater collaboration.

I'm proud to say that every public school in Iowa today is participating in our Teacher Leadership System.

To ensure that our children are prepared for a 21st century economy we advanced a nationally recognized STEM initiative that gives students the confidence and skills for rewarding careers.

The STEM initiative is led by Lt. Gov. Kim Reynolds and Kemin Industries President & CEO Dr. Chris Nelson and has seen outstanding growth and success.

Sustaining these measures over time is critical to get the right results for our students and our state.

The ability of Iowans to overcome challenges bolsters my optimism for our state's future.

When faced with challenges, Iowans consistently seek opportunities.

Some of the challenges we have overcome—like the Farm Crisis of the 1980s—tore at the very fabric of our communities.

In the 1980s, Bloomfield, Ia.—a community in Davis County in southeast Iowa—struggled like many communities across the state.

An uninsured bank in Bloomfield closed in 1983 and caused great losses for area families and businesses.

And area farmers were straddled with debt and limited market opportunities for their crops.

However, through a persistent focus on economic diversification and an entrepreneurial spirit to rebuild its community, Bloomfield now has new manufacturers that are growing alongside innovative startups.

And, to continue their effort to stay on the cutting edge community leaders are instituting aggressive strategies to become Iowa's first energy independent community by 2030.

I visited Bloomfield last year and was impressed with the Main Street revitalization, a new hardware store and the M3 Fabrication manufacturing plant.

And Woodbine, Ia., is another example of a community that took its future into its own hands.

The community showed how an integrated approach to community revitalization that focuses on historic preservation and community sustainability can redefine a struggling, small rural community.

Woodbine also had a bank closure in the 1980s, but the community turned its challenges into future growth and diversification.

Lt. Gov. Reynolds and I visited Woodbine and were impressed with the success of their Main Street program.

And Waterloo, Ia., after experiencing economic challenges throughout the previous three decades embraced the challenge of reshaping its industrial heritage to succeed in modern times.

Cedar Valley Tech Works has made Waterloo a nationally recognized leader for manufacturing innovation.

And John Deere continues to be a leading manufacturer and innovator in Waterloo. In the balcony, we have leaders from Bloomfield, Woodbine and Waterloo.

Please join me in congratulating their accomplishments and supporting their future success.

Iowa's industries are increasingly high tech, including advanced manufacturing.

In total, Iowa has over 6,100 manufacturers that contribute more than \$31 billion to Iowa's economy and employ over 200,000 Iowans.

Over the next year, the Iowa Economic Development Authority will work with Iowa's manufacturers to advance a "Year of Manufacturing" in Iowa to help grow this important part of the Iowa economy.

We should also be proud that Iowa remains an agricultural powerhouse that feeds and fuels the world thanks to the hard work and innovation of Iowa's farmers and agricultural producers.

We just set an all-time record for ethanol production, set a new record for biodiesel production by an additional 55 million gallons and lead the nation in percentage of electricity generated by wind.

We now generate over 35 percent of our electricity from wind and expect this number to exceed 40 percent by 2020.

Over the past 30 years, we've significantly added value to our agricultural commodities.

We've also diversified the Iowa economy by expanding exports and supporting growth in biofuels, wind energy, data centers, fertilizer plants, bio-renewable chemicals, advanced manufacturing, insurance and financial services.

These newer industries employ hundreds of thousands of Iowans in rewarding careers.

And while I am pleased with this progress and optimistic about Iowa's future, I believe there is more work to be done.

We must seize the opportunities before us.

This new General Assembly brings new dynamics, new expectations and new opportunities to deliver positive results for Iowans.

Our state is in an admirable position.

Many states are strapped with crushing debt, poor credit ratings and a bleak economic outlook.

But Iowa is a shining example of what hard work and smart, tough choices can do for growing businesses and nurturing families.

While the December Revenue Estimate is lower than previous projections the estimate still shows a modest increase in state revenues.

Although we have faced a headwind out of Washington, D.C., that is stifling our agricultural economy, we still have positive state revenue growth.

But we must proceed with caution and not repeat the mistakes of the past.

With that prudence in mind, I present my proposed adjustments to the current fiscal year budget to you today.

These adjustments are required by law.

My proposal does not include across-the-board cuts, does not reduce funding for K through 12 education, does not reduce property tax credits and does not include furloughs for state employees.

The budget reductions I am recommending for this fiscal year are difficult.

But they maintain funding for our mutual priorities.

I am committed to working with legislative leaders to implement these adjustments.

For the coming biennium, I am presenting a complete two-year budget that is balanced each year and meets our five-year projections for a sustainable future.

This budget is based on the principles laid out by the Iowa Taxpayers Association.

It prioritizes education, health care, economic development and public safety.

And it redirects family planning money to organizations that focus on providing health care for women and eliminates taxpayer funding for organizations that perform abortions.

On my first trip to China in 1984, I learned that the Chinese word for danger and opportunity is one in the same.

Today, America and Iowa exist in a challenging world.

But we must seize the opportunity to make it a better place.

In 2010, Lt. Gov. Reynolds and I promised to reduce the size and scope of government.

I'm proud to report that we have a smaller, smarter government with a steady focus on improving services for our citizens in a more timely and efficient manner.

Yet, while the size of government is smaller, benefits for public employees at the state and local level have increased.

Unfortunately, the cost of these benefits has grown dramatically because of our antiquated collective bargaining system that has led to over 500 health-care plans, many of which are inefficient and way too costly for public employees and Iowa taxpayers.

Under our present system, a few adverse health outcomes will destroy the budget of a city, county or school district.

By replacing this system with one comprehensive statewide health-care contract we can spread the risk and dramatically reduce costs.

Using a uniform health-care benefit system similar to the IPERS program for retirement we can provide quality health care at a significantly lower cost and give local governments more flexibility to provide better wages and meet other needs.

The statewide health-care contract also needs to reward employees who take ownership of their own health by conducting health risk assessments and taking actions to improve their own health.

We have made a commitment to examine every dollar of revenue and expenditure in order to maximize efficiency and respect hardworking taxpayers.

We are committed to a smaller, smarter government that seeks innovative ways to provide services rather than blind adherence to the way things have always been done.

I'm asking the General Assembly to take a comprehensive review of all of our state's boards and commissions to address unnecessary barriers that prevent competition and raise costs.

I encourage you to ask the tough questions that challenge the status quo.

In Iowa, 90 percent of our general fund budget is spent on three items; K through 12 education, Medicaid and employee wages and benefits.

The state has significantly increased funding for education since 2011, amounting to over 654 million additional dollars.

Education and job training are the foundation for our future economic growth.

Growing our state's talent pipeline needs to be a top priority.

Even with our modest revenue growth my recommendation includes an increase of \$78.8 million for K-12 education for fiscal year 2018 and an additional \$63.5 million for fiscal year 2019 which equates to roughly 2 percent growth each year.

So this year, let's show Iowans we can make these decisions early and meet the legal requirements of setting supplemental state aid for fiscal year 2018 and fiscal year 2019 in the first 30 days.

The second largest driver of our state budget is health and human services spending.

Together, we have transformed our mental health system to a community-based model, we obtained a federal waiver for our Iowa Health and Wellness Plan which has reduced charity care for hospitals and, like 39 other states, we have modernized our Medicaid program.

As a result, we have created a new system where more Iowans have access to mental health services closer to home than ever before; more Iowans are covered with health insurance than ever before; and more than 80 new value-added services are now being offered under our modernized Medicaid program.

We've also replaced the old Medicaid system with a coordinated team of health-care professionals to ensure patients see the right provider at the right time.

As a result of these reforms and innovation, we have improved the focus on health outcomes and saved the taxpayers \$110 million.

Our increase in education funding last year was made possible because of our modernized Medicaid efforts.

Without these vital reforms, the budget choices before us today would be twice as hard.

In order to grow Iowa, we must also look at policies and reforms that will continue growing family incomes.

One way to do this is to close the skills gap which in many ways is the biggest challenge our state faces over the next decade.

That is why Lt. Governor Reynolds and I set the Future Ready Iowa goal that 70 percent of Iowans in the workforce should have education or training beyond high school by 2025.

Today, less than half of our workforce does.

Accomplishing this ambitious goal will create unprecedented opportunities for Iowans and better position our state to compete in an increasingly knowledge-based, digital economy.

That is why we established the Future Ready Iowa Alliance, co-chaired by Lt. Governor Reynolds and Dan Houston of Principal, which will make recommendations by Oct. 31, 2017, to assure more Iowans have the careers they deserve and employers can hire the skilled workers they need to grow and innovate.

Even with a tight budget, we should continue to prioritize initiatives that will grow the state's talent pipeline like the STEM initiative, registered apprenticeships and work-based learning for Iowa's students.

Please help me recognize the students here with us today from Jackson Elementary School in Des Moines, Bondurant-Farrar Middle School and Waukee High School, which has one of the premier work-based learning programs in our state.

The students in the gallery represent children across Iowa who are counting on all of us to modernize schools for the 21st century.

That's why Lt. Governor Reynolds and I are launching a comprehensive computer science initiative.

We are encouraging every high school to offer at least one high-quality computer science course, every middle school to provide exploratory computer science, and every elementary school to include an introduction to computer science.

All students need to learn how computers operate because it is fundamental to life and work today.

Computer science will provide students a chance to join one of the fastest-growing and best-paying fields.

No student should miss out on this opportunity because of where they live.

This is another step to better align education and training with essential workforce needs.

We all care deeply for the safety of our families, our friends, and our neighbors.

However, a troubling trend has begun to emerge that threatens Iowans' safety on our roads.

Traffic deaths went from 315 in 2015 to 402 in 2016.

This is unacceptable.

Earlier this year, I called on the Department of Public Safety and the Governor's Traffic Safety Bureau to lead a working group to study this disturbing trend.

The group, with the support of key stakeholders, including law enforcement, made recommendations worth your consideration.

I am asking you to take a hard look at these recommendations and evaluate which can be put into law to make our roads safer.

Unfortunately, too many innocent bicyclists, motorcyclists, pedestrians and passengers have lost their lives on our roads.

Last year, I received a handwritten note from Christine and Darrel Harken, parents of Grace Harken, who live near Riceville.

They wrote "our daughter Gracie's life was so sadly ended July 29, 2015, by someone who was driving and texting."

Grace was biking safely and lawfully during a morning bike ride, when a driver who was texting struck and killed her.

They went on to write, "Grace would have forgiven the driver and moved forward. "That is what we have chosen to do. But we miss her so."

Grace Harken's life was tragically ended way too early.

Modern technologies should come with new responsibilities.

I ask that all Iowans join the Iowa law-enforcement community, first responders, the League of Cities, all the major cell-phone carriers, the insurance industry, and the medical community in demanding real change in the laws for distracted and impaired drivers.

Last year, I called on the Legislature to send me a water-quality improvement bill.

I was pleased to see bipartisan progress made on this front with the House passing House File 2541 last session.

This bill was approved by the Agriculture, Ways and Means and Appropriations Committees and passed the House with 65 votes.

This bill provided for a long-term, dedicated and growing source of revenue to help implement projects to improve habitat and water quality directed by the Iowa Nutrient Reduction Strategy.

The bill also provided funding for community conservation practices and improvements to wastewater and drinking water facilities.

By leading on this issue, together we have the opportunity to modernize Iowa's agricultural infrastructure, create jobs in rural Iowa and promote collaboration between urban and rural communities.

I believe our discussions should begin with the House-passed bill from last session.

I hope we can work together to perfect and improve the legislation that will provide a long-term, dedicated and growing source of revenue for water-quality improvements.

I've been so blessed to serve as your governor, leading the state I love, for 22 years.

I am confident Iowa will continue to move forward because Iowans care deeply about their neighbors, their communities and creating an even better future.

And I'm extremely thankful for perhaps the most patient person in the state—my wife, Chris—as she has also served Iowa as first lady with grace.

She has welcomed Iowans and visitors from around the world to Terrace Hill and she has volunteered to help in many ways, including reading with Jackson Elementary students.

To Chris and my entire family, thank you for your sacrifice during my time in public service.

I am also thankful for the friendships we have made in all 99 counties—friendships that we will always cherish.

And I am grateful for the prayers from Iowans who have encouraged me along the way.

There is no better job in the world than being the governor of the state that you love.

But sometimes we are called to serve in ways we had never imagined.

As I approach the U.S. Senate confirmation process my main priority is to continue serving the people of Iowa with the same energy and passion that I have brought to this office each and every day.

Thank you.

God Bless you and all the people of Iowa.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Hagenow moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:42 a.m. until 9:00 a.m., Wednesday, January 11, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 10, 2017, 2:30 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Organizational meeting.

Adjourned: 2:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 10, 2017, 1:30 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Bertrand, Breitbach, Brown, Hart, Kapucian, and Lykam.

Members Absent: Kinney (excused).

Committee Business: Organizational meeting.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 10, by D. Johnson, a bill for an act repealing the beverage containers control program.

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

Senate File 11, by Petersen, a bill for an act relating to maternal health care coverage for low-income women.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 12, by D. Johnson, a bill for an act abolishing county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 13, by D. Johnson, a bill for an act striking certain statutory repeal provisions relating to the state sales and use tax and the secure an advanced vision for education fund.

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

Senate File 14, by D. Johnson, a bill for an act relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

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

Senate File 15, by D. Johnson, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

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

Senate File 16, by D. Johnson, a bill for an act relating to the division and allocation of property taxes levied against wind energy conversion property located in an urban renewal area and including effective date provisions.

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

Senate File 17, by D. Johnson, a bill for an act relating to the division of property taxes levied against wind energy conversion property located in an urban renewal area and including effective date provisions.

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

Senate File 18, by D. Johnson, a bill for an act relating to lighted lamps on bicycles and bicycle riders, and including effective date provisions.

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

Senate File 19, by D. Johnson, a bill for an act relating to unattended motor vehicles.

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

Senate File 20, by D. Johnson, a bill for an act increasing fees for certain licenses related to fishing.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 21, by Bowman, a bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

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

Senate File 22, by Petersen, a bill for an act relating to civil protective orders in sexual abuse cases, and making penalties and remedies applicable.

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

Senate File 23, by Zaun, a bill for an act relating to the confidentiality of personally identifiable information of holders of nonprofessional permits to carry weapons and of holders of permits to acquire pistols or revolvers.

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

Senate File 24, by Zaun, a bill for an act requiring search warrants for certain activities under the jurisdiction of the natural resource commission.

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

Senate File 25, by Chelgren, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

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

Senate File 26, by Chelgren, a bill for an act establishing a civil cause of action for physical injury or emotional distress resulting from an abortion.

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

Senate File 27, by Zaun, a bill for an act relating to the use of federal health care reform funding for abortions, and including effective date provisions.

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

Senate File 28, by Zaun, a bill for an act abolishing county compensation boards.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 29, by Zaun, a bill for an act relating to education by modifying the duties and authority of certain state and local governmental entities, establishing an education savings grant program and fund, making appropriations, providing penalties, and including effective date and applicability provisions.

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

Senate File 30, by Zaun, a bill for an act relating to the Iowa core curriculum and content and assessment standards for school districts and accredited nonpublic schools and including effective date provisions.

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

Senate File 31, by Zaun, a bill for an act authorizing a school district to adopt a mandatory uniform policy.

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

Senate File 32, by Zaun, a bill for an act relating to private sector employee drug testing.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 33, by Zaun, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 34, by Zaun, a bill for an act providing an exemption from the computation of the individual income tax of certain amounts of retirement income and including retroactive applicability provisions.

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

Senate File 35, by Zaun, a bill for an act exempting investment counseling services and related service charges from the state sales tax.

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

Senate File 36, by Zaun, a bill for an act creating an exemption from the computation of the individual income tax of certain amounts of retirement income and including applicability provisions.

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

Senate File 37, by Zaun, a bill for an act relating to public employers providing office space to employee organizations and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 38, by Zaun, a bill for an act relating to state taxes by eliminating the individual income tax, increasing the sales and use tax rates, making conforming changes, and including effective date and applicability provisions.

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

Senate File 39, by Zaun, a bill for an act relating to statements of refund value on beverage containers for wine.

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

Senate File 40, by Danielson, a bill for an act relating to the use of experimental treatments for patients with a terminal illness.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 41, by Zaun, a bill for an act relating to the establishment of tenure systems at public postsecondary educational institutions.

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

Senate File 42, by Zaun, a bill for an act relating to jurisdictional changes to small claims court cases.

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

Senate File 43, by Bolkcom, a bill for an act relating to immunity from certain criminal offenses for persons who report or seek medical assistance for a drug-related overdose, and modifying penalties.

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

Senate File 44, by Bolkcom, a bill for an act relating to the expungement of violations of local ordinances.

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

Senate File 45, by Zaun, a bill for an act providing for the development of a mandatory defined contribution pension plan for certain public employees.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 46, by Zaun, a bill for an act imposing a moratorium on the issuance of licenses for gambling games and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 47, by Zaun, a bill for an act relating to proof of identification and proof of residence in order to register to vote on election day or in person absentee or to vote, establishing a criminal offense for falsely swearing certain oaths and affidavits, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 48, by Zaun, a bill for an act establishing a multiple sclerosis support fund and authorizing lottery games to benefit persons with multiple sclerosis.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILL RECEIVED

SSB 1001 Education

Relating to statewide assessments of student progress utilizing core academic indicators.

SUBCOMMITTEE ASSIGNMENT

SSB 1001

EDUCATION: Sinclair, Chair; Quirnbach and Rozenboom

JOURNAL OF THE SENATE

THIRD CALENDAR DAY
THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 11, 2017

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

Prayer was offered by Reverend Wendy Abrahamson from St. Paul's Episcopal Church in Grinnell, Iowa. She was the guest of Senator Hogg.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brianna Goebel.

The Journal of Tuesday, January 10, 2017, was approved.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate stood at ease at 9:06 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 9:42 a.m., President Whitver presiding.

In accordance with House Concurrent Resolution 2, duly adopted, the Senate proceeded to the House chamber under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 2, duly adopted, the joint convention was called to order at 9:52 a.m., President Whitver presiding.

Senator Dix moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

President Whitver declared a quorum present and the joint convention duly organized.

Senator Dix moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the Condition of the Iowa Judiciary Message.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Brown, Edler, and Hart on the part of the Senate, and Representatives Kaufman, Lundgren, and Nielsen on the part of the House.

Senator Dix moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Honorable Mark S. Cady, Chief Justice of the Iowa Supreme Court, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Schneider, Garrett, and Boulton on the part of the Senate, and Representatives Baltimore, Zumbach, and Breckenridge on the part of the House.

Auditor of State Mary Mosiman, Secretary of Agriculture Bill Northey, and Attorney General Tom Miller were escorted into the House chamber.

The Justices of the Supreme Court, the Chief Judge and the Judges of the Court of Appeals, and the Chief Judges of the District Courts were escorted into the House chamber.

Becky Cady, wife of Chief Justice Cady; his son, Spencer Cady; daughter-in-law, Reilly Cady; and his brother, Dr. Roger Cady, were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Chief Justice Mark S. Cady and escorted him to the Speaker's station.

President Whitver then presented Chief Justice Mark S. Cady who delivered the following Condition of the Judiciary Message:

Mister president, madam speaker, distinguished members of the Iowa General Assembly, Governor Branstad, Lieutenant Governor Reynolds, state officials, colleagues, family, friends, and all Iowans.

As the chief justice, I come before you this morning on behalf of the judicial branch to report on the State of Iowa's justice system. I do so knowing this is a time of scarce financial resources. My hope is my message will be heard in a way that leaves you, and all Iowans, better informed about the critical services the Iowa court system performs for Iowans and the importance of investing in those services.

Let me begin with a personal story. My mother was a well-read person. She had a proverb for every occasion and always expressed it. Her central message was for life to be lived and for the potential of people to be recognized and achieved. She was cautious by nature but understood the importance of reaching out to find newer and richer experiences in life. For my slightly older brother, her message resonated in a way that led him to a life as a national expert on headache care and the physician instrumental in developing a breakthrough drug for those who suffer migraine headaches. After enduring a childhood of my brother's constant and often dangerous scientific experiments, some with rather spectacular results that may have included brushes with the law, I found my mother's message more suitable to a life in the law and to be part of a justice system devoted to finding newer and richer justice for all.

But, as my mother would say, no person is an island. My brother needed the support of a business willing to make an investment in an idea and willing to take the risk for his idea to succeed. It did, and countless people have benefited. To complete my mom's poetic expression, for whom does the bell toll, it tolls for thee. In the same way, Iowa's court system needs a renewed investment so the bell can, once again, toll for all Iowans. Each year, you make an investment in our court system, and we respond by providing the services Iowans demand and need. Each year, the level of your investment determines the level of services we provide. So, let me share with you some information about the work we are doing and the benefits our court system provides to Iowans.

Our judges work hard to deliver justice through the decisions they make to resolve disputes Iowans bring into the courts. But, our court system advances justice in far more profound ways by the way we improve the process of justice, or as my mom would put it, by the way we treat people. In the area of our civil justice system, we are improving the process of justice by maximizing efficiencies, using the latest technology, reducing litigation costs, developing judicial expertise, and addressing other needs of Iowans. In the area of criminal justice, we are improving the process of justice by treating the offenders who enter the system in new ways. The results we are seeing, the results Iowans are achieving, are providing a significant return on your investment and drawing us closer to our collective goal of justice for all. Let me explain, beginning with the area of criminal justice and the changes we have made in the way we work with children who need our help because they had started to engage in criminal conduct.

The first priority of our courts is to protect all of Iowa's children. As you know, the judicial branch is responsible for handling criminal complaints against juveniles and providing services to juvenile offenders. Eight years ago, our juvenile court officers

developed and integrated a new risk-assessment analysis to provide targeted services to our moderate and high-risk youthful offenders. A few years later, you gave us additional funding to increase the number of juvenile court officers who can sit and talk face to face with troubled youth. More recently, our juvenile court officers have adopted a new model of interacting with youthful offenders that reduces criminal thought patterns and introduces a type of thinking that leads to better decision-making. This model gives juveniles the tools needed to confront life-changing challenges.

Now, each of these three events alone may not seem significant, but look at what is happening in Iowa. Since we started to make these important changes in 2009, the number of criminal offenders under the age of 21 entering Iowa's adult prison system has been cut in half. This means 329 fewer young adults went to prison last year. This is true, measureable progress. It is the type of progress that has renewed hope and optimism in our juvenile court officers. It is the type of progress that has given opportunity to more children and families. It is a return on investment in our shared commitment to protect Iowa's children.

New programs are also helping our low-risk juvenile offenders. One is the prearrest diversion program for misdemeanor juvenile offenders. These court-led programs divert youthful offenders into community programs that bring together juvenile court officers, school officials, police, community providers, and parents to correct youthful decision-making before bad decisions lead to a pattern of more serious criminal behavior. Once juveniles enter the criminal justice system, they are at risk of never leaving and are often impeded in life by a criminal record. The recidivism rates confirm the success of this program. In 2015, the Davenport program, for example, diverted 177 of the 227 youth charged with simple misdemeanor crimes, and 84% of the offenders have not reoffended. In 2016, every youth in the city charged with a simple misdemeanor was diverted and 93% have not reoffended. These outcomes far exceed those of juveniles formally charged and dealt with in a traditional court setting. As my mom would say, an ounce of prevention is worth a pound of cure.

This high success rate is primarily due to two factors. The first is that diversion classes promote family participation, focusing on an evidence-based, corrective-thinking curriculum. It is leading to new and beneficial conversations and positive interactions within families. The second factor is that this program is less confrontational, and juveniles see it as fair. The program promotes positive adolescent brain development at an important time in life and helps eliminate negative attitudes towards the law and authority figures that can be imprinted for life. This program is keeping youthful offenders out of the criminal justice system, giving them a second chance with an opportunity for a clean slate, and it is working.

Other programs across the state are making similar contributions. In Waterloo, juvenile court officers created a program to provide positive male role models for at-risk African-American male youth to help them make better choices when faced with issues such as gangs, violence, drugs, bullying, incarcerated parents, and grief. The program is called "Tomorrow's Leaders" and operates in five Waterloo schools with thirty students participating in each school. Just as other communities are asking for prearrest diversion programs for their children, other area schools want this popular program expanded. The successes achieved in one community should be experienced by children in all communities.

We also continue to improve our adult criminal justice system consistent with our priority to protect all Iowans by implementing components into our courts that lead to problem solving instead of incarceration. The judicial branch invests in 47 specialty courts that seek to address and resolve problems of drug addiction, mental health, and domestic abuse, as well as problems veterans may face upon return from war. These

courts take on the name of the problem that lies behind the criminal conduct. They are drug courts, mental health courts, domestic abuse courts, and veterans' courts. These courts often use the leverage of incarceration but work to solve underlying issues through treatment teams that include a judge, substance abuse treatment professionals, attorneys, and private agency providers.

Like the new juvenile court processes, these courts are helping to keep individuals who are committed to overcoming the cause of their criminal acts from entering prison. Instead of going to prison, graduates leave with a job, a support system, and a far greater opportunity to succeed in life.

I also want to report on the continued success of family treatment courts. In the past 9 years, our 12 family treatment courts across the state have reunited 860 families who were on the brink of being shattered by the termination of parental rights. We have kept 1,667 children together with their parents and given these parents the tools to provide children with opportunities they never thought existed.

All of these improvements to the process of justice enhance the quality of life in Iowa by expanding opportunities for success and transforming more people into productive citizens. The stories of individual success confirm the value of our efforts and inspire us to do more. But there is also another benefit we do not talk about enough—a financial benefit. Consider the savings from avoiding the high cost of incarceration. When 329 fewer young adults go to prison, taxpayers save more than \$11 million. Likewise, when our juvenile court officers provide early treatment of youthful offenders, taxpayers save \$5.8 million. The services provided by our family treatment courts can avoid an additional \$4.9 million in costs per year to the state's general fund. These three programs alone generate close to a \$22 million annual return on investment. But, this data is really only the tip of the iceberg. Other programs, such as adult drug courts, provide even more savings. Just think, the demands on the state's budget are reduced, and all Iowans benefit when, instead of going to prison, our programs pave the way for these Iowans to go to work every day, earn paychecks, support families, and contribute to communities.

The judicial branch also continues to address the needs of Iowans with your investment in the civil justice system. As a part of our priority to provide faster and less costly resolution of legal disputes, we assembled a family law task force to identify better statewide practices for resolving difficult divorce and child custody matters. We are implementing several recommendations, including uniform temporary custody hearings and a pilot project for an informal family law trial process. As with our highly successful expedited civil action process, we anticipate that the informal family law trial pilot project will resolve cases faster and more efficiently while saving Iowans expenses and legal fees.

In addition, we recently established a permanent state commission dedicated to expanding access to civil justice for Iowans. This commission will foster collaboration among legal services providers and seek to find new and innovative ways to promote access to justice for those Iowans who cannot afford an attorney or those who choose to represent themselves. The courthouses across this state and in your communities must always be available to protect the fundamental right of all Iowans to seek redress for legal disputes. Access to justice could not be more important to our way of life, and we must work to help ensure all Iowans have access to courts when the need for our services arises.

Like the criminal justice system, the improvements we are making to the civil justice system do not just benefit court users. These improvements also benefit the overall economic development in Iowa. A fair and efficient court system gives businesses confidence to invest and to provide for the well-being of their employees. Today, your Iowa civil justice system is recognized by businesses across the country to

be one of the very best in the nation. The U.S. Chamber of Commerce ranks it as the fourth best in the country, with consistently high rankings in the categories of judges' impartiality and competence. Iowa's own business leaders have stressed the importance of a fair and efficient court system to their business development. They believe courts are a key infrastructure component necessary for the growth and survival of any Iowa business. An investment in the civil justice system is an investment in the economic security of this state.

The Iowa Judicial Branch first introduced business practices into the administration of justice 45 years ago in an effort to improve the delivery of legal services to Iowans. The judicial branch now incorporates the best business practices available into our venerable principles of law to deliver justice in far better ways than in the past. Over the last 14 years, this system of court administration has been led by State Court Administrator David K. Boyd. Over his career, David has helped six chief justices lead Iowa in modernizing our courts, providing services to Iowans, and advancing justice. After 40 years of service to Iowans, David will be retiring in September. Thank you, David, for your invaluable service.

The success of any organization comes from having the right people, the right vision for future success, and the right investment.

The Iowa court system has the right people in place. Every day in all 99 counties judges, magistrates, court reporters, clerks, court attendants, juvenile court officers, IT staff, and other dedicated professionals strive to provide Iowans the services needed from their court system. You know some of these people because they are your neighbors and constituents. Each believes deeply in justice for all and is committed to helping the court system find innovative ways to serve more and more Iowans.

The Iowa court system has the right vision for future success. Our vision is not only to administer justice, it is to advance justice. Our vision is not just to reduce the number of young adults going to prison, it is to expand juvenile diversion courts to every county. Our vision is not just to operate 47 specialty courts, it is to operate as many specialty courts as Iowans call for to meet all their needs. Our vision is not just to leverage advances in technology, it is specifically to improve and upgrade our jury management system for the 21st century, to build an online conservatorship reporting system with auditing safeguards that will protect the assets of our most vulnerable populations, and to build disaster recovery protection for our first-in-the-nation online court filing system. Our vision is not just to recognize judges and magistrates for their work, it is to provide them with regular salary increases in line with the practices followed by other successful businesses. Our vision is not just to increase courthouse security; it is to ensure the safety of all Iowans in every courthouse and public building. Our vision is not just to continue constructive approaches to reducing implicit bias and racial disparity, it is to eliminate them—it is to find ways for all Iowans to be treated justly, fairly, and equally under law.

Finally, the Iowa Judicial Branch needs the right investment. It needs a commitment to invest in the court system to maintain full services to Iowans and continue to provide a positive return on investment. It needs a financial commitment to maintain its positive impact in driving a climate of success for our economy. Your investment in the judicial branch over the last several years has contributed to the successes I have shared with you today, and it is critical for continued success into the future.

I look to the future because that is where the positive change we seek today will continue to be found. But, this future is closely tethered to the ability of the judicial branch to continue to deliver services to Iowans, and problems are beginning to emerge. In just the last few months, Iowans have begun to experience a disruption in court services. The state's investment in the court system for the current fiscal year is

not allowing the judicial branch to sustain the current level of service to Iowans. This signals that our successes cannot be maintained. It means delays will return. It means efficiencies may be lost. It means specialty courts may be eliminated. It means our troubled youth will see less of our juvenile court officers. It means part-time hours may return for courthouses. It means additional costs may be added to the state's budget. It means less opportunity for Iowa's children.

I have relied on lessons from my mom, and my brother, to illustrate the services provided by Iowa's judicial branch. I do so because those lessons are common guideposts woven into all our lives. They are lessons available to us, too, as we continue to work together to map the future of our state and to govern as one.

The most powerful component of success comes from the will to succeed. Where there is a will, there is a way. The judicial branch has the will. It is woven from the understanding of what our services can truly do for the future of this state and all Iowans. But our will alone cannot take us to that future.

I am sure it was not easy for my parents to invest in my brother's insatiable curiosity for science. I know it tested their patience at times and scared the dickens out of me most of the time. But difficult times can also stiffen the will to succeed.

The way ahead may be hindered by limited resources, but the will of Iowans for a fair and impartial justice system that meets their needs could not be stronger. So, now is not the time to minimize expectations for the future but to build upon them. It is the time to build the future with an investment that affirms the work of the judicial branch, and affirms the lives of families, children, business owners, employees, and all Iowans. It is the time to build a future united by one will to achieve success for all.

Our lasting achievements as a state come from the grand ideals of our founders, with new ideas built on the lessons of our life experiences. What we have learned from the past is that there is a spirit for justice in each of us. It is a spirit seen across the state. It is a spirit that has brought us this far. It is a spirit that is ready to take us even further. So, for whom does the bell toll? It tolls for thee. It tolls for all Iowans.

Thank you.

Chief Justice Mark S. Cady was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Hagenow moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:44 a.m. until 9:00 a.m., Thursday, January 12, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

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

Dean Borg, Mount Vernon—For celebrating over 40 years of service to IPTV and the State of Iowa. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, January 10, 2017, 3:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Introductions and rules.

Adjourned: 3:15 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, January 11, 2017, 1:30 p.m.

Members Present: Schultz, Chair; Zaun, Vice Chair; Boulton, Ranking Member; Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 49, by Bolkom, a bill for an act relating to combined charitable campaign programs administered by certain public employers.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 50, by Bisignano, a bill for an act providing for confirmation by the general assembly for an appointment to the office of lieutenant governor and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 51, by Zaun, a bill for an act relating to a cytomegalovirus public health initiative and the testing of newborns for congenital cytomegalovirus.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 52, by Zaun, a bill for an act prohibiting certain actions regarding fetal body parts and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 53, by Zaun, a bill for an act relating to abortions including prohibiting abortions after a certain postfertilization age with certain exceptions, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 54, by Chelgren, a bill for an act relating to the determination of when certain criminal and vital statistics provisions apply to the death of a fetus, and making penalties applicable.

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

Senate File 55, by Chelgren, a bill for an act relating to a lifetime ban from state parks or preserves for certain repeat criminal offenders, including criminal penalties, and including an applicability date.

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

Senate File 56, by Chelgren, a bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

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

Senate File 57, by Chelgren, a bill for an act relating to the civil liability of a person performing necessary improvements to a secondary road.

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

Senate File 58, by Chelgren, a bill for an act relating to the individual income tax by excluding social security income from the income tax return filing requirement calculation and the alternate tax calculation, and including retroactive applicability provisions.

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

Senate File 59, by Chelgren, a bill for an act striking the future repeal of provisions relating to the property assessment appeal board and making corresponding changes.

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

Senate File 60, by Chelgren, a bill for an act relating to the option of voting straight party.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 61, by Bisignano, a bill for an act relating to voter registration and voting by lowering the age at which a person may register to vote and the age at which a registered voter is eligible to vote in a primary election and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 62, by Chelgren, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, the disposition of fireworks sales tax receipts, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 63, by Petersen, a bill for an act requiring a state family and medical leave program study and making an appropriation.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 64, by Petersen, a bill for an act concerning department of administrative services' procedures regarding the designation of individuals as ineligible for state employment and the public solicitation of individuals to fill certain state employment vacancies.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 65, by Petersen, a bill for an act relating to voter registration by providing for the registration of eligible electors upon review of electronic records received from driver's license and nonoperator's identification card applications, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 66, by Petersen, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 67, by Petersen, a bill for an act relating to the prescribing and dispensing of self-administered oral hormonal contraceptives including by pharmacists and providing insurance coverage for such contraceptives prescribed and dispensed.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 68, by Petersen, a bill for an act relating to a cytomegalovirus public health initiative, and providing an appropriation.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 69, by Petersen, a bill for an act relating to the determination of preschool budget enrollment for purposes of the statewide preschool program for four-year-old children and including effective date and applicability provisions.

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

Senate File 70, by Chelgren, a bill for an act relating to the use of reasonable force, including deadly force.

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

Senate File 71, by Chelgren, a bill for an act providing sanctions for the filing of frivolous actions.

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

Senate File 72, by Chelgren, a bill for an act relating to the consideration of gender of the parent in the awarding of joint custody of a child.

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

Senate File 73, by McCoy, a bill for an act modifying the elements defining hate crimes, and providing penalties.

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

Senate File 74, by McCoy, a bill for an act relating to sexual orientation change efforts and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1002 Transportation

Relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

SSB 1003 Transportation

Authorizing the use of primary road fund moneys for the secondary road and municipal street systems.

SUBCOMMITTEE ASSIGNMENTS

Senate File 2

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 3

JUDICIARY: Zaun, Chair; Edler and Taylor

Senate File 18

TRANSPORTATION: Kraayenbrink, Chair; Bisignano and Breitbach

Senate File 19

TRANSPORTATION: Smith, Chair; Greene and Lykam

Senate File 21

JUDICIARY: Schultz, Chair; Kinney and Zaun

Senate File 22

JUDICIARY: Dawson, Chair; Petersen and Sinclair

Senate File 23

JUDICIARY: Dawson, Chair; Boulton and Garrett

Senate File 24

JUDICIARY: Schultz, Chair; Bisignano and Shipley

Senate File 25

JUDICIARY: Shipley, Chair; Boulton and Sinclair

Senate File 26

JUDICIARY: Garrett, Chair; Boulton and Edler

Senate File 27

JUDICIARY: Garrett, Chair; Petersen and Sinclair

Senate File 42

JUDICIARY: Garrett, Chair; Boulton and Schneider

Senate File 43

JUDICIARY: Schneider, Chair; Bisignano and Edler

Senate File 44

JUDICIARY: Dawson, Chair; Garrett and Taylor

Senate File 54

JUDICIARY: Sinclair, Chair; Edler and Petersen

Senate Joint Resolution 2

JUDICIARY: Dawson, Chair; Boulton and Garrett

SSB 1002

TRANSPORTATION: Breitbach, Chair; Bertrand and Bowman

SSB 1003

TRANSPORTATION: Kapucian, Chair; Breitbach and Danielson

JOURNAL OF THE SENATE

FOURTH CALENDAR DAY
FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 12, 2017

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

Prayer was offered by Deacon Darwin Messerly of the Sacred Heart Catholic Church in Boone, Iowa. He was the guest of Senator Behn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Katie Decker.

The Journal of Wednesday, January 11, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:24 a.m. until 9:00 a.m., Friday, January 13, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, January 11, 2017, 3:35 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Organizational meeting.

Adjourned: 3:55 p.m.

LOCAL GOVERNMENT

Convened: Thursday, January 12, 2017, 10:40 a.m.

Members Present: Garrett, Chair; Allen, Ranking Member; Dvorsky, Greene, Guth, Kraayenbrink, McCoy, and Quirmbach.

Members Absent: Lofgren, Vice Chair; Chelgren, and Segebart (all excused).

Committee Business: Member introductions. Approved committee rules.

Adjourned: 10:50 a.m.

RULES AND ADMINISTRATION

Convened: Monday, January 9, 2017, 11:00 a.m.

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

Members Absent: Schneider (excused).

Committee Business: Reviewed and approved payroll reports.

Adjourned: 11:05 a.m.

STATE GOVERNMENT

Convened: Thursday, January 12, 2017, 10:45 a.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Jochum, Petersen, Schultz, and Zaun.

Members Absent: Feenstra, Horn, and Schneider (all excused).

Committee Business: Member introductions. Approved committee rules.

Adjourned: 10:50 a.m.

VETERANS AFFAIRS

Convened: Wednesday, January 11, 2017, 3:00 p.m.

Members Present: Costello, Chair; Rozenboom, Vice Chair; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Horn, Ranking Member; and Bertrand (both excused).

Committee Business: Member introductions. Approved committee rules.

Adjourned: 3:20 p.m.

**AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE**

Convened: Thursday, January 12, 2017, 10:10 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:20 a.m.

INTRODUCTION OF BILLS

Senate File 75, by Kinney, a bill for an act relating to the disclosure of mental health information to law enforcement professionals.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 76, by Sinclair, a bill for an act requiring the department of human services to request permission from the United States department of agriculture to restrict the use of food assistance benefits for certain items.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 77, by Sinclair, a bill for an act establishing a notification requirement for mammogram reports to patients.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 78, by Sinclair, a bill for an act relating to the temporary delegation of parental authority by the parent or legal custodian of a child.

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

Senate File 79, by McCoy, a bill for an act establishing a case navigator pilot program, making appropriations, and including effective date provisions.

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

Senate File 80, by Bolkcom, Taylor, Petersen, Hart, Boulton, Bisignano, Dotzler, Dvorsky, Bowman, Kinney, Jochum, Lykam, Hogg, and McCoy, a bill for an act relating to wage payment collection issues arising between employers and individuals who provide services to employers, providing penalties and remedies, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 81, by Zaun, a bill for an act relating to unfair motor vehicle repair practices in the practice of insurance and including penalty provisions.

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

Senate File 82, by Zaun, a bill for an act reducing the state inheritance tax rates and providing for the future repeal of the state inheritance tax and state qualified use inheritance tax.

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

Senate File 83, by Zaun, a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable.

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

Senate File 84, by Sinclair, a bill for an act relating to requirements for the use of headlamps on motor vehicles, and providing penalties.

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

Senate File 85, by Bolkcom and Mathis, a bill for an act providing for the licensure of clinical art therapists, making penalties applicable, providing for fees, and including effective date and implementation provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 86, by Kinney, a bill for an act relating to providing and expunging a DNA sample in criminal proceedings involving a person arrested for a felony.

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

Senate File 87, by Kinney, a bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

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

Senate File 88, by Kinney, a bill for an act relating to the use of a simulated firearm or simulated explosive when committing a robbery, the criminal offense of intimidation, or other crimes, and providing penalties.

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

STUDY BILLS RECEIVED

SSB 1004 Commerce

Restricting the regulatory authority of the Iowa utilities board with regard to municipal utility disconnection of service requirements.

SSB 1005 Ethics

Relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-seventh General Assembly.

SSB 1006 Ethics

Relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-seventh General Assembly.

SSB 1007 Judiciary

Relating to certain public offenses committed against a person because of the person's employment as a law enforcement officer, and providing penalties.

SSB 1008 Judiciary

Relating to awarding costs and reasonable attorney fees to a prevailing party in a civil action and including effective date and applicability provisions.

SSB 1009 Judiciary

Relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

SSB 1010 Judiciary

Relating to statute-of-repose periods for improvements to real property and including applicability provisions.

SSB 1011 Judiciary

Relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 1

COMMERCE: Anderson, Chair; Bertrand and McCoy

Senate File 6

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 7

EDUCATION: Behn, Chair; Chelgren and Danielson

Senate File 8

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 9

WAYS AND MEANS: Feenstra, Chair; Quirmbach and Smith

Senate File 10

COMMERCE: Anderson, Chair; Lykam and Zumbach

Senate File 13

WAYS AND MEANS: Edler, Chair; Feenstra and Quirmbach

Senate File 14

WAYS AND MEANS: Behn, Chair; Feenstra and McCoy

Senate File 15

WAYS AND MEANS: Feenstra, Chair; Quirmbach and Smith

Senate File 16

WAYS AND MEANS: Behn, Chair; Feenstra and McCoy

Senate File 17

WAYS AND MEANS: Behn, Chair; Feenstra and McCoy

Senate File 29

EDUCATION: Behn, Chair; Quirmbach and Rozenboom

Senate File 30

EDUCATION: C. Johnson, Chair; Hart and Kraayenbrink

Senate File 34

WAYS AND MEANS: Brown, Chair; Dotzler and Feenstra

Senate File 35

WAYS AND MEANS: Feenstra, Chair; Jochum and Schultz

Senate File 36

WAYS AND MEANS: Dawson, Chair; Dotzler and Feenstra

Senate File 38

WAYS AND MEANS: Anderson, Chair; Bolkcom and Feenstra

Senate File 39

COMMERCE: Zaun, Chair; Bertrand and Mathis

Senate File 41

EDUCATION: Edler, Chair; Chelgren and Dvorsky

Senate File 55

JUDICIARY: Shipley, Chair; Bisignano and Edler

Senate File 56

JUDICIARY: Zaun, Chair; Schultz and Taylor

Senate File 69

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 70

JUDICIARY: Garrett, Chair; Boulton and Edler

Senate File 71

JUDICIARY: Schneider, Chair; Boulton and Garrett

Senate File 72

JUDICIARY: Garrett, Chair; Bisignano and Schneider

Senate File 73

JUDICIARY: Schneider, Chair; Boulton and Dawson

SSB 1004

COMMERCE: C. Johnson, Chair; Allen and Guth

SSB 1005

ETHICS: Behn, Chair; Costello, Guth, Horn, Jochum, and Kinney

SSB 1006

ETHICS: Behn, Chair; Costello, Guth, Horn, Jochum, and Kinney

SSB 1007

JUDICIARY: Zaun, Chair; Schneider and Taylor

SSB 1008

JUDICIARY: Schneider, Chair; Bisignano and Edler

SSB 1009

JUDICIARY: Shipley, Chair; Garrett and Taylor

SSB 1010

JUDICIARY: Garrett, Chair; Boulton and Schultz

SSB 1011

JUDICIARY: Garrett, Chair; Edler and Kinney

JOURNAL OF THE SENATE

FIFTH CALENDAR DAY
FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 13, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was offered by Ed Failor. He was the guest of Senator Dix.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mary Earnhardt.

The Journal of Thursday, January 12, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:02 a.m. until 10:00 a.m., Tuesday, January 17, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF HUMAN SERVICES

Mental Health Services for Children and Youth Annual Report, pursuant to Iowa Code section 225C.54(5). Report received on January 13, 2017.

JUDICIAL BRANCH

Court Technology and Modernization Fund Report, pursuant to 2016 Iowa Acts, Chapter 1136, section 1. Report received on January 13, 2017.

Enhanced Court Collections Fund Report, pursuant to 2016 Iowa Acts, Chapter 1136, section 1. Report received on January 13, 2017.

BOARD OF REGENTS

Annual Articulation Report, pursuant to Iowa Code section 262.9. Report received on January 13, 2017.

Continuous Improvement Plan, pursuant to Iowa Code section 262.9. Report received on January 13, 2017.

Research and Development School Advisory Council Report (UNI), pursuant to Iowa Code section 256G.4. Report received on January 13, 2017.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, January 11, 2017, 2:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Bertrand, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Organizational meeting.

Adjourned: 2:15 p.m.

EDUCATION

Convened: Wednesday, January 11, 2017, 2:30 p.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:50 p.m.

TRANSPORTATION

Convened: Tuesday, January 10, 2:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:15 p.m.

INTRODUCTION OF BILL

Senate File 89, by Zaun, a bill for an act relating to the grounds for termination of parental rights.

Read first time under Rule 28 and referred to committee on **Human Resources**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 11

HUMAN RESOURCES: C. Johnson, Chair; Ragan and Shipley

Senate File 40

HUMAN RESOURCES: Greene, Chair; Garrett and Mathis

Senate File 51

HUMAN RESOURCES: Chapman, Chair; Jochum and C. Johnson

Senate File 52

HUMAN RESOURCES: Chapman, Chair; Quirnbach and Segebart

Senate File 53

HUMAN RESOURCES: Costello, Chair; Bolcom and Chelgren

Senate File 67

HUMAN RESOURCES: Greene, Chair; Garrett and Mathis

Senate File 68

HUMAN RESOURCES: Chapman, Chair; Jochum and Shipley

JOURNAL OF THE SENATE

NINTH CALENDAR DAY
SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 17, 2017

The Senate met in regular session at 10:01 a.m., President Whitver presiding.

Prayer was offered by Pastor David Wood of Walnut Creek Baptist Church in Muscatine, Iowa. He was the guest of Senator Lofgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Wylie Halferty.

The Journal of Friday, January 13, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:05 a.m. until 9:00 a.m., Wednesday, January 18, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

AUDITOR OF STATE

Municipal Oversight Report, pursuant to Iowa Code section 11.6. Report received on January 17, 2017.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Review of Qualified Student Loan Bond Issuer, pursuant to Iowa Code section 7C.13. Report received on January 13, 2017.

Joint Investment Trust Report—Banking Division, pursuant to Iowa Code section 12B.10A. Report received on January 13, 2017.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 13, 2017.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8. Report received on January 17, 2017.

DEPARTMENT OF EDUCATION

Adult Education and Literacy Program Report, pursuant to Iowa Code section 260C.50. Report received on January 17, 2017.

Career and Technical Education Status Report, pursuant to 2016 Iowa Acts, Chapter 1108, section 76. Report received on January 17, 2017.

Competency-Based Education Pilot and Demonstration Projects Report, pursuant to Iowa Code section 256.24. Report received on January 17, 2017.

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14. Report received on January 17, 2017.

Enrich Iowa Program Report—Library Services Division, pursuant to Iowa Code section 256.57. Report received on January 17, 2017.

Gap Tuition Assistance Program Report, pursuant to Iowa Code section 260I. Report received on January 17, 2017.

Iowa Community Colleges 260G ACE Infrastructure Report, pursuant to Iowa Code section 260G. Report received on January 17, 2017.

Job Placement of Individuals with Disabilities—Vocational Rehabilitation Division, pursuant to 2016 Iowa Acts, Chapter 1132, section 4. Report received on January 17, 2017.

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on January 17, 2017.

Pathways for Academic Career and Employment (PACE) Program Report, pursuant to Iowa Code section 260H. Report received on January 17, 2017.

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3. Report received on January 17, 2017.

Statewide Work-Based Intermediary Network Report, pursuant to Iowa Code section 256.40. Report received on January 17, 2017.

Workforce Training and Economic Development (WTED) Fund Annual Report, pursuant to Iowa Code section 260C.18A. Report received on January 17, 2017.

DEPARTMENT OF HUMAN SERVICES

Children's Mental Health Crisis Services Grants Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 64. Report received on January 13, 2017.

Children's Well-Being Learning Lab Recommendations Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 65. Report received on January 13, 2017.

Medicaid Managed Care Oversight Quarterly Meeting Minutes, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on January 13, 2017.

State Preserves Report, pursuant to Iowa Code section 465C.8. Report received on January 13, 2017.

CERTIFICATES OF RECOGNITION

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

Barry Bedford, Coralville—For 43 years of distinguished service to the citizens of Coralville. Senator Dvorsky.

Charles Davis, Davenport—For celebrating his 90th birthday. Senator Lykam.

The Night People of Davenport—For being inducted into the Iowa Rock & Roll Hall of Fame. Senator Lykam.

REPORTS OF COMMITTEE MEETINGS

ETHICS

Convened: Thursday, January 12, 2017, 11:15 a.m.

Members Present: Behn, Chair; Guth, Vice Chair; Costello, Jochum, and Kinney.

Members Absent: Horn, Ranking Member (excused).

Committee Business: Proposed rules were handed out to everyone.

Adjourned: 11:20 a.m.

WAYS AND MEANS

Convened: Thursday, January 12, 2017, 1:00 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Breitbach, Brown, Dawson, Dotzler, Edler, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: Bolkcom and McCoy (both excused).

Committee Business: Adopted rules.

Adjourned: 1:10 p.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 1, by committee on Rules and Administration, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-seventh general assembly.

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

INTRODUCTION OF BILLS

Senate File 90, by Jochum, a bill for an act relating to the designation of a caregiver relating to a patient's inpatient stay at a hospital.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 91, by Jochum, a bill for an act relating to an assault that occurs between persons in an intimate relationship and the crime of domestic abuse assault and making penalties applicable.

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

Senate File 92, by Sinclair, a bill for an act creating the criminal offense of intent to commit a sex act with a minor through the use of an electronic device.

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

Senate File 93, by Sinclair, Kinney, and Bowman, a bill for an act concerning disability benefits for special service members in the Iowa public employees' retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 94, by Lofgren, a bill for an act relating to the use of child labor in laundry occupations.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 95, by D. Johnson, a bill for an act relating to a transfer of funding for a time certain among the athletic programs at the institutions of higher learning under the control of the state board of regents.

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

Senate File 96, by Kinney and Dvorsky, a bill for an act requiring minors to wear helmets while riding motorcycles, motorized bicycles, and all-terrain vehicles, and providing penalties.

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

Senate File 97, by Bolkcom, Petersen, Taylor, Bisignano, Dotzler, Dvorsky, Kinney, Allen, Jochum, Lykam, Boulton, Mathis, Ragan, and McCoy, a bill for an act increasing the amount of solar energy system tax credits that may be claimed annually and including effective date and retroactive applicability provisions.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 12

LOCAL GOVERNMENT: Guth, Chair; Dvorsky and Segebart

Senate File 28

LOCAL GOVERNMENT: Segebart, Chair; Dvorsky and Greene

Senate File 31

EDUCATION: Greene, Chair; Lofgren and Quirmbach

Senate File 58

WAYS AND MEANS: Smith, Chair; Dotzler and Schultz

Senate File 59

WAYS AND MEANS: Feenstra, Chair; Bolkom and Brown

Senate File 78

JUDICIARY: Sinclair, Chair; Kinney and Schultz

Senate File 79

JUDICIARY: Schneider, Chair; Kinney and Sinclair

Senate File 80

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

Senate File 82

WAYS AND MEANS: Feenstra, Chair; Behn and Petersen

JOURNAL OF THE SENATE

TENTH CALENDAR DAY
SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 18, 2017

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

Prayer was offered by Reverend Angela Doty, pastor of the Iowa Veteran's Home in Marshalltown, Iowa. She was the guest of Senators Allen and Edler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tanner Halleran.

The Journal of Tuesday, January 17, 2017, was approved.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Nancy J. Boettger, former member of the Senate from Shelby County, Harlan, Iowa.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:20 a.m. until 9:00 a.m., Thursday, January 19, 2017.

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:

WORLD FOOD PRIZE FOUNDATION

Annual Report, pursuant to 2007 Iowa Acts, Chapter 212, section 3. Report received on January 18, 2017.

CERTIFICATE OF RECOGNITION

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

Lois Schneider, Bellevue—For celebrating her 100th birthday. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, January 11, 2017, 1:00 p.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 1:15 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, January 18, 2017, 10:05 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Kinney, and Rozenboom.

Members Absent: Hart, Ranking Member (excused).

Committee Business: Presentation by guest speakers, Gretta Irwin from the Iowa Turkey Federation; Katie Olthoff from the Iowa Cattlemen's Association; and Tyler Bettin from the Iowa Pork Producers.

Adjourned: 10:40 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 18, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Quirmbach, and Schultz.

Members Absent: Danielson, Ranking Member (excused).

Committee Business: Discussed FY 2018 and FY 2019 governor's recommendations.

Adjourned: 10:30 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, January 18, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Presentation on the governor's FY 2017 and FY 2018 budget by LSA.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 98, by Hart, a bill for an act expanding the statewide preschool program to include certain five-year-old children and including effective date and applicability provisions.

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

Senate File 99, by Bolkcom, a bill for an act relating to the establishment of energy districts.

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

Senate File 100, by Bolcom, Mathis, Petersen, Taylor, Bisignano, Dotzler, Dvorsky, Kinney, Allen, Jochum, and McCoy, a bill for an act concerning the use of mobile telephones while driving, and providing penalties.

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

Senate File 101, by D. Johnson, a bill for an act providing for the nonpartisan election of county officers.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 102, by Quirnbach, a bill for an act relating to the modification of the sex offender registry requirements for certain offenders.

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

Senate File 103, by Chapman, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 4

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Guth and Taylor

Senate File 32

LABOR AND BUSINESS RELATIONS: Breitbach, Chair; Costello and Dotzler

Senate File 37

LABOR AND BUSINESS RELATIONS: Brown, Chair; Boulton and Chapman

Senate File 66

LABOR AND BUSINESS RELATIONS: Chapman, Chair; Boulton and Schultz

Senate File 74

HUMAN RESOURCES: Segebart, Chair; Bolkcom and Chelgren

Senate File 75

HUMAN RESOURCES: Costello, Chair; C. Johnson and Quirmbach

Senate File 76

HUMAN RESOURCES: Shipley, Chair; Quirmbach and Segebart

Senate File 77

HUMAN RESOURCES: Segebart, Chair; Costello and Jochum

Senate File 83

EDUCATION: Sinclair, Chair; Dvorsky and C. Johnson

Senate File 85

HUMAN RESOURCES: Segebart, Chair; Bolkcom and Garrett

Senate File 89

HUMAN RESOURCES: Chelgren, Chair; Greene and Mathis

Senate File 90

HUMAN RESOURCES: Greene, Chair; Garrett and Jochum

Senate File 94

LABOR AND BUSINESS RELATIONS: Breitbach, Chair; Bisignano and Brown

Senate File 95

EDUCATION: Behn, Chair; Chelgren and Dvorsky

Senate File 97

WAYS AND MEANS: Feenstra, Chair; Bolkcom and Dawson

Senate Joint Resolution 1

APPROPRIATIONS: Schneider, Chair; Danielson and Kraayenbrink

JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 19, 2017

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

Prayer was offered by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cari Kirchhoff.

The Journal of Wednesday, January 18, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, January 23, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Enhanced 911 Status Report, pursuant to Iowa Code section 34A.7A. Report received on January 19, 2017.

DEPARTMENT OF NATURAL RESOURCES

Annual Report, pursuant to Iowa Code section 455A.4. Report received on January 19, 2017.

IOWA STATE FAIR BOARD

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 19, 2017.

VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on January 19, 2017.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 18, 2017, 3:00 p.m.

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

Members Absent: Behn and Danielson (both excused).

Committee Business: Presentations from the Iowa College Student Aid Commission and Iowa Association of School Boards.

Adjourned: 4:00 p.m.

ETHICS

Convened: Thursday, January 19, 2017, 10:10 a.m.

Members Present: Behn, Chair; Horn, Ranking Member; Costello, Jochum, and Kinney.

Members Absent: Guth, Vice Chair (excused).

Committee Business: Passed SSBs 1005 and 1006 out of committee.

Adjourned: 10:15 a.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, January 19, 2017, 2:05 p.m.

Members Present: Breitbach, Chair; Sinclair, Vice Chair; McCoy, Ranking Member; Lofgren, and Petersen.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 2:15 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, January 19, 2017, 1:00 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Behn, Breitbach, Brown, Hart, and Kinney.

Members Absent: Anderson, Bertrand, Kapucian, and Lykam (all excused).

Committee Business: Presentation by Department of Natural Resources Director Chuck Gipp.

Adjourned: 1:45 p.m.

RULES AND ADMINISTRATION

Convened: Thursday, January 19, 2017, 9:10 a.m.

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

Members Absent: None.

Committee Business: Passed SCR 1.

Adjourned: 9:15 a.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, January 18, 2017, 10:00 a.m.

Members Present: Lofgren, Chair; Breitbach, Vice Chair; Dotzler, Ranking Member; and Allen.

Members Absent: Greene (excused).

Committee Business: Organizational meeting.

Adjourned: 11:15 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 2, by committee on Ethics, a Concurrent Resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-seventh General Assembly.

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

Senate Resolution 1, by Petersen, a resolution urging the United States Congress and the President of the United States to enact legislation that would reinstate the separation of commercial and investment banking functions previously in effect under the federal Glass-Steagall Act.

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

Senate Resolution 2, by committee on Ethics, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-seventh General Assembly.

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

INTRODUCTION OF BILLS

Senate File 104, by Petersen, a bill for an act modifying the tax incentives available under the high quality jobs program and including applicability provisions.

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

Senate File 105, by Petersen, a bill for an act providing for employment leave for prenatal appointments and providing penalties.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 106, by Petersen, a bill for an act relating to eyelash extension application certification.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 107, by Schultz, a bill for an act relating to the elimination of the requirement for the posting of signs or symbols under the smokefree air Act.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 108, by Schultz, a bill for an act relating to carrying weapons including eliminating prohibitions on possessing certain weapons.

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

Senate File 109, by Anderson, a bill for an act authorizing certain gas and electric utilities to submit certain federally required forms or reports to the Iowa utilities board in lieu of existing reporting requirements.

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

Senate File 110, by Bolkcom, a bill for an act providing for a state assessment for water quality and soil conservation imposed on agricultural commodities, including establishing procedures for referendums to establish, continue, or terminate the state assessment, the transfer of moneys to the department of agriculture and land stewardship, and the appropriation of moneys.

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

Senate File 111, by Chapman, Zaun, Behn, Brown, Breitbach, Bertrand, Chelgren, C. Johnson, and Anderson, a bill for an act prohibiting persons from intentionally blocking the movement of traffic on certain highways, and providing a penalty.

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

STUDY BILLS RECEIVED

SSB 1012 Human Resources

Relating to pronouncements of death by registered nurses.

SSB 1013 Ways and Means

Updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

SSB 1014 Ways and Means

Updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions and the expensing of certain depreciable business assets, and including effective date and retroactive applicability provisions.

SSB 1015 Commerce

Relating to programs and projects administered by the economic development authority.

SSB 1016 Commerce

Providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

SSB 1017 Education

Relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners.

SSB 1018 Appropriations

Relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 5**

STATE GOVERNMENT: Feenstra, Chair; Chapman and Petersen

Senate File 13

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Edler and Quirmbach

Senate File 14

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Behn and McCoy

Senate File 16

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Behn and McCoy

Senate File 17

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Behn and McCoy

Senate File 20

STATE GOVERNMENT: Feenstra, Chair; Horn and Schultz

Senate File 33

STATE GOVERNMENT: Smith, Chair; Chapman and Jochum

Senate File 34

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Brown and Dotzler

Senate File 36

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Dawson and Dotzler

Senate File 38

(Reassigned)

WAYS AND MEANS: Feenstra, Chair; Anderson and Bolkcom

Senate File 45

STATE GOVERNMENT: Schneider, Chair; Anderson and Bowman

Senate File 46

STATE GOVERNMENT: Smith, Chair; Bisignano and Dawson

Senate File 47

STATE GOVERNMENT: Smith, Chair; Chapman and Petersen

Senate File 48

STATE GOVERNMENT: Feenstra, Chair; Jochum and Zaun

Senate File 49

STATE GOVERNMENT: Feenstra, Chair; Horn and Schultz

Senate File 50

STATE GOVERNMENT: Smith, Chair; Bisignano and Zaun

Senate File 60

STATE GOVERNMENT: Smith, Chair; Chapman and Danielson

Senate File 61

STATE GOVERNMENT: Smith, Chair; Bisignano and Chapman

Senate File 62

STATE GOVERNMENT: Chapman, Chair; Bisignano and Schultz

Senate File 63

STATE GOVERNMENT: Feenstra, Chair; Brown and Petersen

Senate File 64

STATE GOVERNMENT: Feenstra, Chair; Anderson and Danielson

Senate File 65

STATE GOVERNMENT: Feenstra, Chair; Petersen and Zaun

Senate File 93

STATE GOVERNMENT: Schneider, Chair; Danielson and Smith

Senate File 103

WAYS AND MEANS: Smith, Chair; Behn and Petersen

Senate File 105

LABOR AND BUSINESS RELATIONS: Zaun, Chair; Bisignano and Schultz

SSB 1012

HUMAN RESOURCES: Greene, Chair; Garrett and Mathis

SSB 1013

WAYS AND MEANS: Feenstra, Chair; Behn and Jochum

SSB 1014

WAYS AND MEANS: Feenstra, Chair; Behn and Jochum

SSB 1015

COMMERCE: Zumbach, Chair; Boulton and C. Johnson

SSB 1016

COMMERCE: Anderson, Chair; Breitbach and Petersen

SSB 1017

EDUCATION: Lofgren, Chair; Dvorsky and Kraayenbrink

SSB 1018

APPROPRIATIONS: Schneider, Chair; Bolkcom and Kraayenbrink

FINAL COMMITTEE REPORTS OF BILL ACTION**ETHICS**

Bill Title: SENATE CONCURRENT RESOLUTION 2 (SSB 1005), a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-seventh General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 5: Behn, Horn, Costello, Jochum, and Kinney. Nays, none. Absent, 1: Guth.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 2 (SSB 1006), a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-seventh General Assembly.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 5: Behn, Horn, Costello, Jochum, and Kinney. Nays, none. Absent, 1: Guth.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 1, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-seventh general assembly.

Recommendation: APPROVED COMMITTEE BILL.

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

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

FIFTEENTH CALENDAR DAY
NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 23, 2017

The Senate met in regular session at 1:07 p.m., President Whitver presiding.

Prayer was offered by Pastor Dan Gerrietts of Trinity Lutheran Church in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Devyn Leeson.

The Journal of Thursday, January 19, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 1:27 p.m. until 9:00 a.m., Tuesday, January 24, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services 10/1/16–12/31/16 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on January 23, 2017.

DEPARTMENT OF EDUCATION

Condition of Education Annual Report, pursuant to Iowa Code section 256.7. Report received on January 20, 2017.

Kindergarten Literacy Assessment (KLA) Report, pursuant to Iowa Code section 279.60. Report received on January 20, 2017.

DEPARTMENT OF NATURAL RESOURCES

Environmental Protection Commission Annual Report, pursuant to Iowa Code section 455B.105. Report received on January 23, 2017.

DEPARTMENT OF PUBLIC HEALTH

Board of Medicine and Board Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12. Report received on January 20, 2017.

PUBLIC INFORMATION BOARD

2016 Annual Report, pursuant to Iowa Code section 23.6(12). Report received on January 23, 2017.

TREASURER OF STATE

Joint Investment Trust Report—Office of the Treasurer of State, pursuant to Iowa Code section 12B.10A. Report received on January 23, 2017.

Tobacco Settlement Authority Annual Report, pursuant to Iowa Code section 12E.15. Report received on January 23, 2017.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, January 23, 2017, 2:05 p.m.

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

Members Absent: Dvorsky and Hart (both excused).

Committee Business: Organizational meeting.

Adjourned: 2:10 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Monday, January 23, 2017, 2:10 p.m.

Members Present: Schultz, Chair; Zaun, Vice Chair; Boulton, Ranking Member; Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor.

Members Absent: None.

Committee Business: Discussed and approved SF 32.

Adjourned: 2:20 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 3, by Dix, a resolution relating to permanent rules of the senate for the eighty-seventh general assembly.

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

INTRODUCTION OF BILL

Senate File 112, by Chelgren, a bill for an act relating to political subdivision elections by changing the date of the election of directors of local school districts, merged areas, and area education agency boards, by providing for the combined administration of regular and special school and city elections, making changes to the administration of elections for political subdivisions located in more than one county, establishing requirements for ballot arrangement and placement for political subdivision offices, and including effective date and applicability and transition provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 81

COMMERCE: Anderson, Chair; Allen and Breitbach

Senate File 99

COMMERCE: Bertrand, Chair; Breitbach and McCoy

Senate File 101

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Chapman

Senate File 104

WAYS AND MEANS: Feenstra, Chair; Edler and Petersen

FINAL COMMITTEE REPORT OF BILL ACTION

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 32, a bill for an act relating to private sector employee drug testing.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Schultz, Zaun, Breitbach, Brown, Chapman, Costello, and Guth. Nays, 4: Boulton, Bisignano, Dotzler, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

REPRIEVES, COMMUTATIONS, AND PARDONS GRANTED BY THE GOVERNOR

January 23, 2017

Charlie Smithson
Secretary of the Senate
State Capitol
Des Moines, Iowa 50319

Carmine Boal
Chief Clerk of the House
State Capitol
Des Moines, Iowa 50319

Dear Mr. Smithson and Ms. Boal:

Pursuant to the Constitution of the State of Iowa, Article IV § 16, below is a report of all reprieves, commutations, and pardons granted during the 2016 calendar year.

I. PARDONS.

The individuals listed below were granted pardons for fulfilling their financial obligations to pay court costs, fines, and restitution. Further, the individuals listed below demonstrated exemplary character, received positive recommendations from the Iowa Board of Parole, showed remorse for their crimes, received strong recommendations from community leaders and their employers, and gave back to society since committing their crimes.

Ian J. Marietta
Stephanie A. Gryzbek

Ivan E. Gillis
Tamara Lopez-King

Slater W. Bayliss

II. SPECIAL RESTORATION OF CITIZENSHIP RIGHTS (FIREARMS).

The individuals listed below were granted a special restoration of their citizenship rights (firearms) for fulfilling their financial obligations to pay court costs, fines, and restitution. Further, the individuals listed below demonstrated exemplary character, received positive recommendations from the Iowa Board of Parole, showed remorse for their crimes, received strong recommendations from community leaders and their employers, and gave back to society since committing their crimes.

Brett B. Buffington	Edward Clark	Jeremy Puhmann
Jon Dagele	Robert E. Hoskins II	Robert Purcell

III. RESTORATION OF CITIZENSHIP (VOTING).

I granted Restoration of Citizenship Rights (Voting) to the following individuals because they have fully discharged their respective sentences and fulfilled their financial obligations to the court (including court costs and fines), and have either fully satisfied their restitution obligations to their victims, or have demonstrated that they are current on a payment plan to pay such restitution in good faith:

Alan Wulf	Angel Durham	Anthony Ell
Bradley Wolf	Brett Cruse	Brian Tyler
Bruce Paulson	Caleb Reynolds	Charles Tiffany
Charry Crampton	Christine Graham	Christopher Bowers
Christopher Cobb	Clayton Cooper	Corey Wahl
Dana Shieler	David Simmons	David Parks
Dawn Henderson	Dennis Moore	Douglas Ramaker
Drake Fenton	Elisa Carlson	Eric Gutschmidt
Erica Sires	Erin Platts	Frank Coll
Frank Storms	Frank Vasey	Fred Bovee
Gary Baring	Gary Douglas	Gary Miller
Gay Appelhans	Gerald Bruening	Greg Chapman
Heather Malloy	Henry Schappert	Jacob Smith
James Cleaveland	James Hindal	James Maggert
James Reeder	James Dennis	James Worrell
Jarrold Warner	Jason Manning	Jeffrey McDonald
Jeffrey Nall	Jennifer Clark	Jeremy Eberhart
Joe Wiederien	Joey Miller	John Smith
Jon Johnson	Kathryn Klingborg	Kathy Blythe
Kelli Jo Griffin	Kenin Mannerter	Kurt Kirchner
Kyle Adams	Kyle Payne	Kyle Savery
Lamont Iles	Lanae Strovers	Latasha Knox
Laura Bratt	Lee Dollar	Lindsay Firzloff
Lisa Coughlin	Lisa Madesian	Louis Mihalakis
Mark Johnson	Mark TerBeek	Marvin Redenius
Matthew Becke	Michael Pesce	Milton Matson
Milton McClanahan	Mitchell McCarthy	Neil Shimer
Molan Winans	Patrick Malloy	Randy Oartweig
Rayond Ward	Rebecca Tuffree	Regina Sampieri
Richard Krehbiel	Robert Phillips	Samuel Gomez
Scott Tomer	Shane Carroll	Shane Herr
Shawn Vorba	Stephen Cooper	Stephen Simons

Steven Gaskill
Terry Rose
Trevor Tucker

Sue Hoffman
Timothy Curnyn
Victoria Waller

Tara Nall
Timothy Skay
William Weatherly

Please do not hesitate to contact Larry Johnson, Jr. at 515/725.3506 in my office with any questions. Thank you.

Sincerely,
Terry E. Branstad
Governor

JOURNAL OF THE SENATE

SIXTEENTH CALENDAR DAY
TENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 24, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor Mark Zevenbergen of the Cornerstone Baptist Church in DeWitt, Iowa. He was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jordyn Sanders.

CORRECTION TO THE JOURNAL

President Whitver announced that on Senate Resolution 3, introduced on Monday, January 23, 2017 (SJ p. 111), the sponsor is Senator Dix. The correction will appear in the hardbound and internet versions.

The Journal of Monday, January 23, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:09 a.m. until 9:00 a.m., Wednesday, January 25, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

OFFICE OF THE GOVERNOR

Report on Reprieves, Commutations, Pardons, and Remission of Fines, pursuant to Iowa Code section 7A.5. Report received on January 24, 2017.

WORLD FOOD PRIZE FOUNDATION

Annual Report, pursuant to 2007 Iowa Acts, Chapter 212, section 3. Report received on January 24, 2017.

CERTIFICATES OF RECOGNITION

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

Jaxon Eckley, New Hampton—For taking 1st place in the Iowa Wonder League Robotics Competition. Senator Brown.

Tate Schwickerath, New Hampton—For taking 1st place in the Iowa Wonder League Robotics Competition. Senator Brown.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, January 24, 2017, 3:05 p.m.

Recessed: 3:10 p.m.

Reconvened: 3:50 p.m.

Recessed: 3:55 p.m.

Reconvened: 6:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkom, Ranking Member; Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed SSB 1018.

Adjourned: 7:00 p.m.

JUDICIARY

Convened: Tuesday, January 24, 2017, 1:05 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Guest speakers on violence and its root causes.

Adjourned: 2:00 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 24, 2017, 2:00 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Breitbach, Brown, Hart, Kapucian, Kinney, and Lykam.

Members Absent: Bertrand (excused).

Committee Business: Presentation by John Olson from the Department of Natural Resources.

Adjourned: 3:00 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, January 24, 2017, 9:15 a.m.

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

Members Absent: None.

Committee Business: Approved SR 3.

Adjourned: 9:25 a.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 24, 2017, 10:05 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentation by Bill Northey, Secretary of Agriculture.

Adjourned: 10:50 a.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 24, 2017, 10:00 a.m.

Members Present: Lofgren, Chair; Breitbach, Vice Chair; Dotzler, Ranking Member; Allen, and Greene.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 24, 2017, 10:05 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolcom, and Edler.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:05 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, January 24, 2017, 10:15 a.m.

Members Present: Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: Bertrand, Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:10 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 3, by Chelgren, a joint resolution proposing an amendment to the Constitution of the State of Iowa limiting terms of service for members of the general assembly, the governor, the lieutenant governor, the secretary of state, the auditor of state, the treasurer of state, the attorney general, and other elected state executive officials.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Joint Resolution 4, by D. Johnson, a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, and harvest wildlife.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

INTRODUCTION OF BILLS

Senate File 113, by Bolckcom, a bill for an act relating to the use of triclosan in certain products, providing civil penalties, and including effective date provisions.

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

Senate File 114, by Mathis, a bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

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

Senate File 115, by Bolckcom, a bill for an act relating to grounds for discipline of physicians and surgeons, osteopathic physicians and surgeons, and physician assistants, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 116, by Quirnbach and Dvorsky, a bill for an act relating to the obtaining of a religious exemption from the required immunization of a person enrolling in any elementary or secondary school or a licensed child care center.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 117, by Quirnbach, Jochum, Dvorsky, Dotzler, Bolkom, Hogg, and Mathis, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 118, by Quirnbach and Dvorsky, a bill for an act providing law enforcement authorities with access to ownership and control information of domestic business entities.

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

Senate File 119, by Quirnbach, Hogg, Dotzler, Dvorsky, Jochum, Hart, Boulton, Petersen, Bolkom, Mathis, and Ragan, a bill for an act requiring that human growth and development instruction by school boards include age-appropriate information regarding dating violence and prevention.

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

Senate File 120, by Bowman, a bill for an act relating to supplementary weighting for school districts for shared operational functions and including applicability provisions.

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

Senate File 121, by Petersen, a bill for an act providing for additional weighting for eligible students identified as limited English proficient who are enrolled in the statewide preschool program for four-year-old children.

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

Senate File 122, by Petersen, a bill for an act relating to the treatment of certain incidents of human trafficking as child abuse and to mandatory reporting training to recognize and report such incidents of human trafficking, and making penalties applicable.

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

Senate File 123, by Chelgren, a bill for an act relating to the enforcement of traffic laws, including authorizing peace officers employed by the department of transportation to make arrests for certain violations, prohibiting the use of automated or remote traffic law enforcement systems, and requiring the removal of existing systems, and including effective date provisions.

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

Senate File 124, by Chelgren, a bill for an act exempting military disability benefits and certain military pay from the computation of the individual income tax and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 125, by Chelgren, a bill for an act relating to the display of registration plates on motor vehicles thirty model years old or older.

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

Senate File 126, by Kapucian, a bill for an act allowing the operation of certain motorboats on lake Macbride at any time.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 127, by Sinclair and Rozenboom, a bill for an act modifying the rebate of sales and use tax to the owner or operator of a raceway facility.

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

Senate File 128, by Feenstra, a bill for an act relating to subject assessment requirements for teacher licensure by the board of educational examiners.

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

Senate File 129, by Bisignano, a bill for an act prohibiting the mistreatment of animals other than livestock and wild animals, providing reporting requirements, providing for criminal offenses, and including penalties.

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

Senate File 130, by committee on Appropriations, a bill for an act relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1019 Transportation

Prohibiting the use of automated traffic law enforcement systems by the department of transportation and regulating the use of other automated traffic law enforcement systems.

SSB 1020 Transportation

Permitting motor vehicles to stand unattended without first stopping the engine.

SUBCOMMITTEE ASSIGNMENTS

Senate File 57

TRANSPORTATION: Anderson, Chair; Lykam and Smith

Senate File 84

TRANSPORTATION: Kraayenbrink, Chair; Greene and Horn

Senate File 86

JUDICIARY: Shipley, Chair; Dawson and Kinney

Senate File 87

JUDICIARY: Kinney, Chair; Schultz and Shipley

Senate File 88

JUDICIARY: Dawson, Chair; Garrett and Kinney

Senate File 91

JUDICIARY: Sinclair, Chair; Boulton and Dawson

Senate File 92

JUDICIARY: Sinclair, Chair; Bisignano and Edler

Senate File 96

TRANSPORTATION: Bertrand, Chair; Breitbach and Horn

Senate File 98

EDUCATION: Sinclair, Chair; Hart and Kraayenbrink

Senate File 100

TRANSPORTATION: Smith, Chair; Bowman and Zumbach

Senate File 102

JUDICIARY: Garrett, Chair; Bisignano and Shipley

Senate File 106

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Zaun

Senate File 108

JUDICIARY: Schultz, Chair; Boulton and Garrett

Senate File 110

AGRICULTURE: Zumbach, Chair; Bowman and Brown

Senate File 111

TRANSPORTATION: Anderson, Chair; Bisignano and Greene

Senate File 112

STATE GOVERNMENT: Chapman, Chair; Feenstra and Petersen

Senate File 125

TRANSPORTATION: Anderson, Chair; Greene and Lykam

SSB 1019

TRANSPORTATION: Zumbach, Chair; Bowman and Kraayenbrink

SSB 1020

TRANSPORTATION: Greene, Chair; Anderson and Lykam

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 130 (SSB 1018), a bill for an act relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 8: Bolkcom, Boulton, Danielson, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 1: Bertrand.

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 130, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 3, a resolution relating to permanent rules of the senate for the eighty-seventh general assembly.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Dix, Whitver, Behn, Feenstra, Schneider, Sinclair, and Smith. Nays, 4: Hogg, Dvorsky, Jochum, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

SEVENTEENTH CALENDAR DAY
ELEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, January 25, 2017

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

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mary Tess Urbanek.

Immediately following the Pledge, the 4th grade class from Findley Elementary in Des Moines, Iowa, sang a patriotic selection. They were the guests of Senator Boulton.

The Journal of Tuesday, January 24, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:38 a.m. until 9:00 a.m., Thursday, January 26, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF CORRECTIONS

Annual Report, pursuant to Iowa Code section 904.115. Report received on January 25, 2017.

IOWA LOTTERY AUTHORITY

Quarterly Report—Qtr Ending December 31, 2016, pursuant to Iowa Code section 99G.7. Report received on January 25, 2017.

CERTIFICATE OF RECOGNITION

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

Pat and John Montgomery, Council Bluffs—For their many years of service as volunteers at Children's Square U.S.A. Senator Shipley.

REPORTS OF COMMITTEE MEETINGS

TRANSPORTATION

Convened: Wednesday, January 25, 2017, 3:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bisignano, Danielson, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand, Greene, and Horn (all excused).

Committee Business: SSB 1003.

Adjourned: 3:20 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS
SUBCOMMITTEE

Convened: Wednesday, January 25, 2017, 10:10 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentation by Chuck Gipp, Director of the Department of Natural Resources.

Adjourned: 11:00 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, January 25, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Presentation of the Children's Mental Health and Well-Being Workgroup by Wendy Rickman from the Department of Human Services. Presentation on youth mental health needs and juvenile diversion provided by Iowa Juvenile Court officers.

Adjourned: 11:30 a.m.

INTRODUCTION OF BILLS

Senate File 131, by D. Johnson, a bill for an act reducing the size of certain confinement feeding operations that qualify for exemptions from environmental regulations.

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

Senate File 132, by Bowman, a bill for an act relating to special exceptions and variances from city zoning regulations.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 133, by Bowman, a bill for an act providing for the promotion of micro-distilled spirits made in Iowa and making an appropriation.

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

Senate File 134, by Quirmbach, Dvorsky, and Bolkom, a bill for an act relating to consumer contract terms.

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

Senate File 135, by Quirmbach, a bill for an act relating to the compulsory age of attendance and to sanctions for failure to attend school.

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

Senate File 136, by Quirmbach, Dotzler, Boulton, Dvorsky, Taylor, Bowman, Kinney, Hart, Jochum, Lykam, Bisignano, Mathis, Ragan, Bolkcom, Petersen, McCoy, and Hogg, a bill for an act relating to the state preschool program by establishing a preschool expansion incentive, authorizing state aid for the incentive, and addressing program costs.

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

Senate File 137, by Quirmbach, Dotzler, Boulton, Dvorsky, Hart, Jochum, Bolkcom, Petersen, McCoy, and Hogg, a bill for an act relating to school core curriculum and twenty-first century learning skills required to be addressed in rules adopted by the state board of education.

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

Senate File 138, by McCoy, a bill for an act relating to private instruction by adding a reporting requirement and requiring school districts to conduct health and safety visits for the protection of children placed under competent private instruction or private instruction.

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

Senate File 139, by McCoy, a bill for an act establishing a criminal penalty for violent repeat offenders, reducing earned time for offenders required to participate in batterers' education under certain circumstances, providing for risk assessments, and relating to electronic tracking and monitoring.

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

Senate File 140, by Ragan, a bill for an act relating to the health insurance premium payment program for individuals eligible for the medical assistance program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 141, by Dotzler, Boulton, Dvorsky, Taylor, Bowman, Kinney, Hart, Jochum, Lykam, Quirmbach, and McCoy, a bill for an act permitting the voluntary receipt by employees of payment of wages by debit card or pay card and making penalties and remedies applicable.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

STUDY BILLS RECEIVED

SSB 1021 State Government

Authorizing a retirement system merge relating to an alternative retirement system for certain school district employees.

SSB 1022 Judiciary

Relating to sex offender registration requirements, sexually violent predators, and the commission of the offense of child endangerment by a sex offender, and providing penalties.

SSB 1023 Judiciary

Relating to providing legal assistance to indigent persons in criminal proceedings.

SUBCOMMITTEE ASSIGNMENTS

Senate File 107

STATE GOVERNMENT: Feenstra, Chair; Petersen and Smith

Senate File 114

JUDICIARY: Dawson, Chair; Kinney and Schultz

Senate File 119

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 120

EDUCATION: Sinclair, Chair; Bowman and Kraayenbrink

Senate File 121

EDUCATION: Behn, Chair; Chelgren and Hart

Senate File 122

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 123

JUDICIARY: Garrett, Chair; Shipley and Taylor

Senate File 127

WAYS AND MEANS: Feenstra, Chair; Breitbach and Dotzler

Senate File 128

EDUCATION: Chelgren, Chair; Bowman and Rozenboom

Senate File 129

AGRICULTURE: Shipley, Chair; Brown and Taylor

SSB 1021

STATE GOVERNMENT: Schneider, Chair; Danielson and Smith

SSB 1022

JUDICIARY: Garrett, Chair; Kinney and Shipley

SSB 1023

JUDICIARY: Schneider, Chair; Bisignano and Garrett

AMENDMENTS FILED

S-3001	S.F.	130	Joe Bolkcom
S-3002	S.F.	130	Joe Bolkcom
S-3003	S.F.	130	Joe Bolkcom

JOURNAL OF THE SENATE

EIGHTEENTH CALENDAR DAY
TWELFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 26, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor Stan Johnson of the Evangelical Free Church in Britt, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Olivia Habinck.

The Journal of Wednesday, January 25, 2017, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:25 a.m., President Whitver presiding.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Resolutions 3 and 2.

Senate Resolution 3

On motion of Senator Dix, **Senate Resolution 3**, a resolution relating to permanent rules of the senate for the eighty-seventh general assembly, with report of committee recommending passage, was taken up for consideration.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Horn and D. Johnson, until they arrive, on request of Senator Hogg; and Senator Bertrand, until he arrives, on request of Senator Dix.

Senator Hogg offered amendment S-3004, filed by him from the floor to page 7 of the resolution, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3004 be adopted?" (S.R. 3), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S-3004 lost.

Senator Hart offered amendment S-3005, filed by Senators Hart and Hogg from the floor to page 26 of the resolution, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3005 be adopted?" (S.R. 3), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S-3005 lost.

Senator Dix moved the adoption of Senate Resolution 3, which motion prevailed by a voice vote.

Senate Resolution 2

On motion of Senator Behn, **Senate Resolution 2**, a resolution relating to the Senate Code of Ethics governing the conduct of members of the Senate in relation to their senatorial duties during the Eighty-seventh General Assembly, was taken up for consideration.

Senator Behn moved the adoption of Senate Resolution 2, which motion prevailed by a voice vote.

CONSIDERATION OF RESOLUTIONS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Concurrent Resolutions 1 and 2.

Senate Concurrent Resolution 1

On motion of Senator Dix, **Senate Concurrent Resolution 1**, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-seventh general assembly, was taken up for consideration.

Senator Dix moved the adoption of Senate Concurrent Resolution 1, which motion prevailed by a voice vote.

Senate Concurrent Resolution 2

On motion of Senator Behn, **Senate Concurrent Resolution 2**, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-seventh General Assembly, was taken up for consideration.

Senator Behn moved the adoption of Senate Concurrent Resolution 2, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Concurrent Resolutions 1 and 2** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 130.

Senate File 130

On motion of Senator Schneider, **Senate File 130**, a bill for an act relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions, was taken up for consideration.

Senator Quirmbach offered amendment S–3006, filed by Senator Quirmbach, et al., from the floor to pages 1 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3006 be adopted?” (S.F. 130), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S–3006 lost.

Senator Bolkcom offered amendment S–3002, filed by him on January 25, 2017, to pages 8–10 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3002 be adopted?” (S.F. 130), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S–3002 lost.

Senator Bolkcom offered amendment S–3003, filed by him on January 25, 2017, to page 11 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3003 be adopted?” (S.F. 130), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S–3003 lost.

Senator Bolkcom offered amendment S-3001, filed by him on January 25, 2017, to page 11 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3001 be adopted?" (S.F. 130), the vote was:

Yeas, 19:

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

Nays, 28:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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Amendment S-3001 lost.

Senator Schneider 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. 130), the vote was:

Yeas, 28:

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

Nays, 19:

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

Absent, 3:

Bertrand	Horn	Johnson, D.
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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 File 130** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 12:03 p.m. until 9:00 a.m., Friday, January 27, 2017.

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:

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

2016 Annual Report, pursuant to Iowa Code section 312.3B. Report received on January 26, 2017.

CERTIFICATE OF RECOGNITION

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

Andy and JoAnn Gohlinghorst, Council Bluffs—For their many years of service as volunteers at Children's Square U.S.A. Senator Dawson.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, January 25, 2017, 4:05 p.m.

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

Members Absent: None.

Committee Business: Arts Education presentation.

Adjourned: 5:00 p.m.

HUMAN RESOURCES

Convened: Wednesday, January 25, 2017, 3:10 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Presentation on Iowa mental health bed tracking system by Rick Shults from the Department of Human Services.

Adjourned: 4:05 p.m.

ADMINISTRATION AND REGULATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 12, 2017, 10:00 a.m.

Members Present: Guth, Chair; Chapman, Vice Chair; Mathis, Ranking Member; Lykam, and Zumbach.

Members Absent: None.

Committee Business: Reviewed the governor's budget recommendations.

Adjourned: 10:30 a.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 4, by Bolkcom, Ragan, Petersen, Quirmbach, Boulton, Bowman, Dotzler, Hart, Jochum, and Mathis, a resolution requesting the legislative council to establish an interim committee to study the creation of a facility to care for geriatric persons who are registered on the sex offender registry or who are sexually aggressive.

Read first time under Rule 28 and referred to committee on **Human Resources**.

INTRODUCTION OF BILLS

Senate File 142, by Chapman, a bill for an act to exclude equine boarding from the annual lease termination requirements for farm tenancies.

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

Senate File 143, by Chapman, a bill for an act relating to bass fishing in the state.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 144, by Chapman, a bill for an act relating to the restriction of hunting on private property by the natural resource commission.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 145, by Chapman, a bill for an act eliminating the requirement of an annual permit to acquire a pistol or revolver.

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

Senate File 146, by Chapman, a bill for an act relating to going armed with, carrying, or transporting a firearm on school grounds.

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

Senate File 147, by Chapman, a bill for an act relating to the confidentiality of personally identifiable information of holders of nonprofessional permits to carry weapons and permits to acquire pistols or revolvers.

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

Senate File 148, by Zaun, a bill for an act relating to developer fees for federal low-income housing credits.

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

Senate File 149, by Zaun, a bill for an act relating to the review of administrative rules and the rulemaking process.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 150, by Zaun, a bill for an act relating to supplementary weighting for limited English proficient students and including effective date and applicability provisions.

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

Senate File 151, by Zaun, a bill for an act requesting the establishment of an interim study committee by the legislative council regarding prescription pain medication.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 152, by Zaun, a bill for an act providing a property assessment adjustment for certain property of persons who have attained the age of sixty-five, providing a penalty, and including retroactive and other applicability provisions.

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

Senate File 153, by Zaun, a bill for an act creating an exemption from the computation of the state individual income tax of net capital gains from the sale of an equity investment in a qualified Iowa business and including retroactive applicability provisions.

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

Senate File 154, by Taylor, a bill for an act establishing the state percent of growth and including effective date provisions.

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

Senate File 155, by Taylor, a bill for an act establishing the categorical state percent of growth and including effective date provisions.

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

Senate File 156, by Boulton, Taylor, Jochum, Hogg, Quirmbach, Bisignano, D. Johnson, Petersen, and McCoy, a bill for an act increasing the state minimum hourly wage and providing for subsequent increases by the same percentage as the increase in federal social security benefits.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 157, by Garrett, a bill for an act relating to the notation of discharges of motor vehicle security interests.

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

STUDY BILLS RECEIVED

SSB 1024 Rules and Administration

To approve and confirm the appointment of Kristie Hirschman as Ombudsman.

SSB 1025 Ways and Means

Eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of healthcare coverage for their dependent children and apply for certain public healthcare coverage, and including effective date and retroactive applicability provisions.

SSB 1026 State Government

Relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions.

SSB 1027 Natural Resources and Environment

Relating to the solid waste environmental management systems program and beautification grants.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 3

STATE GOVERNMENT: Feenstra, Chair; Anderson and Horn

Senate Joint Resolution 4

NATURAL RESOURCES AND ENVIRONMENT: Breitbach, Chair; Brown and Kinney

Senate File 109

COMMERCE: Anderson, Chair; Lykam and Zaun

Senate File 115

HUMAN RESOURCES: Costello, Chair; Bolkcom and Greene

Senate File 116

HUMAN RESOURCES: Chelgren, Chair; Chapman and Quirmbach

Senate File 117

HUMAN RESOURCES: Chapman, Chair; Costello and Mathis

Senate File 118

COMMERCE: Feenstra, Chair; C. Johnson and Mathis

Senate File 126

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

Senate File 131

AGRICULTURE: Shipley, Chair; Edler and Kinney

Senate File 135

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 136

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 137

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 138

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 139

JUDICIARY: Schultz, Chair; Kinney and Sinclair

Senate File 140

HUMAN RESOURCES: Costello, Chair; Garrett and Ragan

Senate File 141

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Chapman and Dotzler

Senate File 145

JUDICIARY: Shipley, Chair; Petersen and Sinclair

Senate File 146

JUDICIARY: Edler, Chair; Petersen and Schneider

Senate File 147

JUDICIARY: Garrett, Chair; Edler and Petersen

SSB 1024

RULES AND ADMINISTRATION: Dix, Chair; Hogg and Whitver

SSB 1025

WAYS AND MEANS: Feenstra, Chair; Petersen and Schultz

SSB 1026

STATE GOVERNMENT: Smith, Chair; Bisignano and Brown

SSB 1027

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Anderson and Dvorsky

AMENDMENTS FILED

S-3004	S.R.	3	Robert M. Hogg
S-3005	S.R.	3	Rita Hart
			Robert M. Hogg
S-3006	S.F.	130	Herman C. Quirmbach
			Tony Bisignano
			Rita Hart
			Rich Taylor
			Robert E. Dvorsky
			Jim Lykam

JOURNAL OF THE SENATE

NINETEENTH CALENDAR DAY
THIRTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, January 27, 2017

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

Prayer was offered by Caleb Hunter. He was the guest of Senator Dix.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chris Dorsey from Osceola, Iowa.

The Journal of Thursday, January 26, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:01 a.m. until 1:00 p.m., Monday, January 30, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

Comprehensive Annual Financial Report (CAFR), pursuant to Iowa Code section 8A.502. Report received on December 28, 2016.

Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on January 11, 2017.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2. Report received on January 10, 2017.

Loess Hills Alliance Board of Directors Report, pursuant to Iowa Code section 161D.6. Report received on December 28, 2016.

Loess Hills Development and Conservation Authority, pursuant to Iowa Code section 161D.8. Report received on December 28, 2016.

Nutrient Reduction Pilot Project Report, pursuant to 2016 Iowa Acts, Chapter 1134, section 37. Report received on January 12, 2017.

Southern Iowa Development and Conservation Authority, pursuant to Iowa Code section 161D.13. Report received on January 12, 2017.

State Pseudorabies Advisory Committee, pursuant to Iowa Code section 166D.3. Report received on January 10, 2017.

Water Quality Initiative Report. Report received on January 9, 2017.

Watershed Improvement Review Board Annual Report, pursuant to Iowa Code section 466A.3. Report received on January 10, 2017.

Watershed Planning Advisory Council Report, pursuant to Iowa Code section 466B.31. Report received on January 12, 2017.

AUDITOR OF STATE

Municipal Oversight Report, pursuant to Iowa Code section 11.6. Report received on January 17, 2017.

COLLEGE STUDENT AID COMMISSION

Annual Report, pursuant to Iowa Code section 261.2. Report received on December 29, 2016.

Barber and Cosmetology Arts and Sciences Tuition Grant Program, pursuant to Iowa Code section 261.61. Report received on December 29, 2016.

College Student Aid Commission Tuition Grant Report, pursuant to Iowa Code section 261.15. Report received on December 30, 2016.

Education Credits Awarded to Veterans Report, pursuant to Iowa Code section 261.9. Report received on December 30, 2016.

Iowa Minority Academic Grants for Economic Success Program, pursuant to Iowa Code section 261.104. Report received on December 29, 2016.

Iowa Vocational–Technical Tuition Grant Program, pursuant to Iowa Code section 261.17. Report received on December 29, 2016.

Joint Investment Trust Report—College Student Aid Commission, pursuant to Iowa Code section 12B.10A. Report received on December 29, 2016.

Registered Nurse and Nurse Educator Loan Forgiveness Program Report, pursuant to Iowa Code section 261.116. Report received on December 30, 2016.

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20. Report received on December 30, 2016.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130. Report received on December 29, 2016.

Teacher Shortage Loan Forgiveness Program Report, pursuant to Iowa Code section 261.112. Report received on December 30, 2016.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Annual Review of Qualified Student Loan Bond Issuer, pursuant to Iowa Code section 7C.13. Report received on January 13, 2017.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 13, 2017.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 13, 2017.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Consumer Advocate Bureau Annual Report, pursuant to Iowa Code section 505.8. Report received on January 17, 2017.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 4, 2017.

DEPARTMENT OF EDUCATION

Additional Data Report, pursuant to Iowa Code section 260C.14. Report received on January 10, 2017.

Adult Education and Literacy Program Report, pursuant to Iowa Code section 260C.50. Report received on January 17, 2017.

Career and Technical Education Status Report, pursuant to 2016 Iowa Acts, Chapter 1108, section 76. Report received on January 17, 2017.

Child Development Coordinating Council Annual Report, pursuant to Iowa Code section 256A.3. Report received on December 30, 2016.

Competency-Based Education Pilot and Demonstration Projects Report, pursuant to Iowa Code section 256.24. Report received on January 17, 2017.

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14. Report received on January 17, 2017.

Early ACCESS Council Governor's Report, pursuant to Iowa Code section 641(e)(1)(d). Report received on January 17, 2017.

Educational Programs for Children's Residential Facilities Rules Progress Report, pursuant to 2016 Iowa Acts, Chapter 1114, section 13. Report received on December 29, 2016.

English Language Learner Legislative Report, pursuant to Iowa Code section 256.9. Report received on December 30, 2016.

Enrich Iowa Program Report-Library Services Division, pursuant to Iowa Code section 256.57. Report received on January 17, 2017.

Gap Tuition Assistance Program Report, pursuant to Iowa Code section 260I. Report received on January 17, 2017.

Infrastructure Status Report, pursuant to Iowa Code section 8.57A. Report received on January 17, 2017.

Iowa Community Colleges 260G ACE Infrastructure Report, pursuant to Iowa Code section 260G. Report received on January 17, 2017.

Job Placement of Individuals with Disabilities-Vocation Rehabilitation Division, pursuant to 2016 Iowa Acts, Chapter 1132, section 4. Report received on January 17, 2017.

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on January 17, 2017.

Pathways for Academic Career and Employment (PACE) Program Report, pursuant to Iowa Code section 260H. Report received on January 17, 2017.

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3. Report received on January 17, 2017.

Statewide Work-Based Intermediary Network Report, pursuant to Iowa Code section 256.40. Report received on January 17, 2017.

Student Achievement, Accountability, and Professional Development Annual Report, pursuant to Iowa Code section 284.12(2). Report received on December 29, 2016.

Supplemental Assistance for High-Need Schools Report, pursuant to Iowa Code section 284.11. Report received on December 29, 2016.

Teacher Leadership Compensation Status Report, pursuant to Iowa Code section 284.15. Report received on January 17, 2017.

Workforce Training and Economic Development (WTED) Fund Annual Report, pursuant to Iowa Code section 260C.18A. Report received on January 17, 2017.

BOARD OF EDUCATIONAL EXAMINERS

Administrative Rules Review-Triennial Report, pursuant to Iowa Code section 272.29. Report received on December 29, 2016.

Detailed Financial Report—Licensing Fees, pursuant to Iowa Code section 272.10. Report received on December 29, 2016.

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 29, 2016.

IOWA STATE FAIR BOARD

Economic Impact and Statistic Report, pursuant to Iowa Code section 174.10. Report received on December 30, 2016.

Infrastructure Status Report—State Fair Authority, pursuant to Iowa Code section 12E.12. Report received on January 19, 2017.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 19, 2017.

HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Consolidation of Public Safety Answering Points, pursuant to 2016 Iowa Acts, Chapter 1100, section 3. Report received on January 11, 2017.

Enhanced 911 Status Report, pursuant to Iowa Code section 34A.7A. Report received on January 19, 2017.

DEPARTMENT OF HUMAN RIGHTS

Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on January 17, 2017.

DEPARTMENT OF HUMAN SERVICES

Autism Support Program Fund Report, pursuant to Iowa Code section 225D.2. Report received on December 29, 2016.

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23. Report received on December 27, 2016.

Children's Mental Health Crisis Services Grants Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 64. Report received on January 13, 2017.

Children's Well-Being Learning Lab Recommendations, pursuant to 2016 Iowa Acts, Chapter 1139, section 65. Report received on January 13, 2017.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13. Report received on December 27, 2016.

Hawk-I Board Report, pursuant to Iowa Code section 514I.5. Report received on December 29, 2016.

Independent Living Services Report, pursuant to Iowa Code section 234.35. Report received on December 27, 2016.

Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on January 13, 2017.

Medicaid Managed Care Oversight Quarterly Meeting Minutes, pursuant to 2016 Iowa Acts, Chapter 1139, section 94. Report received on January 13, 2017.

Mental Health and Disabilities Services Annual Report, pursuant to Iowa Code section 225C.6. Report received on December 28, 2016.

Mental Health and Disabilities Services Biennial Report, pursuant to Iowa Code section 225C.6. Report received on December 27, 2016.

Mental Health Services Annual Report, pursuant to Iowa Code section 249N.8. Report received on December 30, 2016.

Mental Health Services for Children and Youth Report, pursuant to Iowa Code section 225C.54. Report received on December 29, 2016.

Rules Progress Report—Children’s Residential Facilities, pursuant to 2016 Iowa Acts, Chapter 1114, section 13. Report received on December 27, 2016.

DEPARTMENT OF INSPECTIONS AND APPEALS

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on January 11, 2017.

Vertical Infrastructure Report—Infrastructure Status Report, pursuant to Iowa Code section 8.57B.5. Report received on January 11, 2017.

IOWA COMMUNICATIONS NETWORK

Infrastructure Status Report, pursuant to Iowa Code section 8.57A. Report received on January 17, 2017.

Iowa Telecommunications and Technology Commission, pursuant to Iowa Code section 8D.3. Report received on January 9, 2017.

IOWA COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B. Report received on January 27, 2017.

JUDICIAL BRANCH

Court Technology and Modernization Fund Report, pursuant to 2016 Iowa Acts, Chapter 1136, section 1. Report received on January 13, 2017.

Enhanced Court Collections Fund Report, pursuant to 2016 Iowa Acts, Chapter 1136, section 1. Report received on January 13, 2017.

Jury and Witness Fees Report, pursuant to Iowa Code section 602.1302. Report received on January 13, 2017.

IOWA LOTTERY AUTHORITY

Iowa Lottery Authority Government Oversight Report, pursuant to Iowa Code section 99G.7. Report received on December 30, 2016.

DEPARTMENT OF MANAGEMENT

Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on December 30, 2016.

Standing Appropriations Report, pursuant to Iowa Code section 8.6. Report received on January 9, 2017.

DEPARTMENT OF NATURAL RESOURCES

Annual Report, pursuant to Iowa Code section 455A.4. Report received on January 19, 2017.

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52. Report received on January 9, 2017.

Hazardous Waste/Substance Disposal Annual Report, pursuant to Iowa Code section 455B.427. Report received on January 4, 2017.

Infrastructure Status Report, pursuant to Iowa Code section 8.57C. Report received on January 10, 2017.

Lake Restoration Report, pursuant to Iowa Code section 456A.33B. Report received on January 6, 2017.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 12, 2017.

State Preserves Report, pursuant to Iowa Code section 465C.8. Report received on January 13, 2017.

OFFICE OF OMBUDSMAN

Long-Term Care Ombudsman's Report, pursuant to Iowa Code section 231.42. Report received on January 27, 2017.

BOARD OF PAROLE

Early Release Report, pursuant to Iowa Code section 906.5. Report received on December 28, 2016.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE
TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on January 5, 2017.

DEPARTMENT OF PUBLIC DEFENSE

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 6, 2017.

DEPARTMENT OF PUBLIC HEALTH

Behavior Analyst and Assistant Behavior Analyst Grants Program Report, pursuant to Iowa Code section 135.181. Report received on January 10, 2017.

Funding to Meet Needs Identified and Improve Services Recommendations Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 3. Report received on January 3, 2017.

Iowa Collaborative Safety Net Provider Network Care Coordination Progress Report, pursuant to 2016 Iowa Acts, Chapter 1139, section 3. Report received on January 5, 2017.

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11. Report received on January 9, 2017.

DEPARTMENT OF PUBLIC SAFETY

Home Base Iowa—Licensed Professions and Occupations Annual Report, pursuant to Iowa Code section 272C.4. Report received on December 30, 2016.

Infrastructure Status Report, pursuant to Iowa Code section 12E.12. Report received on January 17, 2017.

IOWA PUBLIC TELEVISION

Infrastructure Status Report, pursuant to Iowa Code section 8.57. Report received on January 12, 2017.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 12, 2017.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 12, 2017.

BOARD OF REGENTS

Annual Articulation Report, pursuant to Iowa Code section 262.9. Report received on January 13, 2017.

Audited Financial Report for UIHC, pursuant to Iowa Code section 263A.13. Report received on December 29, 2016.

Beginner Farmer Center Report, pursuant to Iowa Code section 266.39E. Report received on January 10, 2017.

Center for Health Effects of Environmental Contamination Annual Report, pursuant to Iowa Code section 263.17. Report received on January 11, 2017.

Continuous Improvement Plan, pursuant to Iowa Code section 262.9. Report received on January 13, 2017.

Gifts and Grants September 2016 Monthly Report, pursuant to Iowa Code section 8.44. Report received on December 28, 2016.

Gifts and Grants October 2016 Monthly Report, pursuant to Iowa Code section 8.44. Report received on December 30, 2016.

Gifts and Grants November 2016 Monthly Report, pursuant to Iowa Code section 8.44. Report received on December 30, 2016.

Institute for Physical Research and Technology (ISU), pursuant to 2016 Iowa Acts, Chapter 1135, section 10. Report received on January 11, 2017.

Monthly Financial Report November 2016, pursuant to 2016 Iowa Acts, Chapter 140, section 26. Report received on December 28, 2016.

Monthly Financial Report December 2016, pursuant to 2016 Iowa Acts, Chapter 140, section 26. Report received on December 28, 2016.

Research and Development School Advisory Council Report (UNI), pursuant to Iowa Code section 256G.4. Report received on January 13, 2017.

DEPARTMENT OF REVENUE

Earned Income Tax Credit Program Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 10, 2017.

Franchise Tax Credit Program Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 10, 2017.

Health Insurance for Dependent Children Report, pursuant to Iowa Code section 422.12M. Report received on December 30, 2016.

High Quality Jobs Program Tax Credit Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 10, 2017.

Research Activities Tax Credit Program Evaluation Study, pursuant to Iowa Code section 2.48. Report received on January 10, 2017.

Solar Energy System Tax Credits, pursuant to Iowa Code section 422.11L. Report received on December 30, 2016.

SECRETARY OF STATE

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on January 3, 2017.

DEPARTMENT OF TRANSPORTATION

Highway Construction Program Expenditures and Contractual Obligations, pursuant to Iowa Code section 307.12. Report received on January 12, 2017.

Infrastructure Status Report, pursuant to Iowa Code section 12.88A. Report received on January 13, 2017.

Materials and Equipment Revolving Fund Annual Purchase Report, pursuant to Iowa Code section 307.47. Report received on January 10, 2017.

Midwest Regional Rail Passenger Initiative, pursuant to Iowa Code section 327J.3. Report received on January 27, 2017.

Natural Resources and Outdoor Recreations Trust Fund Report, pursuant to Iowa Code section 461.22. Report received on January 12, 2017.

Periodic Review of Revenues—Road use Tax Fund, pursuant to Iowa Code section 307.31. Report received on January 3, 2017.

Road Use Tax Fund Efficiency Measures, pursuant to 2014 Iowa Acts, Chapter 1123, section 21. Report received on December 30, 2016.

Secondary Road Research Fund Report, pursuant to Iowa Code section 310.36. Report received on January 27, 2017.

Street Research Fund Report, pursuant to Iowa Code section 312.3A. Report received on January 27, 2017.

UTILITIES DIVISION

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48. Report received on December 29, 2016.

VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13. Report received on January 12, 2017.

IOWA VETERANS HOME

Infrastructure Status Report for Department of Veterans Affairs and Iowa Veterans Home, pursuant to Iowa Code section 12E.12. Report received on January 11, 2017.

Reversion Report—Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62. Report received on January 11, 2017.

AGENCY ICN REPORT

Iowa Communications Network (ICN) usage report for FY 2016, pursuant to Iowa Code section 8D.10, was received from the following agency:

DEPARTMENT OF INSPECTIONS AND APPEALS—Report received on January 11, 2017.

STUDY BILLS RECEIVED

SSB 1028 Education

Relating to the state school foundation program and including effective date and applicability provisions.

SSB 1029 Human Resources

Relating to the prescribing of biological products and making penalties applicable.

SSB 1030 Human Resources

Requesting the legislative council to establish an interim committee to study the creation of a facility to care for geriatric persons who are registered on the sex offender registry or who are sexually aggressive.

SSB 1031 Human Resources

Relating to programs and activities under the purview of the department of public health, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

SSB 1028

EDUCATION: Sinclair, Chair; Behn, Bowman, Chelgren, Danielson, Dvorsky, Edler, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, Quirmbach and Rozenboom

SSB 1029

HUMAN RESOURCES: Greene, Chair; C. Johnson and Ragan

SSB 1030

HUMAN RESOURCES: Segebart, Chair; Greene and Mathis

SSB 1031

HUMAN RESOURCES: Costello, Chair; Mathis and Segebart

STANDING COMMITTEES APPOINTED

The Majority and Minority Leaders announced the following appointments to the standing committees of the Senate for the Eighty-seventh General Assembly, 2017 session:

*Vice Chair

**Ranking Member

AGRICULTURE—13 Members

Zumbach, Chair	Costello	Kapucian	Segebart
Brown*	Edler	Ragan	Shiple
Kinney**	Hart	Rozenboom	Taylor
Bowman			

APPROPRIATIONS—21 Members

Schneider, Chair	Costello	Hart	Rozenboom
Kraayenbrink*	Danielson	Johnson, C.	Shiple
Bolkcom**	Dotzler	Lofgren	Zumbach
Bertrand	Garrett	Mathis	
Boulton	Greene	McCoy	
Chelgren	Guth	Ragan	

COMMERCE—15 Members

Anderson, Chair	Bertrand	Johnson, C.	Sinclair
Breitbach*	Boulton	Lykam	Zaun
Petersen**	Feenstra	Mathis	Zumbach
Allen	Guth	McCoy	

EDUCATION—15 Members

Sinclair, Chair	Bowman	Greene	Lofgren
Edler*	Chelgren	Hart	Mathis
Quirnbach**	Danielson	Johnson, C.	Rozenboom
Behn	Dvorsky	Kraayenbrink	

ETHICS—6 Members

Behn, Chair	Horn**	Jochum	Kinney
Guth*	Costello		

GOVERNMENT OVERSIGHT—5 Members

Breitbach, Chair	McCoy**	Lofgren	Petersen
Sinclair*			

HUMAN RESOURCES—13 Members

Segebart, Chair	Chapman	Greene	Quirnbach
Costello*	Chelgren	Jochum	Ragan
Mathis**	Garrett	Johnson, C.	Shipley
Bolkcom			

JUDICIARY—13 Members

Zaun, Chair	Boulton	Kinney	Schultz
Dawson*	Edler	Petersen	Shipley
Taylor**	Garrett	Schneider	Sinclair
Bisignano			

LABOR AND BUSINESS RELATIONS—11 Members

Schultz, Chair	Bisignano	Chapman	Guth
Zaun*	Breitbach	Costello	Taylor
Boulton**	Brown	Dotzler	

LOCAL GOVERNMENT—11 Members

Garrett, Chair	Chelgren	Guth	Quirnbach
Lofgren*	Dvorsky	Kraayenbrink	Segebart
Allen**	Greene	McCoy	

NATURAL RESOURCES AND ENVIRONMENT—13 Members

Rozenboom, Chair	Behn	Brown	Kapucian
Shipley*	Bertrand	Hart	Kinney
Dvorsky**	Breitbach	Johnson, D.	Lykam
Anderson			

RULES AND ADMINISTRATION—11 Members

Dix, Chair	Behn	Jochum	Sinclair
Whitver*	Dvorsky	Ragan	Smith
Hogg**	Feenstra	Schneider	

STATE GOVERNMENT—15 Members

Smith, Chair	Bowman	Feenstra	Schneider
Chapman*	Brown	Horn	Schultz
Bisignano**	Danielson	Jochum	Zaun
Anderson	Dawson	Petersen	

TRANSPORTATION—13 Members

Kapucian, Chair	Bertrand	Greene	Lykam
Breitbach*	Bisignano	Horn	Smith
Bowman**	Danielson	Kraayenbrink	Zumbach
Anderson			

VETERANS AFFAIRS—11 Members

Costello, Chair	Allen	Dawson	Ragan
Rozenboom*	Bertrand	Edler	Segebart
Horn**	Bowman	Lofgren	

WAYS AND MEANS—15 Members

Feenstra, Chair	Bolkcom	Dotzler	Quirnbach
Behn*	Breitbach	Edler	Schultz
Jochum**	Brown	McCoy	Smith
Anderson	Dawson	Petersen	

SENATE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION

Guth, Chair	Mathis**	Zumbach
Chapman*	Lykam	

AGRICULTURE AND NATURAL RESOURCES

Shipley, Chair	Hart**	Rozenboom
Brown*	Kinney	

ECONOMIC DEVELOPMENT

Lofgren, Chair	Dotzler**	Greene
Breitbach*	Allen	

EDUCATION

Kraayenbrink, Chair	Danielson**	Schultz
Johnson, C.*	Quirnbach	

HEALTH AND HUMAN SERVICES

Costello, Chair	Ragan**	Elder
Segebart*	Bolkcom	

JUSTICE SYSTEM

Chelgren, Chair	Dvorsky**	Garrett
Dawson*	Boulton	

TRANSPORTATION, INFRASTRUCTURE AND CAPITALS

Bertrand, Chair	McCoy**	Bowman
Kapucian*	Anderson	

SENATORS AND THEIR RESPECTIVE COMMITTEES

ALLEN, Chaz	Commerce Local Government, Ranking Member Veterans Affairs Economic Development Appropriations Subcommittee
ANDERSON, Bill	Commerce, Chair Natural Resources and Environment State Government Transportation Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BEHN, Jerry	Education Ethics, Chair Natural Resources and Environment Rules and Administration Ways and Means, Vice Chair
BERTRAND, Rick	Appropriations Commerce Natural Resources and Environment Transportation Veterans Affairs Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair
BISIGNANO, Tony	Judiciary Labor and Business Relations State Government, Ranking Member Transportation

BOLKCOM, Joe	Appropriations, Ranking Member Human Resources Ways and Means Health and Human Services Appropriations Subcommittee
BOULTON, Nate	Appropriations Commerce Judiciary Labor and Business Relations, Ranking Member Justice System Appropriations Subcommittee
BOWMAN, Tod R.	Agriculture Education State Government Transportation, Ranking Member Veterans Affairs Transportation, Infrastructure, and Capitals Appropriations Subcommittee
BREITBACH, Michael	Commerce, Vice Chair Government Oversight, Chair Labor and Business Relations Natural Resources and Environment Transportation, Vice Chair Ways and Means Economic Development Appropriations Subcommittee, Vice Chair
BROWN, Waylon	Agriculture, Vice Chair Labor and Business Relations Natural Resources and Environment State Government Ways and Means Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair
CHAPMAN, Jake	Human Resources Labor and Business Relations State Government, Vice Chair Administration and Regulation Appropriations Subcommittee, Vice Chair
CHELGREN, Mark	Appropriations Education Human Resources Local Government Justice System Appropriations Subcommittee, Chair

COSTELLO, Mark	Agriculture Appropriations Ethics Human Resources, Vice Chair Labor and Business Relations Veterans Affairs, Chair Health and Human Services Appropriations Subcommittee, Chair
DANIELSON, Jeff	Appropriations Education State Government Transportation Education Appropriations Subcommittee, Ranking Members
DAWSON, Dan	Judiciary, Vice Chair State Government Veterans Affairs Ways and Means Justice System Appropriations Subcommittee, Vice Chair
DIX, Bill	Rules and Administration, Chair
DOTZLER, William A., Jr.	Appropriations Labor and Business Relations Ways and Means Economic Development Appropriations Subcommittee, Ranking Member
DVORSKY, Robert E.	Education Local Government Natural Resources and Environment, Ranking Member Rules and Administration Justice System Appropriations Subcommittee, Ranking Member
EDLER, Jeff	Agriculture Education, Vice Chair Judiciary Veterans Affairs Ways and Means Health and Human Services Appropriations Subcommittee
FEENSTRA, Randy	Commerce Rules and Administration State Government Ways and Means, Chair

GARRETT, Julian B.	Appropriations Human Resources Judiciary Local Government, Chair Justice System Appropriations, Subcommittee
GREENE, Thomas A.	Appropriations Education Human Resources Local Government Transportation Economic Development Appropriations Subcommittee
GUTH, Dennis	Appropriations Commerce Ethics, Vice Chair Labor and Business Relations Local Government Administration and Regulation Appropriations Subcommittee, Chair
HART, Rita	Agriculture Appropriations Education Natural Resources and Environment Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member
HOGG, Robert	Rules and Administration, Ranking Member
HORN, Wally E.	Ethics, Ranking Member State Government Transportation Veterans Affairs, Ranking Member
JOCHUM, Pam	Ethics Human Resources Rules and Administration State Government Ways and Means, Ranking Member
JOHNSON, Craig	Appropriations Commerce Education Human Resources Education Appropriations Subcommittee, Vice Chair
JOHNSON, David	Natural Resources and Environment

KAPUCIAN, Tim L.	Agriculture Natural Resources and Environment Transportation, Chair Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair
KINNEY, Kevin	Agriculture, Ranking Member Ethics Judiciary Natural Resources and Environment Agriculture and Natural Resources Appropriations Subcommittee
KRAAYENBRINK, Tim	Appropriations, Vice Chair Education Local Government Transportation Education Appropriations Subcommittee, Chair
LOFGREN, Mark S.	Appropriations Education Government Oversight Local Government, Vice Chair Veterans Affairs Economic Development Appropriations Subcommittee, Chair
LYKAM, Jim	Commerce Natural Resources and Environment Transportation Administration and Regulation Appropriations Subcommittee
MATHIS, Liz	Appropriations Commerce Education Human Resources, Ranking Member Administration and Regulation Appropriations Subcommittee, Ranking Member
McCOY, Matt	Appropriations Commerce Government Oversight, Ranking Member Local Government Ways and Means Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member

PETERSEN, Janet	Commerce, Ranking Member Government Oversight Judiciary State Government Ways and Means
QUIRMBACH, Herman C.	Education, Ranking Member Human Resources Local Government Ways and Means Education Appropriations Subcommittee,
RAGAN, Amanda	Agriculture Appropriations Human Resources Rules and Administration Veterans Affairs Health and Human Services Appropriations Subcommittee, Ranking Member
ROZENBOOM, Ken	Agriculture Appropriations Education Natural Resources and Environment, Chair Veterans Affairs, Vice Chair Agriculture and Natural Resources Appropriations Subcommittee
SCHNEIDER, Charles	Appropriations, Chair Judiciary Rules and Administration State Government
SCHULTZ, Jason	Judiciary Labor and Business Relations, Chair State Government Ways and Means Education Appropriations Subcommittee
SEGEBART, Mark	Agriculture Human Resources, Chair Local Government Veterans Affairs Health and Human Services Appropriations Subcommittee, Vice Chair

SHIPLEY, Tom	Agriculture Appropriations Human Resources Judiciary Natural Resources and Environment, Vice Chair Agriculture and Natural Resources Appropriations Subcommittee, Chair
SINCLAIR, Amy	Commerce Education, Chair Government Oversight, Vice Chair Judiciary Rules and Administration
SMITH, Roby	Rules and Administration State Government, Chair Transportation Ways and Means
TAYLOR, Rich	Agriculture Judiciary, Ranking Member Labor and Business Relations
WHITVER, Jack	Rules and Administration, Vice Chair
ZAUN, Brad	Commerce Judiciary, Chair Labor and Business Relations, Vice Chair State Government
ZUMBACH, Dan	Agriculture, Chair Appropriations Commerce Transportation Administration and Regulation Appropriations Subcommittee

JOURNAL OF THE SENATE

TWENTY-SECOND CALENDAR DAY
FOURTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, January 30, 2017

The Senate met in regular session at 1:00 p.m., President Whitver presiding.

Prayer was offered by the Honorable Mark Lofgren, member of the Senate from Muscatine County, Muscatine, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Abram Watson.

The Journal of Friday, January 27, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 1:08 p.m. until 9:00 a.m., Tuesday, January 31, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

ATTORNEY GENERAL

Prosecutor Intern Program Annual Report, pursuant to Iowa Code section 13.2. Report received on January 27, 2017.

BOARD OF PAROLE

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 30, 2017.

BOARD OF REGENTS

Affirmative Action, Diversity, and Multicultural Accomplishment, pursuant to Iowa Code section 19B.5. Report received on January 30, 2017.

DEPARTMENT OF TRANSPORTATION

Biodiesel Fuel Revolving Fund Expenditures Report FY 2016, pursuant to Iowa Code section 307.20. Report received on January 30, 2017.

Recycling Report, pursuant to Iowa Code section 307.21. Report received on January 27, 2017.

Registered Flexible Fuel Vehicles Report, pursuant to Iowa Code section 452A.33(3). Report received on January 30, 2017.

REPORTS OF COMMITTEE MEETINGS

TRANSPORTATION

Convened: Wednesday, January 25, 2017, 3:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bisignano, Danielson, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand, Greene, and Horn (all excused).

Committee Business: Discussed SSB 1003.

Adjourned: 3:20 p.m.

VETERANS AFFAIRS

Convened: Thursday, January 26, 2017, 4:10 p.m.

Members Present: Costello, Chair; Rozenboom, Vice Chair; Allen, Bowman, Dawson, Edler, Lofgren, and Ragan.

Members Absent: Horn, Ranking Member; Bertrand, and Segebart (all excused).

Committee Business: Presentation by Veterans Council Coalition and Iowa Commission of Veterans Affairs.

Adjourned: 4:25 p.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 12, 2017, 10:05 a.m.

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

Members Absent: Chelgren, Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 10:35 a.m.

ALSO:

Convened: Wednesday, January 18, 2017, 10:05 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

ALSO:

Convened: Tuesday, January 24, 2017, 10:00 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:40 a.m.

INTRODUCTION OF BILLS

Senate File 158, by Chelgren, Zaun, Segebart, Greene, Dawson, Garrett, Chapman, C. Johnson, Rozenboom, Feenstra, and Costello, a bill for an act requiring the electronic publication of certain public notices by governmental bodies and officers and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 159, by Bolkcom, Bisignano, Taylor, Dvorsky, Dotzler, Jochum, Mathis, and Petersen, a bill for an act requiring federal income tax returns of candidates for president and vice president of the United States to be filed with the state commissioner of elections.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 160, by Bowman, Taylor, Jochum, Dvorsky, Zaun, Bisignano, Kinney, Ragan, Hart, Allen, Rozenboom, Breitbach, Dotzler, Quirmbach, Bolkcom, Danielson, and Boulton, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

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

Senate File 161, by Taylor, Petersen, Boulton, Bisignano, and McCoy, a bill for an act requiring the natural resource commission to allow catfish to be taken by hand fishing and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 162, by Taylor, Bisignano, and McCoy, a bill for an act relating to the effect of certain directives contained in agreements for prearranged funeral services or cemetery and funeral merchandise and including an applicability date.

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

Senate File 163, by Taylor, Dotzler, Bowman, Kinney, Hart, Allen, Jochum, Lykam, Mathis, Ragan, Quirmbach, Boulton, Danielson, Dvorsky, Bisignano, and McCoy, a bill for an act relating to persons soliciting donations from passing motorists on behalf of charitable organizations.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 164, by Allen, Kinney, Lykam, Jochum, Hogg, Bolkcom, Petersen, Boulton, Bisignano, Hart, Taylor, Dvorsky, Dotzler, and Bowman, a bill for an act authorizing city utilities to provide a reduced rate to certain persons based on age.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 165, by Anderson and Feenstra, a bill for an act concerning the applicability of requirements for state purchasing from prison industries for products manufactured in this state.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 166, by committee on Education, a bill for an act relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions.

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

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 4

HUMAN RESOURCES: Segebart, Chair; Bolkcom and Garrett

Senate File 124

VETERANS AFFAIRS: Costello, Chair; Edler and Ragan

Senate File 150

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 151

HUMAN RESOURCES: Segebart, Chair; Greene and Mathis

Senate File 152

WAYS AND MEANS: Feenstra, Chair; Jochum and Smith

Senate File 153

WAYS AND MEANS: Feenstra, Chair; Anderson and McCoy

Senate File 154

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 155

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 156

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Chapman

FINAL COMMITTEE REPORT OF BILL ACTION

EDUCATION

Bill Title: *SENATE FILE 166 (SSB 1028), a bill for an act relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Sinclair, Edler, Behn, Chelgren, Greene, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom. Nays, 6: Quirnbach, Bowman, Danielson, Dvorsky, Hart, and Mathis. 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 Education Committee on Senate File 166, and they were attached to the committee report.

JOURNAL OF THE SENATE

TWENTY-THIRD CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, January 31, 2017

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

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Dan Dawson, Chief Warrant Officer II in the Iowa National Guard and member of the Senate from Pottawattamie County, Council Bluffs, Iowa.

The Journal of Monday, January 30, 2017, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 30, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 130, a bill for an act relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 3, duly adopted, the joint convention was called to order at 9:54 a.m., President Whitver presiding.

Senator Dix moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed by a voice vote.

Senator Dix moved that a committee of six, three members from the Senate and three members from the House, be appointed to escort Governor Terry E. Branstad to the House chamber.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Behn, Zaun, and Kinney on the part of the Senate, and Representatives Hein, Carlin, and Running-Marquardt on the part of the House.

Senator Dix moved that a committee of six, three members from the Senate and three members from the House, be appointed to notify the Adjutant General of the Iowa National Guard, Major General Tim Orr, that the joint convention was ready to receive him.

The motion prevailed by a voice vote and the Chair announced the appointment of Senators Dawson, Schultz, and Ragan on the part of the Senate, and Representatives Holt, Kerr, and Prichard on the part of the House.

Secretary of State, Paul D. Pate; State Auditor, Mary Mosiman; and Attorney General, Tom Miller were escorted into the House chamber.

Lieutenant Governor Kim Reynolds was escorted into the House chamber.

Major General Tim Orr's wife, Suzanne Orr was escorted into the House chamber.

The committee waited upon Governor Terry E. Branstad and escorted him into the House chamber.

The committee waited upon Major General Tim Orr, Adjutant General of the Iowa National Guard, and escorted him to the Speaker's station.

President Whitver presented Major General Tim Orr, Adjutant General of the Iowa National Guard. Major General Tim Orr delivered the following Condition of the Guard Address:

Good morning Ladies and gentlemen—thank you for your warm welcome.

Speaker Upmeyer, President Whitver, distinguished members of the Iowa Senate and House of Representatives—thank you for the opportunity to once again address this joint convention of the Eighty-Seventh General Assembly of the Iowa Legislature. Governor Branstad, Lieutenant Governor Reynolds, distinguished guests, and fellow Iowans.

Today, it is my honor to stand in front of a joint session of the Iowa Legislature to share with you the current condition of the Iowa National Guard.

I am proud to report that the Iowa National Guard continues to be a Mission Focused and Warrior Ready organization.

I want to begin by saying thank you—thank you to Governor Branstad and Lieutenant Governor Reynolds for your consistent support and outstanding leadership during the longest, most challenging period of war and domestic emergencies in our nation's and state's history.

Your unwavering dedication to Iowa's service members and military families as evidenced through the Home Base Iowa program, the National Guard Education Assistance Program, and military infrastructure funding has been nothing short of phenomenal.

In a very tangible and meaningful sense, you have been with us every step of the way. And we are incredibly grateful for your participation in our sendoffs, our homecomings, and numerous military ceremonies, and for your untiring efforts to work critical issues between the Council of Governors, the Department of Defense, and the National Guard.

Your steadfast support for all Iowans who serve our nation in uniform today is deeply appreciated.

Thank you for everything you both do for our service members, our National Guard families, and our employers.

I also want to sincerely thank you, the legislators, who have done so much to honor and support the Soldiers and Airmen of the Iowa National Guard.

The State of Iowa has one of the strongest traditions of any state for its commitment to their National Guard and all veterans.

But above all, I want to thank the people of Iowa and especially the mothers and fathers who continue to show their support for the Iowa National Guard by continuing to entrust us with their most sacred treasure—their sons and daughters—and for allowing them to serve our state and nation.

Nothing is more important or a greater testament to the vitality of our organization than for a parent to trust us with whom they cherish most.

I will continue to do everything I can to honor that trust and strive to never allow it to be broken.

Our history that began nearly 180 years ago and has transcended generations of Iowans, through numerous conflicts and domestic emergencies, is now carried so proudly by the 9,000 Iowa National Guard Soldiers and Airmen who serve today.

As part of this proud history, 2017 marks the 100th anniversary of World War I, and the development of Camp Dodge as a major training base to prepare Soldiers for mobilization to fight the “Great War.”

More than 118,000 selective service inductees mobilized and trained at Camp Dodge for service in the war with Germany, including 37,000 Iowans.

The Iowa National Guard has a rich history during World War I, notably the service of the 168th Infantry, which mobilized several thousand Iowans for combat with the 42nd Infantry Division and fought in multiple major battles. More than 700 members of the unit were killed in action.

The 168th Infantry has a particularly strong bond with this very building in which we’re meeting; immediately after their return from World War I, the Soldiers marched off the train to the State Capitol and formed up for a mass photograph, a large copy of which hangs on the wall immediately across from the entrance to the Governor’s office.

Throughout our 100-year history of Camp Dodge, we’ve seen tremendous facility and training advances, from horse-drawn wagons and trench warfare training, to weapon simulations and state-of-the-art training facilities.

However, the one constant that has not changed is Camp Dodge’s reputation as a major training base for preparing our Soldiers and Airmen for mobilization.

Today, Camp Dodge is the third busiest National Guard training base in the United States for training National Guard, Reserve and Active Duty service members, law enforcement officers, interagency personnel, and civilians.

During this last year, personnel from across the United States training on Camp Dodge executed nearly 400,000 training days, while at the same time generating more than \$100 million of economic impact to central Iowa.

In addition to bringing service members and other personnel to Camp Dodge, our base has become the centerpiece for visits from senior Department of Defense military and civilian leaders.

Our past history continues to prove that the importance of rigorous, realistic training and proper preparation of our service members for emergency response and overseas combat operations cannot be overstated.

We can’t afford to lose what we’ve worked so hard to achieve, which is the best trained, equipped, led, and battle-tested National Guard in our 178-year history in Iowa.

The days of the Iowa National Guard serving exclusively as a strategic reserve—called up only in emergencies—are now over.

Over the past 16 years, the global security environment has proven that the Iowa National Guard is an indispensable component of the Army and Air Force in supporting day-to-day activities, large-scale operations, and combatting new emerging threats.

Today, the Iowa National Guard, as the combat reserve of the Army and Air Force, has evolved into a rotationally-focused, surge-ready force, called upon to accomplish our Nation's security priorities.

Our four core responsibilities will remain:

-Fighting America's wars by providing combat-ready Soldiers and Airmen for the global war fight;

-Securing the homeland with robust homeland security and domestic response capabilities;

-Building enduring partnerships with our active military, governmental agencies, and private organizations;

-And finally, making our communities better places to live.

Today's evolving nature of warfare demands an evolving warrior; one that is highly-educated, physically-fit, technologically-savvy, and globally-aware.

Whether it's providing our young people an opportunity to pursue higher education, offering meaningful job skills and employment, molding productive citizens, or promoting a healthy, drug-free, physically-fit Iowa, the Iowa National Guard provides all of these attributes.

In the 21st century, developing and maintaining skilled Soldiers and Airmen requires drawing strength from the broadest possible pool of service-eligible Iowans, and we must continue to enlist the best people Iowa has to offer.

The opportunities today in the Iowa National Guard for Science, Technology, Engineering and Math, also known as STEM, have never been greater.

From intelligence-gathering and analysis, to aviation, to communications, to cyber security, we have dozens of part-time and full-time positions that utilize state of the art technology and application of STEM disciplines.

Coupled with available education benefits for our Soldiers and Airmen, we truly provide a life-changing experience for our members.

For example, Des Moines native Nate Subra is employed full-time by Leidos Commercial Cyber, where he does penetration testing to determine the security architecture of computer networks.

He also attends Des Moines Area Community College part-time, where he's working towards a degree in Computer Information Systems.

But for one weekend a month and 15 days during the year, Technical Sergeant Subra serves in the 168th Cyber Operations Squadron at the 132nd Wing in Des Moines, where he applies his civilian and military skills to protect the Department of Defense's computer network from foreign and domestic cyber threats.

His future plan is to complete his degree at DMACC and transfer to Iowa State University to earn a four-year degree in Information Systems Security.

Through his membership in the Iowa National Guard, Tech Sergeant Subra has also qualified for both the GI Bill and the National Guard Education Assistance Program to fund his college education, while he also earns excellent pay for his part-time work and gains valuable leadership and technical skills.

As evidenced by Tech Sergeant Subra, there are no better opportunities for young men and women to serve their state and nation, than in Iowa's "Service of Choice." Since 9/11, your Iowa National Guard has continued to work seamlessly with our active components to carry out all mobilizations assigned, complete every mission tasked, and make a positive difference wherever we've served.

Nearly 40% of our currently-serving Soldiers and Airmen are combat veterans, the highest percentage in our organization's modern history.

Currently we have approximately 425 Soldiers and Airmen mobilized for combat operations around the globe.

As we gather today, Airmen from the 185th Air Refueling Wing from Sioux City are deployed worldwide, providing ongoing refueling support for real-world missions.

Since our conversion from F-16 fighter aircraft to Remotely Piloted Aircraft, more than 90 Airmen from the 132nd Wing conduct around-the-clock missions in support of combat operations.

The 132nd Security Forces have multiple Airmen deployed to the Middle East, where they provide security during a 180-day rotation.

The 185th Combat Sustainment Support Battalion based at Camp Dodge mobilized 60 Soldiers to Afghanistan this past May, where today they command and control sustainment units and provide logistical support throughout the area of operations.

And Company B, 2nd of the 211th General Support Aviation Battalion from Davenport, mobilized 20 Soldiers this past July for duty in Afghanistan, where they provide aviation support to coalition forces.

In the near future, several Iowa Army and Air National Guard units and individual deployers have been identified for potential overseas deployments.

Despite the level of global uncertainty, the velocity of instability, and potential for significant conflict around the world, we are now at a point where current and projected demands for our assets around the globe will continue to remain constant.

With the continued reliance on National Guard units for both domestic emergencies and federal mobilizations, we continue to increase our training opportunities for Soldiers and Airmen to improve their individual skills and unit readiness.

As evidence of the strategic importance of the National Guard as a Total Force partner with the Army and Air Force, during 2016 the Iowa National Guard conducted one of its most aggressive training years in history.

This past year, we sent individuals and units to more than a dozen locations around the globe.

One of the highlights was the 27-day annual training event at Fort Greely, Alaska for an 800-Soldier Task Force from 1st Battalion, 133rd Infantry and other Iowa units. Task Force 133 took part in the multi-national Arctic Anvil exercise, providing opposing forces to prepare the 1st Brigade, 25th Infantry Division, an active duty Army unit, for their spring rotation at the National Training Center.

Whether training for combat deployments or responding to natural disasters such as severe winter storms, tornadoes, flooding, or man-made threats to the homeland, the military training conducted in the Iowa National Guard allows us to support both state and federal missions.

The end result is a highly-trained, reliable force available to respond to a state disaster when called by the Governor, which will work hand-in-hand with state and local leaders and emergency personnel to support their communities.

I am happy to report that for most of 2016, it was a relatively quiet year for our emergency response operations. We used this available time to plan, prepare, and rehearse for potential disaster response on a multitude of scenarios.

However, that all changed in September, when we had an unusual fall flood along the Cedar River in eastern Iowa.

During the course of one week, we established a Joint Task Force and placed nearly 500 Soldiers and Airmen on State Active Duty to assist the communities of Palo and Cedar Rapids with security personnel, liaison officers, and an aerial reconnaissance team.

We also dispatched several Critical Infrastructure Assessment Teams downriver of the affected flood area, who were familiar with the communities to provide assessments on potential infrastructure issues and support requirements to mitigate the flood damages.

These teams provided timely, critical information to federal, state and county emergency coordinators, who were able to make more accurate decisions, and thus apply the right resources at the right time.

Another way we're building partner capacity is through our State Partnership Program with Kosovo and the Kosovo Security Forces.

Since the inception of our partnership with Kosovo, we have expanded our vision of a "Whole of Kosovo/Whole of Iowa" relationship and have conducted more than 100 engagements over the past six years between Iowa governmental and private entities, the Kosovo Security Force, Kosovo's Ministries of Agriculture, Health, Education, and Economic Development, and other Kosovo agencies.

In addition to our many engagements over the past year, the Republic of Kosovo established its first-ever consulate and trade office in Des Moines, which is the first foreign consulate office for our state, and now a model for the rest of the nation.

Our State Partnership Program with Kosovo continues to make great progress since its creation in March 2011 and has become one of the best programs in the National Guard.

And along with our many partners, the Iowa National Guard is doing our part to stimulate the economy of Iowa.

This year, our organization brought in more than \$353 million dollars of federal funding into the state, which is 97% of our department's budget.

Simply put, for every \$1 of funding provided by the State of Iowa, we returned more than \$32 of federal funding.

That's a significant return on investment.

To put it in perspective, our Soldiers and Airmen pay more in state property, payroll, and sales taxes than what the State of Iowa provides in funding to the Iowa National Guard.

In addition to high-quality Soldiers and Airmen, we also need multifunctional and well-maintained infrastructure to keep our force ready for the war fight and for emergency response here at home.

Our goal is to ensure that we have modern facilities that are on par with Iowa's high schools and colleges where we recruit our Soldiers and Airmen.

This past year, the Iowa Air and Army National Guard executed nearly \$20 million in federal funding for our construction and capital projects program.

In 2016 we completed renovation projects at our armories in Mason City, Oskaloosa, Clinton, and Sioux City, as well as our Maintenance Armory and Field Maintenance Shop at Camp Dodge.

At the Des Moines Airbase, we have completed several state-of-the-art renovations necessary to bring their three new missions online and we anticipate an additional \$20 million in construction at this facility.

This year the 185th Air Refueling Wing in Sioux City will break ground on a \$12.4 million structure, consolidating three aging facilities into one complex.

We also plan to remodel the Fairfield and Carroll Readiness Centers this coming year. And beginning in late 2017, we will begin building a \$23 million armory project in Davenport utilizing 100% federal funding, replacing the Brady Street Armory, our oldest readiness center.

Through the tireless efforts of our construction and facility office, today every armory and wing in the state has been remodeled, refurbished, or rebuilt within the last 25 years.

We deeply appreciate your efforts to provide matching state funds for Camp Dodge maintenance and facility projects across the state from the Rebuild Iowa Infrastructure Fund, which bring a ten-to-one return in federal funding totaling more than \$40 million this year alone.

With the increased emphasis on the operational role of the National Guard, recruiting high quality men and women is a key component of our readiness.

Simply put, organizational readiness drives everything we do.

We have been able to maintain our position as a national leader in personnel readiness among our fellow states because of foundational programs like the Iowa National Guard Education Assistance Program or NGEAP, a program funded in its entirety by the State of Iowa.

NGEAP is the centerpiece of our recruiting efforts. This year, nearly 1,200 of our men and women received up to 100% tuition paid at the State Regents' rate to attend Iowa colleges, universities, and community colleges through this program, keeping our young people here in the state and providing them with a high-quality, Iowa education.

This critical recruiting tool helps ensure our readiness and provides an invaluable benefit to our Soldiers and Airmen, and also to the State of Iowa, by educating young Iowans and keeping them here in Iowa.

Coupled with offering unique, real-world STEM opportunities, the Iowa National Guard provides a strong foundation of education, service, and flexible career options to young Iowans across the state.

Notably, the legislature's support has positioned us as a national leader in the quality of the Soldiers and Airmen that we recruit.

We are in the top echelon nationally for the quality of recruits accessioned into the National Guard for 2016.

More than 20% of our Basic Training, Advanced Individual Training, or technical school graduates are either honor or distinguished graduates, on the commandant's list, or in the top 10% at their respective military schools.

This says a great deal about the quality of our young Iowans.

As I come to a close, I hope I have left you confident that the Iowa National Guard is a Mission-Focused and Warrior Ready organization, which is always ready, always there.

On behalf of our men and women and their families, thank you for this opportunity today to provide an update and assessment of the Iowa National Guard.

I am very proud of our Soldiers, Airmen, their families, our rich heritage, and our resolve as we continue our role in the preservation of the ideals upon which our nation and state were founded.

We have executed every mission assigned, served our state and communities here at home, and have rapidly deployed wherever needed.

We are woven into the fabric of Iowa through communities in every corner of this state, ready and willing to transform from civilians to Soldiers and Airmen in a moment's notice to answer the call of our State and Nation.

In the future, our country will undoubtedly continue to face significant domestic and global challenges.

Your Iowa National Guard will strive to meet these challenges by providing our state and nation with a responsive, capable, and ready force focused on our fundamental mission of defending America, at home and abroad, just as we have continuously since 1839.

Thank you for the opportunity to speak with you today. Warrior Ready.

Major General Tim Orr was escorted from the House chamber by the committee previously appointed.

Governor Terry E. Branstad was escorted from the House chamber by the committee previously appointed.

Representative Hagenow moved that the joint convention be dissolved, which motion prevailed by a voice vote.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:30 a.m. until 9:00 a.m., Wednesday, February 1, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF EDUCATION

Online Learning in Iowa Annual Report, pursuant to Iowa Code section 256.7. Report received on January 31, 2017.

DEPARTMENT OF PUBLIC SAFETY

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on January 31, 2017.

TREASURER OF STATE

Linked Investments for Tomorrow Report, pursuant to Iowa Code section 12.38. Report received on January 31, 2017.

CERTIFICATES OF RECOGNITION

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

Nancy and Marvin Johnson, Miles—For celebrating their 60th wedding anniversary. Senator Bowman.

Theresa Kehoe, Des Moines—For 30 years of exemplary service to the Iowa Senate. Senator Dvorsky.

Carol and Howard McDermott, Cascade—For celebrating their 50th wedding anniversary. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, January 31, 2017, 3:05 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Approved SF 1; passed SSBs 1015 and 1016, both as amended.

Adjourned: 3:20 p.m.

EDUCATION

Convened: Monday, January 30, 2017, 3:00 p.m.

Recessed: 4:00 p.m.

Reconvened: 5:05 p.m.

Recessed: 6:50 p.m.

Reconvened: 8:40 p.m.

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

Members Absent: None.

Committee Business: Passed SSB 1028.

Adjourned: 9:15 p.m.

HUMAN RESOURCES

Convened: Monday, January 30, 2017, 4:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Discussed children's mental health issues and Adverse Childhood Experiences (ACE).

Adjourned: 5:00 p.m.

JUDICIARY

Convened: Tuesday, January 31, 2017, 1:00 p.m.

Recessed: 1:05 p.m.

Reconvened: 1:20 p.m.

Recessed: 2:00 p.m.

Reconvened: 4:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SF 2.

Adjourned: 5:00 pm

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, January 31, 2017, 2:20 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Breitbach, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Bertrand (excused).

Committee Business: Presentation from David Schmitt, DVM, State Veterinarian, IDALS and Dr. Dale Garner, Chief of Wildlife, DNR.

Adjourned: 2:50 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 5, by Dvorsky, a resolution honoring Theresa Kehoe for her dedicated service to the Senate and the General Assembly.

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

INTRODUCTION OF BILLS

Senate File 167, by Boulton, Taylor, Dotzler, Jochum, Hogg, Bolkcom, Dvorsky, D. Johnson, Petersen, and McCoy, a bill for an act relating to revenue and taxation by increasing the sales and use tax rates, establishing transfers to the natural resources and outdoor recreation trust fund, and including effective date provisions.

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

Senate File 168, by Danielson, a bill for an act establishing central standard time as standard time in this state throughout the year.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 169, by Danielson, a bill for an act relating to the services provided under Medicaid home and community-based services waivers, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 170, by Ragan and Mathis, a bill for an act relating to the income eligibility requirements for state child care assistance.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 171, by Ragan and Brown, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

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

Senate File 172, by Garrett, Schultz, Costello, Greene, Segebart, Rozenboom, Breitbach, Anderson, Shipley, Kraayenbrink, C. Johnson, Bertrand, Zaun, Guth, Chelgren, Kapucian, Dawson, Zumbach, and Edler, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

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

Senate File 173, by Lykam, a bill for an act relating to an exemption from jury service for persons at least seventy-three years of age and making penalties applicable.

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

STUDY BILLS RECEIVED

SSB 1032 Human Resources

Relating to injectable authority for optometrists.

SSB 1033 State Government

Relating to the practice of public accountants.

SSB 1034 Natural Resources and Environment

Relating to water quality by amending the wastewater treatment financial assistance program, making appropriations from the rebuild Iowa infrastructure fund, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

Senate File 142

AGRICULTURE: Rozenboom, Chair; Edler and Hart

Senate File 144

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

Senate File 148

COMMERCE: Bertrand, Chair; Allen and Zumbach

Senate File 149

STATE GOVERNMENT: Zaun, Chair; Dawson and Horn

Senate File 157

TRANSPORTATION: Smith, Chair; Anderson and Lykam

Senate File 159

STATE GOVERNMENT: Feenstra, Chair; Chapman and Jochum

Senate File 160

EDUCATION: Rozenboom, Chair; Bowman and Greene

Senate File 162

COMMERCE: Bertrand, Chair; McCoy and Sinclair

Senate File 165

STATE GOVERNMENT: Feenstra, Chair; Anderson and Bisignano

Senate File 167

WAYS AND MEANS: Feenstra, Chair; Jochum and Smith

SSB 1032

HUMAN RESOURCES: Segebart, Chair; Mathis and Shipley

SSB 1033

STATE GOVERNMENT: Anderson, Chair; Jochum and Schneider

SSB 1034

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

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 1, a bill for an act requiring jobs impact statements for administrative rules.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Anderson, Breitbach, Petersen, Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 2, a bill for an act relating to the establishment of a state family planning services program, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Zaun, Dawson, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 5: Taylor, Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 31st day of January, 2017.

Senate File 130.

W. CHARLES SMITHSON
Secretary of the Senate

JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
SIXTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 1, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by the Honorable Mark Chelgren, member of the Senate from Wapello County, Ottumwa, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Thomas Anderson.

The Journal of Tuesday, January 31, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:11 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:17 a.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 5, a resolution honoring Theresa Kehoe for her dedicated service to the Senate and the General Assembly.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dix, Whitver, Hogg, 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 5.

Senate Resolution 5

On motion of Senator Dvorsky, **Senate Resolution 5**, a resolution honoring Theresa Kehoe for her dedicated service to the Senate and the General Assembly, with report of committee recommending passage, was taken up for consideration.

Senator Dvorsky moved the adoption of Senate Resolution 5, which motion prevailed by a voice vote.

RECESS

On motion of Senator Dix, the Senate recessed at 9:40 a.m. until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened at 1:04 p.m., President Whitver presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 32.

Senate File 32

On motion of Senator Breitbach, **Senate File 32**, a bill for an act relating to private sector employee drug testing, with report of committee recommending passage, was taken up for consideration.

(Senate File 32 was deferred.)

The Senate stood at ease at 1:07 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:47 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 32, previously deferred.

Senator Dotzler offered amendment S-3007, filed by him from the floor to pages 1-2 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3007 be adopted?" (S.F. 32), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

Amendment S-3007 was adopted.

Senator Dotzler offered amendment S-3009, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3009 be adopted?" (S.F. 32), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

Amendment S-3009 was adopted.

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?" (S.F. 32), the vote was:

Yeas, 35:

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

Nays, 15:

Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Johnson, D.	Quirmbach
Boulton	Hogg	Lykam	Taylor
Danielson	Horn	McCoy	

Absent, none.

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 File 32** be **immediately messaged** to the House.

Senator Hogg asked that Senate File 2 be referred from the Regular Calendar to the committee on Appropriations.

The Chair stated he would take the request under advisement and provide his ruling prior to adjournment.

RECESS

On motion of Senator Dix, the Senate recessed at 2:30 p.m. until the completion of a meeting of the committee on Education.

APPENDIX—1

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

Contract Compliance Report, pursuant to Iowa Code section 19B.7. Report received on February 1, 2017.

DEPARTMENT OF EDUCATION

Annual Report for Iowa Association of School Boards, pursuant to Iowa Code section 279.38. Report received on February 1, 2017.

SAVE/SILO Report, pursuant to Iowa Code section 256.9. Report received on February 1, 2017.

DEPARTMENT OF PUBLIC HEALTH

Tobacco Use Prevention and Control Report, pursuant to Iowa Code section 142A.4. Report received on February 1, 2017.

CERTIFICATES OF RECOGNITION

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

Tim Hadley, Packwood—For exemplary leadership. Senator Chelgren.

Jackson Johnston, Packwood—For exemplary leadership. Senator Chelgren.

REPORTS OF COMMITTEE MEETINGS

RULES AND ADMINISTRATION

Convened: Wednesday, February 1, 2017, 9:10 a.m.

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

Members Absent: None.

Committee Business: Approved SR 5.

Adjourned: 9:15 a.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 1, 2017, 10:10 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentations by Dr. Lisa Nolan, Dean of the ISU College of Veterinary Medicine; Dr. Pat Halbur, Professor and Chair of Veterinary Diagnostic and Production Animal Medicine Department and Executive Director of the Veterinary Diagnostic Lab; and Dr. Rodger Main, Professor and Director of the Veterinary Diagnostic Lab.

Adjourned: 11:00 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 12, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:20 a.m.

ALSO:

Convened: Wednesday, February 1, 2017, 10:15 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 1, 2017, 10:00 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:10 a.m.

INTRODUCTION OF BILLS

Senate File 174, by Segebart, Guth, Lofgren, Rozenboom, Garrett, C. Johnson, Greene, Breitbach, Schultz, Shipley, Sinclair, and Schneider, a bill for an act authorizing Carroll and Clay counties to issue driver's licenses, nonoperator identification cards, and persons with disabilities identification devices.

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

Senate File 175, by Bowman, a bill for an act relating to school district transportation assistance aid, making appropriations, and including effective date and applicability provisions.

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

STUDY BILLS RECEIVED

SSB 1035 Ways and Means

Relating to the workforce housing tax incentives program by increasing the maximum dollar amount that may be allocated to the program, by requiring allocation to certain housing projects, and by increasing the percentage of investment for tax incentives for certain housing projects.

SSB 1036 Transportation

Relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions.

SSB 1037 Transportation

Relating to turns against red lights made by vehicular traffic.

SSB 1038 Transportation

Relating to the transfer of moneys collected by the department of administrative services for furnishing certified abstracts of drivers' operating records.

SSB 1039 Transportation

Requiring the removal of motor vehicles involved in certain accidents from the roadway, and providing a penalty.

SSB 1040 Commerce

Relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions.

SSB 1041 Commerce

Eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

SSB 1042 Commerce

Relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries.

SSB 1043 Commerce

Requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions.

SSB 1044 Commerce

Authorizing certain gas and electric utilities to submit certain federally required forms or reports to the Iowa utilities board in lieu of existing reporting requirements.

SSB 1045 Commerce

Relating to public utilities and other infrastructure, including the confidentiality of certain information relating to such infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions.

SSB 1046 Commerce

Relating to insurance coverage for dental care services.

SSB 1047 Education

Relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group.

SSB 1048 Judiciary

Relating to mediation of certain farm disputes prior to the initiation of litigation.

SSB 1049 Judiciary

Relating to the placement of shorthand reporters in exempt status and to the supervision of the board of examiners of shorthand reporters.

SSB 1050 Judiciary

Relating to salaries and apportionment of judicial officers and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 132**

LOCAL GOVERNMENT: Guth, Chair; Allen and Greene

Senate File 143

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Brown and D. Johnson

Senate File 163

LOCAL GOVERNMENT: Garrett, Chair; Guth and McCoy

Senate File 164

LOCAL GOVERNMENT: Guth, Chair; Allen and Greene

SSB 1035

WAYS AND MEANS: Feenstra, Chair; Brown and Dotzler

SSB 1036

TRANSPORTATION: Breitbach, Chair; Danielson and Kraayenbrink

SSB 1037

TRANSPORTATION: Anderson, Chair; Horn and Zumbach

SSB 1038

TRANSPORTATION: Smith, Chair; Greene and Lykam

SSB 1039

TRANSPORTATION: Bertrand, Chair; Bisignano and Breitbach

SSB 1040

COMMERCE: Guth, Chair; C. Johnson and Lykam

SSB 1041

COMMERCE: Guth, Chair; C. Johnson and Petersen

SSB 1042

COMMERCE: Guth, Chair; C. Johnson and Lykam

SSB 1043

COMMERCE: Anderson, Chair; Mathis and Zaun

SSB 1044

COMMERCE: Sinclair, Chair; C. Johnson and McCoy

SSB 1045

COMMERCE: Zumbach, Chair; C. Johnson and McCoy

SSB 1046

COMMERCE: Sinclair, Chair; Boulton and C. Johnson

SSB 1047

EDUCATION: Chelgren, Chair; Hart and Kraayenbrink

SSB 1048

JUDICIARY: Garrett, Chair; Kinney and Sinclair

SSB 1049

JUDICIARY: Garrett, Chair; Bisignano and Sinclair

SSB 1050

JUDICIARY: Garrett, Chair; Boulton and Sinclair

RECONVENED

The Senate reconvened at 5:04 p.m., President Whitver presiding.

The Chair ruled that Senate File 2 does not carry an appropriation or involve the expenditure of state funds as required under Senate Rule 38 to be considered an appropriations bill. Therefore, Senate File 2 will not be referred to Appropriations.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:05 p.m. until 9:00 a.m., Thursday, February 2, 2017.

APPENDIX—2

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 1, 2017, 4:00 p.m.

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

Members Absent: None.

Committee Business: Deborah Reed with the Iowa Reading Research Center and Department of Education personnel gave a presentation on the summer reading program and early childhood literacy.

Adjourned: 5:00 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 1, 2017, 2:35 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Brown, Danielson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: Bowman and Dawson (both excused).

Committee Business: Passed SSB 1026.

Adjourned: 2:45 p.m.

TRANSPORTATION

Convened: Wednesday, February 1, 2017, 3:00 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: None.

Committee Business: Passed SSBs 1003 and 1019.

Adjourned: 4:00 p.m.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Wednesday, February 1, 2017, 10:05 a.m.

Members Present: Guth, Chair; Mathis, Ranking Member; Lykam, and Zumbach.

Members Absent: Chapman, Vice Chair (excused).

Committee Business: Presentation by Jennifer and Christin in LSA regarding the governor's budget as it pertains to those agencies under the oversight of the committee.

Adjourned: 11:40 a.m.

INTRODUCTION OF BILLS

Senate File 176, by committee on Commerce, a bill for an act relating to programs and projects administered by the economic development authority.

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

Senate File 177, by committee on Commerce, a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

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

STUDY BILL RECEIVED**SSB 1051 State Government**

Relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 113**

COMMERCE: Bertrand, Chair; Breitbach and Petersen

Senate File 133

COMMERCE: Anderson, Chair; Breitbach and Mathis

Senate File 134

COMMERCE: Zumbach, Chair; Bertrand and Boulton

Senate File 171

JUDICIARY: Garrett, Chair; Edler and Kinney

Senate File 173

JUDICIARY: Garrett, Chair; Bisignano and Edler

SSB 1051

STATE GOVERNMENT: Chapman, Chair; Bisignano and Schultz

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: *SENATE FILE 176 (SSB 1015), a bill for an act relating to programs and projects administered by the economic development authority.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Breitbach, Petersen, Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Bertrand.

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 176, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 177 (SSB 1016), a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Breitbart, Petersen, Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Bertrand.

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 177, and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 1, 2017, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 130 – Relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions.

AMENDMENTS FILED

S-3007	S.F.	32	William A. Dotzler, Jr.
S-3008	S.F.	1	Bill Anderson
S-3009	S.F.	32	William A. Dotzler, Jr.

JOURNAL OF THE SENATE

TWENTY-FIFTH CALENDAR DAY
SEVENTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 2, 2017

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

Prayer was offered by Reverend Mara Bailey, chaplain of Simpson College in Indianola, Iowa. She was the guest of Senator Boulton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brianna Goebel.

The Journal of Wednesday, February 1, 2017, was approved.

The Senate stood at ease at 9:08 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:16 a.m., President Whitver presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 2.

Senate File 2

On motion of Senator Sinclair, **Senate File 2**, a bill for an act relating to the establishment of a state family planning services program, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Sinclair offered amendment S–3010, filed by her from the floor to page 1 of the bill, and moved its adoption.

Amendment S–3010 was adopted by a voice vote.

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. 2), the vote was:

Yeas, 30:

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

Nays, 20:

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

Absent, none.

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 File 2** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 1:37 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:09 p.m., President Whitver presiding.

INTRODUCTION OF RESOLUTION

Senate Resolution 6, by committee on Rules and Administration, a resolution amending the permanent rules of the senate for the eighty-seventh general assembly relating to formal requests for the drafting of bills.

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

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 6, a resolution amending the permanent rules of the senate for the eighty-seventh general assembly relating to formal requests for the drafting of bills.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Dix, Whitver, Hogg, 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 6.

Senate Resolution 6

On motion of Senator Dix, **Senate Resolution 6**, a resolution amending the permanent rules of the senate for the eighty-seventh general assembly relating to formal requests for the drafting of bills, with report of committee recommending passage, was taken up for consideration.

Senator Dix moved the adoption of Senate Resolution 6, which motion prevailed by a voice vote.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Merlin Bartz, former member of the Senate from Worth County, Grafton, Iowa.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 166.

Senate File 166

On motion of Senator Sinclair, **Senate File 166**, a bill for an act relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions, was taken up for consideration.

Senator Quirnbach offered amendment S-3013, filed by him from the floor to pages 1 and 3 of the bill.

Senator Sinclair raised the point of order that amendment S-3013 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3013 out of order.

(Senate File 166 was deferred.)

The Senate stood at ease at 3:21 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:57 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 166, previously deferred.

Senator Quirmbach withdrew amendment S-3014, filed by him from the floor to pages 1 and 3 of the bill.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Greene, until he returns, on request of Senator Dix.

Senator Quirmbach offered amendment S-3015, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3015 be adopted?" (S.F. 166), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Greene

Amendment S-3015 lost.

Senator Quirmbach offered amendment S-3011, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3011 be adopted?” (S.F. 166), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Greene

Amendment S-3011 lost.

Senator Quirmbach offered amendment S-3012, filed by him from the floor to page 2 and amending the title page of the bill.

Senator Sinclair raised the point of order that amendment S-3012 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3012 out of order.

Senator Quirmbach offered amendment S-3016, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3016 be adopted?" (S.F. 166), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Greene

Amendment S-3016 lost.

Senator Quirmbach offered amendment S-3017, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3017 be adopted?" (S.F. 166), the vote was:

Yeas, 20:

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

Nays, 29:

Anderson	Costello	Kapucian	Sinclair
Behn	Dawson	Kraayenbrink	Smith
Bertrand	Dix	Lofgren	Whitver

Bisignano	Edler	Rozenboom	Zaun
Breitbach	Feenstra	Schneider	Zumbach
Brown	Garrett	Schultz	
Chapman	Guth	Segebart	
Chelgren	Johnson, C.	Shipley	

Absent, 1:

Greene

Amendment S-3017 lost.

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. 166), the vote was:

Yeas, 28:

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

Nays, 21:

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

Absent, 1:

Greene

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 File 166** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:06 p.m. until 9:30 a.m., Friday, February 3, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF HUMAN RIGHTS

Iowa Collaboration for Youth Development Council Annual Report, pursuant to Iowa Code section 216A.140. Report received on February 2, 2017.

SECRETARY OF STATE

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on February 2, 2017.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on February 2, 2017.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Thursday, February 2, 2017, 1:40 p.m.

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

Members Absent: None.

Committee Business: Approved SR 6.

Adjourned: 1:45 p.m.

INTRODUCTION OF BILLS

Senate File 178, by Zaun, a bill for an act relating to the operations and governance of certain common interest communities.

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

Senate File 179, by Zaun, a bill for an act temporarily updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

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

Senate File 180, by committee on State Government, a bill for an act relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions.

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

Senate File 181, by Petersen, a bill for an act requiring the payment of certain out-of-state education expenses for students requiring medical treatment and including effective date provisions.

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

Senate File 182, by Petersen, a bill for an act relating to limitations of criminal actions by extending the limitation period of time for fraud or breach of fiduciary obligation, and expanding the periods of time excluded from the limitation due to concealment and lack of evidence to prosecute.

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

Senate File 183, by Schneider, a bill for an act relating to institutional health facilities under the newborn safe haven Act.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 184, by committee on Transportation, a bill for an act authorizing the use of primary road fund moneys for the secondary road and municipal street systems.

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

Senate File 185, by Mathis, Ragan, Hogg, Quirmbach, Boulton, Bisignano, Taylor, Dvorsky, Dotzler, and Jochum, a bill for an act establishing a state employee retirement incentive program and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 186, by Danielson, a bill for an act relating to limitations on the timing of public school district bond elections and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 187, by Danielson, a bill for an act authorizing the use of school district cash reserve funds for initial year preschool program funding and including effective date and applicability date provisions.

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

Senate File 188, by Edler, a bill for an act relating to the possession of pistols and revolvers by persons under fourteen years of age.

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

Senate File 189, by Ragan, a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns.

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

Senate File 190, by Zaun, a bill for an act relating to the preference for joint custody and joint physical care of a child in awarding custody.

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

Senate File 191, by Zaun, a bill for an act exempting from the individual income tax the wages of individuals who provide services to disabled individuals and including effective date and applicability provisions.

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

Senate File 192, by Segebart, a bill for an act relating to licenses to practice applied behavior analysis and including effective date and implementation provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 193, by Danielson, a bill for an act including public safety telecommunicators in the protection occupation category of the Iowa public employees' retirement system.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 194, by Danielson, a bill for an act relating to the appearance of motor vehicles, including the use of tinted windshields and windows and the issuance and display of one registration plate.

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

Senate File 195, by Danielson, a bill for an act providing for appropriations to the statewide fire and police retirement system and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1052 Ways and Means

Relating to certain fees collected by the county sheriff.

SSB 1053 Ways and Means

Relating to registration fees for motor vehicles transferred to nonprofit entities for donation to individuals.

SSB 1054 Ways and Means

Relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

SSB 1055 Ways and Means

Relating to the property tax exemption for the value added by certain geothermal heating or cooling systems and including applicability provisions.

SSB 1056 State Government

Providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 179**

WAYS AND MEANS: Feenstra, Chair; Edler and Jochum

SSB 1051
(Reassigned)

STATE GOVERNMENT: Chapman, Chair; Petersen and Schultz

SSB 1052

WAYS AND MEANS: Schultz, Chair; Dawson and Quirmbach

SSB 1053

WAYS AND MEANS: Feenstra, Chair; Dawson and McCoy

SSB 1054

WAYS AND MEANS: Feenstra, Chair; Bolkom and Dawson

SSB 1055

WAYS AND MEANS: Feenstra, Chair; Anderson and Petersen

SSB 1056

STATE GOVERNMENT: Smith, Chair; Danielson and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION**STATE GOVERNMENT**

Bill Title: SENATE FILE 180 (SSB 1026), a bill for an act relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Anderson, Brown, Danielson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Bowman and Dawson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 184 (SSB 1003), a bill for an act authorizing the use of primary road fund moneys for the secondary road and municipal street systems.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Kapucian, Breitbach, Anderson, Bertrand, Greene, Kraayenbrink, Smith, and Zumbach. Nays, 5: Bowman, Bisignano, Danielson, Horn, and Lykam. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3010	S.F.	2	Amy Sinclair
S-3011	S.F.	166	Herman C. Quirmbach
S-3012	S.F.	166	Herman C. Quirmbach
S-3013	S.F.	166	Herman C. Quirmbach
S-3014	S.F.	166	Herman C. Quirmbach
S-3015	S.F.	166	Herman C. Quirmbach
S-3016	S.F.	166	Herman C. Quirmbach
S-3017	S.F.	166	Herman C. Quirmbach

JOURNAL OF THE SENATE

TWENTY-SIXTH CALENDAR DAY
EIGHTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, February 3, 2017

The Senate met in regular session at 9:35 a.m., President Whitver presiding.

Prayer was offered by Maureen Taylor of Des Moines, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Andy Conlin of West Des Moines, Iowa.

The Journal of Thursday, February 2, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:44 a.m. until 1:00 p.m., Monday, February 6, 2017.

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:

DEPARTMENT OF EDUCATION

Antibullying Program Report, pursuant to 2016 Iowa Acts, Chapter 1132, section 4. Report received on February 3, 2017.

INTRODUCTION OF BILLS

Senate File 196, by committee on Transportation, a bill for an act prohibiting the use of automated traffic law enforcement systems by the department of transportation and regulating the use of other automated traffic law enforcement systems.

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

Senate File 197, by Dawson, a bill for an act concerning the display of the POW/MIA flag on public buildings.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 198, by Dawson, Shipley, Zaun, Sinclair, Chapman, Edler, and Rozenboom, a bill for an act relating to motor vehicle registration fees for disabled veterans.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 199, by Dawson, Shipley, Chapman, Zaun, Sinclair, Edler, and Rozenboom, a bill for an act relating to the military service property tax exemption and credit by increasing the exemption amount, and including effective date and applicability provisions.

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

Senate File 200, by Hart, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging exceeding a certain number of consecutive days.

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

Senate File 201, by Hart, a bill for an act relating to reinstatement of lapsed use restrictions within a common interest community.

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

Senate File 202, by Hart, a bill for an act relating to demolition reserves on fire and casualty claims on property and requesting an interim study on such reserves.

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

FINAL COMMITTEE REPORT OF BILL ACTION

TRANSPORTATION

Bill Title: *SENATE FILE 196 (SSB 1019), a bill for an act prohibiting the use of automated traffic law enforcement systems by the department of transportation and regulating the use of other automated traffic law enforcement systems.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbart, Bowman, Anderson, Bertrand, Bisignano, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, 1: Danielson. 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 Transportation Committee on Senate File 196, and they were attached to the committee report.

JOURNAL OF THE SENATE

TWENTY-NINTH CALENDAR DAY
NINETEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 6, 2017

The Senate met in regular session at 1:01 p.m., President Whitver presiding.

Prayer was offered by the Honorable Dennis Guth, member of the Senate from Hancock County, Klemme, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Olivia Habinck.

The Journal of Friday, February 3, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 1:04 p.m. until 9:00 a.m., Tuesday, February 7, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF HUMAN SERVICES

Nursing Facility Quality Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4. Report received on February 6, 2017.

BOARD OF REGENTS

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code sections 262.93 and 262.82. Report received on February 3, 2017.

SECRETARY OF THE SENATE

Report of Economic Interest Filings, pursuant to Iowa Code section 68B.35 and Senate Rule 11. Report received on February 6, 2017.

CERTIFICATES OF RECOGNITION

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

Gladys deBuhr, Mason City—For celebrating her 90th birthday. Senator Ragan.

Mr. and Mrs. Dennis Gilkison, Davenport—For celebrating their 50th wedding anniversary. Senator Lykam.

Mardel Nichols Peters, Davenport—For celebrating her 90th birthday. Senator Lykam.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, February 1, 2017, 3:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Greene (excused).

Committee Business: Presentation on dense breast tissue by Dr. Robert R. Shreck, M.D.

Adjourned: 3:45 p.m.

ALSO:

Convened: Monday, February 6, 2017, 3:00 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: None.

Committee Business: Approved SF 51 and passed SSB 1030.

Adjourned: 3:45 p.m.

TRANSPORTATION

Convened: Monday, February 6, 2017, 3:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Bertrand, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Anderson, Bisignano, and Greene (all excused).

Committee Business: Presentation by DOT Director Mark Lowe.

Adjourned: 4:05 p.m.

INTRODUCTION OF BILLS

Senate File 203, by Bolkcom, a bill for an act relating to campaign finance by establishing a voter-owned Iowa clean elections Act and fund, providing for funding from specified sources, including an income tax checkoff, providing an income tax exemption for contributions made to the fund, providing penalties, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 204, by Bolkcom, a bill for an act relating to physical restraint and seclusion practices, training, and prohibitions.

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

Senate File 205, by Bolkcom, Dotzler, Hogg, Petersen, Quirnbach, Boulton, Taylor, Hart, Allen, Jochum, Lykam, Mathis, and Ragan, a bill for an act relating to the medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, and providing for civil and criminal penalties and fees.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 206, by Zaun, a bill for an act relating to medical malpractice liability and insurance coverage in the state and including applicability provisions.

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

Senate File 207, by Zaun, a bill for an act relating to termination of parental rights and adoption proceedings, and providing penalties.

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

Senate File 208, by Kinney, a bill for an act concerning payments under the crime victim compensation program.

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

Senate File 209, by Kinney, a bill for an act relating to the definition of stalking and making penalties applicable.

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

STUDY BILLS RECEIVED

SSB 1057 Education

Relating to high school equivalency programs and assessments and including effective date provisions.

SSB 1058 Education

Relating to the disposition or modification of uncollectible student debt owed to the college student aid commission.

SSB 1059 Education

Relating to the registration of postsecondary schools by the college student aid commission and student eligibility for state student financial aid programs.

SSB 1060 Education

Relating to educational assistance programs administered by the college student aid commission for nurses, physician assistants, advanced registered nurse practitioners, and nurse educators.

SSB 1061 Education

Relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state.

SUBCOMMITTEE ASSIGNMENTS**Senate File 158**

LOCAL GOVERNMENT: Chelgren, Chair; Dvorsky and Lofgren

Senate File 161

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Brown and Hart

Senate File 169

HUMAN RESOURCES: Greene, Chair; Costello and Ragan

Senate File 170

HUMAN RESOURCES: Chapman, Chair; Chelgren and Ragan

Senate File 172

JUDICIARY: Garrett, Chair; Bisignano and Shipley

Senate File 174

TRANSPORTATION: Greene, Chair; Bisignano and Breitbach

Senate File 181

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 182

JUDICIARY: Schultz, Chair; Petersen and Schneider

Senate File 187

EDUCATION: Behn, Chair; Chelgren and Danielson

Senate File 188

JUDICIARY: Edler, Chair; Bisignano and Sinclair

Senate File 189

JUDICIARY: Schneider, Chair; Petersen and Sinclair

Senate File 190

JUDICIARY: Garrett, Chair; Boulton and Edler

SSB 1057

EDUCATION: Behn, Chair; Bowman and Chelgren

SSB 1058

EDUCATION: Kraayenbrink, Chair; Lofgren and Quirmbach

SSB 1059

EDUCATION: Kraayenbrink, Chair; C. Johnson and Quirmbach

SSB 1060

EDUCATION: Kraayenbrink, Chair; Greene and Quirmbach

SSB 1061

EDUCATION: Kraayenbrink, Chair; Chelgren and Quirmbach

FINAL COMMITTEE REPORT OF BILL ACTION**HUMAN RESOURCES**

Bill Title: SENATE FILE 51, a bill for an act relating to a cytomegalovirus public health initiative and the testing of newborns for congenital cytomegalovirus.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTE

MR. PRESIDENT: I necessarily absent from the Senate chamber on Thursday, February 2, 2017, when the vote was taken on Senate File 166. Had I been present, I would have voted aye.

THOMAS A. GREENE

JOURNAL OF THE SENATE

THIRTIETH CALENDAR DAY
TWENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 7, 2017

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

Prayer was offered by Reverend Kent McKusick, pastor of the United Universalist Fellowship in Ames, Iowa. He was the guest of Senator Quirnbach.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Wylie Halferty.

The Journal of Monday, February 6, 2017, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 6, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 166, a bill for an act relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:05 a.m. until 9:00 a.m., Wednesday, February 8, 2017.

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:

BOARD OF PHARMACY

Iowa Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554. Report received on February 7, 2017.

CERTIFICATES OF RECOGNITION

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

Janna and Terry Kaufman, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman.

Betty and David Schroeder, Bellevue—For celebrating their 50th wedding anniversary. Senator Bowman.

Doris and Darrell West, Onslow—For celebrating their 60th wedding anniversary. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Tuesday, February 7, 2017, 1:05 p.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: None.

Committee Business: Joint meeting presentation with the committee on Natural Resources and Environment.

Adjourned: 2:05 p.m.

JUDICIARY

Convened: Tuesday, February 7, 2017, 2:10 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: Bisignano (excused).

Committee Business: Approved SF 3, as amended; and approved SF 87.

Adjourned: 2:20 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 7, 2017, 1:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Bertrand, Breitbach, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: None.

Committee Business: Presentation from Agriculture Secretary Bill Northey, DNR Director Chuck Gipp, and John Lawrence from ISU.

Adjourned: 2:05 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, February 7, 2017, 9:10 a.m.

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

Members Absent: Smith (excused).

Committee Business: Passed SSB 1024. Gubernatorial interim appointments.

Adjourned: 9:15 a.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 7, 2017, 10:05 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:45 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 7, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Presentation by the Department of Aging and the Office of the State Long-Term Care Ombudsman.

Adjourned: 11:00 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 7, 2017, 10:05 a.m.

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

Members Absent: Boulton (excused).

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 5, by Bolkcom and Kinney, a joint resolution requesting the call of a constitutional convention in order to propose an amendment to the Constitution of the United States to allow Congress and the states to prohibit or otherwise regulate the expenditure of funds for political speech by any corporation, limited liability company, or other corporate entity.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate Resolution 7, by committee on Human Resources, a resolution requesting the legislative council to establish an interim committee to study the creation of a facility to care for geriatric persons who are registered on the sex offender registry or who are sexually aggressive.

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

INTRODUCTION OF BILLS

Senate File 210, by Zumbach, a bill for an act barring claims against county or district fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds.

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

Senate File 211, by Zumbach, a bill for an act prohibiting the department of transportation and local authorities from requiring permits for the operation of motor vehicles transporting an implement of husbandry between fields, locations for repair, or locations for storage.

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

Senate File 212, by Breitbach, a bill for an act concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions.

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

Senate File 213, by Schultz, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 214, by Ragan, a bill for an act relating to a coordinated health care workforce recruitment and retention effort.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 215, by Bolkcom, Taylor, and McCoy, a bill for an act creating the Iowa end-of-life options Act and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 216, by Bolkcom, a bill for an act relating to delayed deposit services by limiting the annual percentage rate for fees and requiring a delayed deposit repayment option in certain circumstances and making penalties applicable.

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

Senate File 217, by Dotzler, a bill for an act providing for contingent appropriations to, and allocations from, the enhance Iowa fund.

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

STUDY BILLS RECEIVED

SSB 1062 Ways and Means

Exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

SSB 1063 Local Government

Exempting co-owners of motor vehicles of deceased persons from fees related to the issuance of certificates of title.

SSB 1064 Commerce

Relating to the licensure of flexible credit lenders, and making civil penalties applicable.

SUBCOMMITTEE ASSIGNMENTS

Senate File 168

STATE GOVERNMENT: Smith, Chair; Danielson and Dawson

Senate File 175

EDUCATION: Sinclair, Chair; Bowman and Kraayenbrink

Senate File 178

COMMERCE: Breitbach, Chair; Allen and Bertrand

Senate File 191

WAYS AND MEANS: Feenstra, Chair; Anderson and Jochum

Senate File 195

APPROPRIATIONS: Schneider, Chair; Danielson and Kraayenbrink

Senate File 199

WAYS AND MEANS: Feenstra, Chair; Dotzler and Schultz

Senate File 200

WAYS AND MEANS: Feenstra, Chair; McCoy and Smith

Senate File 201

COMMERCE: Breitbach, Chair; Bertrand and Mathis

Senate File 202

COMMERCE: Feenstra, Chair; C. Johnson and Lykam

Senate File 204

EDUCATION: Behn, Chair; Chelgren and Dvorsky

Senate File 212

COMMERCE: Breitbach, Chair; C. Johnson and McCoy

Senate File 213

LABOR AND BUSINESS RELATIONS: Schultz, Chair; Boulton and Chapman

SSB 1062

WAYS AND MEANS: Breitbach, Chair; Brown and McCoy

SSB 1063

LOCAL GOVERNMENT: Lofgren, Chair; Guth and Quirmbach

SSB 1064

COMMERCE: Anderson, Chair; Boulton and Breitbach

FINAL COMMITTEE REPORT OF BILL ACTION

HUMAN RESOURCES

Bill Title: SENATE RESOLUTION 7 (SSB 1030), a resolution requesting the legislative council to establish an interim committee to study the creation of a facility to care for geriatric persons who are registered on the sex offender registry or who are sexually aggressive.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

AGING, DIRECTOR OF THE DEPARTMENT ON (Sec. 231.22)

Linda Miller, Bettendorf

12/16/2016 – Pleasure of the Governor

ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)

Dr. Nicholas Chilcoat, Clive

10/17/2016 – 04/30/2017

Bruce Lehrman, Cedar Rapids

10/17/2016 – 04/30/2018

EDUCATIONAL EXAMINERS, EXECUTIVE DIRECTOR OF THE BOARD OF (Sec. 272.5)	
Dr. Ann Lebo, Grundy Center	07/01/2016 – Pleasure of the Governor
EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)	
Katherine Schmidt, Norwalk	07/01/2016 – 04/30/2019
ELECTRICAL EXAMINING BOARD (Sec. 103.2)	
Kathleen Stoppelmoor, Cedar Rapids	08/26/2016 – 04/30/2019
ENHANCE IOWA BOARD (Sec. 15F)	
Jacob Anderson, Van Meter	08/29/2016 – 04/30/2018
Eric Bookmeyer, Mason City	08/29/2016 – 04/30/2018
Michael Broshar, Buckingham	08/29/2016 – 04/30/2017
Emily Damman, Indianola	08/29/2016 – 04/30/2018
Lisa Hein, Ames	08/29/2016 – 04/30/2017
Mark Kapfer, Bettendorf	08/29/2016 – 04/30/2018
Stefanie Kohn, Cedar Rapids	08/29/2016 – 04/30/2017
Derek Lumsden, Osceola	08/29/2016 – 04/30/2017
Kate McGann, Malvern	08/29/2016 – 04/30/2017
Tammy Robinson, New Hampton	08/29/2016 – 04/30/2018
Charese Yanney, Sioux City	08/29/2016 – 04/30/2018
HEALTH FACILITIES COUNCIL (Sec. 135.62)	
Brenda Perrin, Cherokee	09/15/2016 – 04/30/2017
HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5)	
Dr. Jonathan Crosbie, Des Moines	09/15/2016 – 04/30/2018
INSURANCE, COMMISSIONER OF (Sec. 505.2)	
Doug Ommen, Ankeny	01/30/2017 – 04/30/2017
MEDICINE, BOARD OF (Sec. 147.14(1)(b))	
Dr. Nicole Gilg Gachiani, Des Moines	05/01/2016 – 04/30/2019
PROPERTY ASSESSMENT APPEAL BOARD (Sec. 421.1A)	
Camille Valley, Johnston	08/26/2016 – 04/30/2019
PUBLIC INFORMATION BOARD, IOWA (Sec. 23.3)	
E. J. Giovannetti, Urbandale	01/13/2017 – 04/30/2018
Keith Luchtel, Clive	06/06/2016 – 04/30/2018
Andy McKean, Anamosa	07/01/2016 – 04/30/2020
Frederick (Rick) Morain, Jefferson	01/13/2017 – 04/30/2018
William Peard, Waukee	07/01/2016 – 04/30/2020
Julie Pottorff, Des Moines	01/13/2017 – 01/13/2020
Renee Twedt, Story City	09/15/2016 – 04/30/2020
Mary Unga-Sogaard, Dyersville	09/15/2016 – 04/30/2020

REGENTS, STATE BOARD OF (Sec. 262.1)

Dr. Michael Richards, West Des Moines

05/06/2016 – 04/30/2021

VETERANS AFFAIRS, COMMISSION OF (Sec. 35A.2)

Mary Van Horn, Des Moines

12/19/2016 – 04/30/2020

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on February 7, 2017:

APPROPRIATIONS

Jacob Anderson – Enhance Iowa Board
 Eric Bookmeyer – Enhance Iowa Board
 Michael Broshar – Enhance Iowa Board
 Emily Damman – Enhance Iowa Board
 Lisa Hein – Enhance Iowa Board
 Mark Kapfer – Enhance Iowa Board
 Stefanie Kohn – Enhance Iowa Board
 Derek Lumsden – Enhance Iowa Board
 Kate McGann – Enhance Iowa Board
 Tammy Robinson – Enhance Iowa Board
 Charese Yanney – Enhance Iowa Board

COMMERCE

Doug Ommen – Commissioner of Insurance

EDUCATION

Dr. Ann Lebo – Executive Director of the Board of Educational Examiners

Katherine Schmidt – Board of Educational Examiners

Dr. Michael Richards – State Board of Regents

HUMAN RESOURCES

Linda Miller – Director of the Department on Aging

Brenda Perrin – Health Facilities Council

Dr. Jonathan Crosbie – Healthy and Well Kids in Iowa (HAWK-I) Board

LOCAL GOVERNMENT

Camille Valley – Property Assessment Appeal Board

STATE GOVERNMENT

Kathleen Stoppelmoor – Electrical Examining Board

Dr. Nicole Gilg Gachiani – Board of Medicine

E. J. Giovannetti – Iowa Public Information Board

Keith Luchtel – Iowa Public Information Board

Frederick (Rick) Morain – Iowa Public Information Board

William Peard – Iowa Public Information Board

Julie Pottorff – Iowa Public Information Board

Renee Twedt – Iowa Public Information Board

Mary Unga-Sogaard – Iowa Public Information Board

VETERANS AFFAIRS

Mary Van Horn – Commission of Veterans Affairs

WAYS AND MEANS

Dr. Nicholas Chilcoat – Economic Development Authority

Bruce Lehrman – Economic Development Authority

**WITHDRAWAL OF
GOVERNOR’S APPOINTEE**

The following letter from the Governor was received in the office of the Secretary of the Senate on January 20, 2017:

I am withdrawing the name of Andy McKean to serve as a member of the Iowa Public Information Board from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

JOURNAL OF THE SENATE

THIRTY-FIRST CALENDAR DAY
TWENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 8, 2017

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

Prayer was offered by Pastor Joel Jackle-Hugh of the United Methodist Church of Avoca in Avoca, Iowa. He was the guest of Senator Shipley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tanner Halleran.

The Journal of Tuesday, February 7, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:13 a.m. until 9:00 a.m., Thursday, February 9, 2017.

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:

DEPARTMENT OF CULTURAL AFFAIRS

Art in State Buildings Report, pursuant to Iowa Code section 304A.10. Report received on February 8, 2017.

CERTIFICATE OF RECOGNITION

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

Mayor Milt Kramer, Manchester—For celebrating his 80th birthday. Senator Zumbach.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 8, 2017, 1:00 p.m.

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

Members Absent: None.

Committee Business: Approved SF 83, as amended; passed SSBs 1001 and 1017, both as amended.

Adjourned: 1:55 p.m.

TRANSPORTATION

Convened: Wednesday, February 8, 2017, 3:00 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed SSBs 1002 and 1020.

Adjourned: 3:20 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:15 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentation by Clare Lindahl, Co-Chair of the Watershed Planning Advisory Council.

Adjourned: 10:35 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, January 12, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; Quirmbach, and Schultz.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:30 a.m.

ALSO:

Convened: Tuesday, February 7, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; and Quirmbach.

Members Absent: Schultz (excused).

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

ALSO:

Convened: Wednesday, February 8, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; and Schultz.

Members Absent: Quirmbach (excused).

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:30 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Discussed mental health.

Adjourned: 11:35 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 8, 2017, 10:35 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:15 a.m.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 3, by committee on Rules and Administration, a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman.

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

INTRODUCTION OF BILLS

Senate File 218, by committee on Judiciary, a bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

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

Senate File 219, by Bolkcom, McCoy, Petersen, Boulton, Taylor, Dvorsky, Dotzler, Kinney, Jochum, and Mathis, a bill for an act relating to the criminal offense of manufacturing, delivering, selling, or possessing drug paraphernalia by exempting hypodermic needles or syringes delivered, sold, or possessed through an approved needle exchange program.

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

Senate File 220, by committee on Judiciary, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring removal of existing systems, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1065 Ways and Means

Modifying provisions applicable to the renewable energy tax credit, and including effective date and retroactive applicability provisions.

SSB 1066 Ways and Means

Relating to the Iowa election campaign fund individual income tax checkoff by providing for the repeal of the tax checkoff and the future repeal of the Iowa election campaign fund, and including effective date and retroactive applicability provisions.

SSB 1067 Agriculture

Increasing the time period within which a financing statement may be filed to perfect a custom cattle feedlot lien.

SSB 1068 Human Resources

Relating to child abuse involving access to a child by a person who is required to register as a sex offender.

SSB 1069 Human Resources

Relating to the definition of child foster care for purposes of child care provided by a relative of a child.

SSB 1070 Human Resources

Relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality.

SSB 1071 Human Resources

Relating to a coordinated health care workforce recruitment and retention effort.

SSB 1072 Human Resources

Relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

SSB 1073 Human Resources

Relating to the Iowa prescription monitoring program and making penalties applicable.

SSB 1074 Human Resources

Relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

SSB 1075 Human Resources

Relating to the advanced practice registered nurse compact, including assessments against party states, and including effective date provisions.

SSB 1076 Human Resources

Relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 5**

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Chapman

Senate File 183

HUMAN RESOURCES: Chapman, Chair; Jochum and Segebart

Senate File 185

STATE GOVERNMENT: Schneider, Chair; Chapman and Jochum

Senate File 186

STATE GOVERNMENT: Chapman, Chair; Danielson and Feenstra

Senate File 193

STATE GOVERNMENT: Schneider, Chair; Danielson and Zaun

Senate File 194

TRANSPORTATION: Anderson, Chair; Bertrand and Danielson

Senate File 197

STATE GOVERNMENT: Dawson, Chair; Horn and Smith

Senate File 198

VETERANS AFFAIRS: Costello, Chair; Ragan and Rozenboom

Senate File 206

JUDICIARY: Schneider, Chair; Boulton and Zaun

Senate File 207

JUDICIARY: Garrett, Chair; Edler and Petersen

Senate File 208

JUDICIARY: Kinney, Chair; Shipley and Sinclair

Senate File 209

JUDICIARY: Dawson, Chair; Garrett and Kinney

Senate File 210

AGRICULTURE: Zumbach, Chair; Edler and Taylor

Senate File 211

TRANSPORTATION: Zumbach, Chair; Bowman and Breitbach

SSB 1065

WAYS AND MEANS: Feenstra, Chair; Bolkcom and Smith

SSB 1066

WAYS AND MEANS: Feenstra, Chair; Edler and Jochum

SSB 1067

AGRICULTURE: Zumbach, Chair; Kinney and Shipley

SSB 1068

HUMAN RESOURCES: Chelgren, Chair; Costello and Mathis

SSB 1069

HUMAN RESOURCES: Costello, Chair; Chelgren and Mathis

SSB 1070

HUMAN RESOURCES: Costello, Chair; C. Johnson and Ragan

SSB 1071

HUMAN RESOURCES: C. Johnson, Chair; Bolkcom and Garrett

SSB 1072

HUMAN RESOURCES: Greene, Chair; Mathis and Shipley

SSB 1073

HUMAN RESOURCES: Greene, Chair; Jochum and Shipley

SSB 1074

HUMAN RESOURCES: Shipley, Chair; Greene and Jochum

SSB 1075

HUMAN RESOURCES: Greene, Chair; Ragan and Shipley

SSB 1076

HUMAN RESOURCES: Shipley, Chair; Greene and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: SENATE FILE 218 (formerly SF 87), a bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Bisignano.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 220 (formerly SF 3), a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring removal of existing systems, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Taylor, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Dawson, Boulton, Kinney, and Petersen. Absent, 1: Bisignano.

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 220, and they were attached to the committee report.

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 3 (SSB 1024), a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, and Sinclair. Nays, none. Absent, 1: Smith.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL REFERRED TO COMMITTEE

Senate File 197 was referred from the committee on State Government to the committee on **Veterans Affairs**.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on February 8, 2017, to investigate the appointment and reappointment of the following appointees:

APPROPRIATIONS

As members of the Enhance Iowa Board:

Jacob Anderson – Bertrand, Chair; Dotzler and Greene
Eric Bookmeyer – Bertrand, Chair; Dotzler and Greene

Michael Broshar – Bertrand, Chair; Dotzler and Greene
Emily Damman – Chelgren, Chair; Hart and C. Johnson
Lisa Hein – Chelgren, Chair; Hart and C. Johnson
Mark Kapfer – Chelgren, Chair; Hart and C. Johnson
Stefanie Kohn – Costello, Chair; Boulton and Guth
Derek Lumsden – Costello, Chair; Boulton and Guth
Kate McGann – Costello, Chair; Boulton and Guth
Tammy Robinson – Garrett, Chair; Lofgren and Mathis
Charese Yanney – Garrett, Chair; Lofgren and Mathis

COMMERCE

As Commissioner of Insurance:

Doug Ommen – C. Johnson, Chair; Guth and Mathis

EDUCATION

As Executive Director of the Board of Educational Examiners:

Dr. Ann Lebo – Behn, Chair; Bowman and Sinclair

As a member of the Board of Educational Examiners:

Katherine Schmidt – Behn, Chair; Bowman and Sinclair

As a member of the State Board of Regents:

Dr. Michael Richards – Behn, Chair; Quirnbach and Sinclair

HUMAN RESOURCES

As Director of the Department on Aging:

Linda Miller – Segebart, Chair; Costello and Mathis

As a member of the Health Facilities Council:

Brenda Perrin – Costello, Chair; Mathis and Segebart

As a member of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Dr. Jonathan Crosbie – Greene, Chair; Mathis and Segebart

LOCAL GOVERNMENT

As a member of the Property Assessment Appeal Board:

Camille Valley – Garrett, Chair; Guth and McCoy

STATE GOVERNMENT

As a member of the Electrical Examining Board:

Kathleen Stoppelmoor – Brown, Chair; Anderson and Bisignano

As a member of the Board of Medicine:

Dr. Nicole Gilg Gachiani – Smith, Chair; Bowman and Chapman

As members of the Iowa Public Information Board:

E. J. Giovannetti – Anderson, Chair; Danielson and Schneider

Keith Luchtel – Dawson, Chair; Horn and Schneider

Frederick (Rick) Morain – Dawson, Chair; Jochum and Schneider

William Peard – Anderson, Chair; Petersen and Schneider

Julie Pottorff – Schultz, Chair; Bowman and Feenstra

Renee Twedt – Schultz, Chair; Danielson and Feenstra

Mary Unga-Sogaard – Schultz, Chair; Feenstra and Jochum

VETERANS AFFAIRS

As a member of the Commission of Veterans Affairs:

Mary Van Horn – Lofgren, Chair; Allen and Bertrand

WAYS AND MEANS

As members of the Economic Development Authority:

Dr. Nicholas Chilcoat – Edler, Chair; Brown and Dotzler

Bruce Lehrman – Edler, Chair; Brown and Dotzler

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 8th day of February, 2017.

Senate File 166.

W. CHARLES SMITHSON
Secretary of the Senate

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 8, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 166 – Relating to the state school foundation program, by modifying requirements for the enactment of the state percents of growth, establishing state percents of growth, modifying provisions relating to school district property tax replacement payments, and including effective date and applicability provisions.

JOURNAL OF THE SENATE

THIRTY-SECOND CALENDAR DAY
TWENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 9, 2017

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

Prayer was offered by the Honorable Tom Shipley, member of the Senate from Adams County, Nodaway, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cari Kirchhoff.

The Journal of Wednesday, February 8, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:25 a.m. until 9:00 a.m., Friday, February 10, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF MANAGEMENT

General Fund Appropriations—Senate File 130 Deappropriation Report, pursuant to Senate File 130 section 1. Report received on February 9, 2017.

BOARD OF REGENTS

College Bound and IMAGES Annual Report, pursuant to Iowa Code section 262.93. Report received on February 9, 2017.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Thursday, February 9, 2017, 12:30 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Boulton, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: Bertrand and Feenstra (both excused).

Committee Business: Approved SF 212, as amended; passed SSBs 1040, 1041, and 1042.

Adjourned: 12:55 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Thursday, February 9, 2017, 1:35 p.m.

Members Present: Schultz, Chair; Zaun, Vice Chair; Boulton, Ranking Member; Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor.

Members Absent: None.

Committee Business: Approved SF 213.

Adjourned: 3:05 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, February 9, 2017, 1:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Behn, Breitbach, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Anderson and Bertrand (both excused).

Committee Business: Presentation by Roger Wolf, Adam Kiel, and Susan Judkins on watershed planning and the status of water quality efforts.

Adjourned: 2:00 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 8, by Lofgren, a resolution recognizing February 8, 2017, as National Boy Scout Day.

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

INTRODUCTION OF BILLS

Senate File 221, by Zaun, a bill for an act allowing the formation of certain for-profit corporations as benefit corporations authorized to do business in this state under certain conditions.

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

Senate File 222, by Zaun, a bill for an act relating to alternative or complementary medicine, including exemptions from disciplinary action for persons licensed to practice health-related professions and a limitation on available damages in a civil action, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 223, by Zaun, a bill for an act establishing a home modification grant program and making appropriations.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 224, by D. Johnson, a bill for an act modifying membership requirements applicable to the Iowa utilities board.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 225, by Danielson, a bill for an act relating to a flood relief assistance program and making appropriations.

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

Senate File 226, by Taylor, a bill for an act relating to creation of transfer on death deeds and to disclaimers of an interest in real property, and including applicability provisions.

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

Senate File 227, by Shipley, a bill for an act relating to operating or riding a snowmobile or all-terrain vehicle while carrying a firearm.

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

Senate File 228, by Lofgren, a bill for an act relating to economic development by providing an adjustment to net income for certified suppliers of anchor manufacturers for purposes of state taxation and including retroactive applicability provisions.

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

Senate File 229, by Schneider, a bill for an act to provide that peace officers and retired peace officers qualify as classroom driver education instructors.

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

Senate File 230, by committee on Commerce, a bill for an act concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions.

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

STUDY BILLS RECEIVED

SSB 1077 Veterans Affairs

Relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation.

SSB 1078 Veterans Affairs

Concerning the administration of the duties of the county commissions of veteran affairs.

SSB 1079 Transportation

Relating to the use of electronic communication devices while driving, and making penalties applicable.

SSB 1080 State Government

Providing for the establishment of permanent emergency personnel positions directly related to certain disasters.

SSB 1081 State Government

Providing for the elimination of the Iowa emergency response commission.

SSB 1082 State Government

Relating to 911 emergency telephone and internet communication systems and making appropriations.

SSB 1083 Education

Relating to the amount of tuition grant received by a qualified resident student.

SUBCOMMITTEE ASSIGNMENTS**Senate File 192**

STATE GOVERNMENT: Dawson, Chair; Anderson and Bowman

Senate File 197
(Reassigned)

VETERANS AFFAIRS: Edler, Chair; Dawson and Ragan

Senate File 203

STATE GOVERNMENT: Schultz, Chair; Chapman and Jochum

SSB 1077

VETERANS AFFAIRS: Dawson, Chair; Allen and Rozenboom

SSB 1078

VETERANS AFFAIRS: Costello, Chair; Dawson and Horn

SSB 1079

TRANSPORTATION: Breitbach, Chair; Bowman and Greene

SSB 1080

STATE GOVERNMENT: Dawson, Chair; Jochum and Zaun

SSB 1081

STATE GOVERNMENT: Chapman, Chair; Brown and Danielson

SSB 1082

STATE GOVERNMENT: Schneider, Chair; Bowman and Schultz

SSB 1083

EDUCATION: Kraayenbrink, Chair; Quirnbach and Sinclair

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: *SENATE FILE 230 (formerly SF 212), a bill for an act concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Anderson, Breitbach, Petersen, Allen, Boulton, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 2: Bertrand and Feenstra.

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 230, and they were attached to the committee report.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 213, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Schultz, Zaun, Breitbach, Brown, Chapman, Costello, and Guth. Nays, 4: Boulton, Bisignano, Dotzler, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

THIRTY-THIRD CALENDAR DAY
TWENTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, February 10, 2017

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

Prayer was offered by the Honorable Mark Costello, member of the Senate from Mills County, Imogene, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by the Honorable Jason Schultz, member of the Senate from Crawford County, Schleswig, Iowa.

The Journal of Thursday, February 9, 2017, was approved.

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 February 9, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 203, a bill for an act authorizing the use of primary road fund moneys for the secondary road and municipal street systems.

Read first time and attached to **companion Senate File 184**.

House File 231, a bill for an act relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions.

Read first time and attached to **companion Senate File 180**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, February 13, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

ADMINISTRATION AND REGULATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 7, 2017, 10:05 a.m.

Members Present: Guth, Chair; Mathis, Ranking Member; and Lykam.

Members Absent: Chapman, Vice Chair; and Zumbach (both excused).

Committee Business: Organizational meeting.

Adjourned: 11:05 a.m.

ALSO:

Convened: Wednesday, February 8, 2017, 10:05 a.m.

Members Present: Guth, Chair; Mathis, Ranking Member; Lykam and Zumbach.

Members Absent: Chapman, Vice Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

SUBCOMMITTEE ASSIGNMENTS

Senate File 219

JUDICIARY: Schultz, Chair; Kinney and Shipley

Senate File 226

JUDICIARY: Taylor, Chair; Edler and Schultz

JOURNAL OF THE SENATE

THIRTY-SIXTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 13, 2017

The Senate met in regular session at 1:04 p.m., President Whitver presiding.

Prayer was offered by Bob Christenson, Lay Minister from West Des Moines, Iowa, and the secretary of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Devyn Leeson.

The Journal of Friday, February 10, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 1:09 p.m. until 4:00 p.m.

APPENDIX—1

COMMUNICATIONS RECEIVED

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

STATE APPEAL BOARD

Claims Report for CY 2016. Report received on February 13, 2017.

DEPARTMENT OF COMMERCE (BANKING DIVISION)

Bank Required Collateral 3/31/2015 Report, pursuant to Iowa Code section 12C.20. Report received on February 10, 2017.

Bank Required Collateral 6/30/2015 Report, pursuant to Iowa Code section 12C.20. Report received on February 10, 2017.

Bank Required Collateral 2016 Qtr 2 Report, pursuant to Iowa Code section 12C.20. Report received on February 10, 2017.

Bank Required Collateral 2016 Qtr 4 Report, pursuant to Iowa Code section 12C.20. Report received on February 10, 2017.

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on February 10, 2017.

DEPARTMENT OF MANAGEMENT

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9. Report received on February 10, 2017.

SECRETARY OF STATE

Use of Intelligent Mail Barcodes During 2016 General Election, pursuant to 2016 Iowa Acts, chapter 1121, section 15. Report received on February 10, 2017.

CERTIFICATE OF RECOGNITION

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

Jim Kuhlman, Mason City—For celebrating his 80th birthday. Senator Ragan.

INTRODUCTION OF BILLS

Senate File 231, by committee on Commerce, a bill for an act relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions.

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

Senate File 232, by committee on Commerce, a bill for an act relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries.

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

Senate File 233, by committee on Commerce, a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

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

Senate File 234, by committee on Transportation, a bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

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

Senate File 235, by committee on Transportation, a bill for an act permitting motor vehicles to stand unattended without first stopping the engine.

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

Senate File 236, by committee on State Government, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

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

Senate File 237, by committee on State Government, a bill for an act relating to the practice of public accountants.

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

Senate File 238, by committee on Education, a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable.

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

Senate File 239, by committee on Education, a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners.

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

Senate File 240, by committee on Education, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1084 Judiciary

Requiring the master list for juror service to be updated annually using an electronic data processing system and eliminating jury commissions.

SSB 1085 Judiciary

Making changes to the controlled substance schedules, modifying the regulation of precursor substances, and providing penalties, and including effective date provisions.

SSB 1086 Judiciary

Relating to a fiduciary's access to digital assets and including applicability provisions.

SSB 1087 Judiciary

Relating to medical malpractice claims, including noneconomic damage awards, contingency fees, expert witnesses, and defenses.

SSB 1088 Judiciary

Providing immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons who report, seek, or require emergency assistance for alcohol or drug-related overdoses or protection from certain crimes, and modifying penalties.

SSB 1089 Judiciary

Relating to the commission of child endangerment by allowing a sex offender access to a child or minor, and providing penalties.

SSB 1090 Judiciary

Creating an exception to the statutory rule against perpetuities and making related changes.

SSB 1091 Judiciary

Relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court.

SSB 1092 Judiciary

Relating to mechanics' liens and public construction liens.

SSB 1093 Judiciary

Relating to termination of parental rights and adoption proceedings, and providing penalties.

SSB 1094 Judiciary

Relating to an action to quiet title of real property and the doctrine of adverse possession.

SSB 1095 Judiciary

Relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

SSB 1096 Judiciary

Relating to the revised uniform athlete agents Act and providing remedies and penalties.

SUBCOMMITTEE ASSIGNMENTS**SSB 1084**

JUDICIARY: Garrett, Chair; Schneider and Taylor

SSB 1085

JUDICIARY: Garrett, Chair; Edler and Kinney

SSB 1086

JUDICIARY: Shipley, Chair; Sinclair and Taylor

SSB 1087

JUDICIARY: Schneider, Chair; Boulton and Zaun

SSB 1088

JUDICIARY: Zaun, Chair; Bisignano and Edler

SSB 1089

JUDICIARY: Shipley, Chair; Petersen and Sinclair

SSB 1090

JUDICIARY: Schneider, Chair; Boulton and Garrett

SSB 1091

JUDICIARY: Schultz, Chair; Kinney and Shipley

SSB 1092

JUDICIARY: Shipley, Chair; Bisignano and Schneider

SSB 1093

JUDICIARY: Garrett, Chair; Petersen and Sinclair

SSB 1094

JUDICIARY: Zaun, Chair; Bisignano and Schneider

SSB 1095

JUDICIARY: Zaun, Chair; Boulton and Schneider

SSB 1096

JUDICIARY: Zaun, Chair; Bisignano and Edler

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 231 (SSB 1040), a bill for an act relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Anderson, Breitbach, Petersen, Allen, Boulton, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 2: Bertrand and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 232 (SSB 1042), a bill for an act relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Anderson, Breitbach, Petersen, Allen, Boulton, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 2: Bertrand and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 233 (SSB 1041), a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Anderson, Breitbach, Petersen, Allen, Boulton, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 2: Bertrand and Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EDUCATION

Bill Title: *SENATE FILE 238 (formerly SF 83), a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. 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 Education Committee on Senate File 238, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 239 (SSB 1017), a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. 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 Education Committee on Senate File 239, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 240 (SSB 1001), a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Dvorsky, Greene, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom. Nays, 3: Danielson, Hart, and Mathis. 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 Education Committee on Senate File 240, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 236 (SSB 1051), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Smith, Chapman, Anderson, Bowman, Brown, Danielson, Dawson, Horn, Schneider, Schultz, and Zaun. Nays, 3: Bisignano, Jochum, and Petersen. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 236, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 237 (SSB 1033), a bill for an act relating to the practice of public accountants.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 1: Feenstra.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 234 (SSB 1002), a bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 235 (SSB 1020), a bill for an act permitting motor vehicles to stand unattended without first stopping the engine.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bisignano, Danielson, Greene, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RECONVENED

The Senate reconvened at 4:00 p.m., President Whitver presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 230.

Senate File 230

On motion of Senator Breitbach, **Senate File 230**, a bill for an act concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions, was taken up for consideration.

(Senate File 230 was deferred.)

The Senate stood at ease at 4:01 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:10 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 230, previously deferred.

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?" (S.F. 230), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiplee
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor

Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 File 230** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 4:32 p.m. until 9:00 a.m., Tuesday, February 14, 2017.

APPENDIX—2

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Monday, February 13, 2017, 3:00 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: None.

Committee Business: Approved SF 77.

Adjourned: 3:15 p.m.

STATE GOVERNMENT

Convened: Monday, February 13, 2017, 2:10 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Approved SF 165, as amended.

Adjourned: 2:20 p.m.

TRANSPORTATION

Convened: Monday, February 13, 2017, 3:00 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Greene (excused).

Committee Business: Passed SSB 1037.

Adjourned: 3:10 p.m.

**TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS
APPROPRIATIONS SUBCOMMITTEE**

Convened: Thursday, January 12, 2017, 10:10 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:20 a.m.

ALSO:

Convened: Wednesday, January 18, 2017, 10:05 a.m.

Members Present: Bertrand, Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: Kapucian, Vice Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

ALSO:

Convened: Tuesday, January 24, 2017, 10:15 a.m.

Members Present: Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: Bertrand, Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:10 a.m.

ALSO:

Convened: Wednesday, January 25, 2017, 10:15 a.m.

Members Present: Kapucian, Vice Chair; Anderson, and Bowman.

Members Absent: Bertrand, Chair; and McCoy, Ranking Member (both excused).

Committee Business: Organizational meeting.

Adjourned: 10:55 a.m.

ALSO:

Convened: Wednesday, February 1, 2017, 10:10 a.m.

Members Present: Bertrand, Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: Kapucian, Vice Chair (excused).

Committee Business: Organizational meeting.

Adjourned: 11:05 a.m.

ALSO:

Convened: Tuesday, February 7, 2017, 10:10 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:45 a.m.

ALSO:

Convened: Wednesday, February 8, 2017, 10:05 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 241, by Dawson, a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records.

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

Senate File 242, by Allen, a bill for an act relating to child in need of assistance and child abuse cases involving certain drugs and other substances.

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

Senate File 243, by Petersen, a bill for an act extending the limitations of certain criminal actions committed on or with minors, and providing penalties.

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

STUDY BILLS RECEIVED

SSB 1097 Commerce

Relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

SSB 1098 Commerce

Relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties.

SSB 1099 Human Resources

Including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals.

SUBCOMMITTEE ASSIGNMENTS**Senate File 33**
(Reassigned)

STATE GOVERNMENT: Smith, Chair; Brown and Jochum

Senate File 217

APPROPRIATIONS: Schneider, Chair; Dotzler and Lofgren

Senate File 227

TRANSPORTATION: Kraayenbrink, Chair; Anderson and Lykam

Senate File 228

WAYS AND MEANS: Feenstra, Chair; Brown and Quirmbach

Senate File 229

EDUCATION: Kraayenbrink, Chair; Bowman and Greene

SSB 1097

COMMERCE: Anderson, Chair; Bertrand and Mathis

SSB 1098

COMMERCE: Feenstra, Chair; Petersen and Zumbach

SSB 1099

HUMAN RESOURCES: Costello, Chair; Jochum and C. Johnson

AMENDMENT FILED

S-3018 S.F. 213 Nate Boulton

JOURNAL OF THE SENATE

THIRTY-SEVENTH CALENDAR DAY
TWENTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 14, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was sung by Margaret Guth, wife and secretary of the Honorable Dennis Guth, member of the Senate.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jordyn Sanders.

The Journal of Monday, February 13, 2017, was approved.

BILL REFERRED TO COMMITTEE

President Whitver announced that **Senate File 236** was referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

RECESS

On motion of Senator Dix, the Senate recessed at 9:05 a.m. until 3:00 p.m.

APPENDIX—1

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:

IOWA RACING AND GAMING COMMISSION

2016 Annual Report, pursuant to Iowa Code section 99D.21. Report received on February 14, 2017.

CERTIFICATE OF RECOGNITION

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

Molly McCunn, Long Grove—For being named one of the top youth volunteers in Iowa for 2017 in the 22nd Annual Prudential Spirit of Community Awards. Senator Lofgren.

INTRODUCTION OF RESOLUTION

Senate Resolution 9, by Bowman, a resolution recognizing December 10, 2017, as Tim O’Connell Day in Iowa.

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

INTRODUCTION OF BILLS

Senate File 244, by Jochum, a bill for an act concerning absences from work by veterans and members of the military.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 245, by Jochum, a bill for an act relating to certain disclosure requirements for the transfer of real estate involving limited liability companies.

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

Senate File 246, by Bowman, a bill for an act relating to the operation of railroad trains by a crew of two or more persons, providing penalties, and including effective date provisions.

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

Senate File 247, by Danielson, a bill for an act relating to an exemption from school district retention and intensive summer reading program requirements for students showing good cause.

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

Senate File 248, by Chelgren, Zaun, Schultz, Sinclair, Rozenboom, and Guth, a bill for an act relating to educational instruction and course content primarily over the internet.

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

STUDY BILL RECEIVED

SSB 1100 Local Government

Relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time.

SUBCOMMITTEE ASSIGNMENTS

Senate File 216

COMMERCE: Bertrand, Chair; Petersen and Sinclair

Senate File 221

COMMERCE: Zumbach, Chair; C. Johnson and McCoy

Senate File 241

JUDICIARY: Dawson, Chair; Kinney and Zaun

Senate File 242

JUDICIARY: Shipley, Chair; Kinney and Schneider

Senate File 243

JUDICIARY: Schneider, Chair; Petersen and Shipley

Senate File 246

TRANSPORTATION: Kraayenbrink, Chair; Bowman and Zumbach

SSB 1100

LOCAL GOVERNMENT: Lofgren, Chair; Greene and McCoy

AFTERNOON SESSION

The Senate reconvened at 3:07 p.m., President Whitver presiding.

The Senate stood at ease at 3:08 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:55 p.m., President Whitver presiding.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 213.

Senate File 213

On motion of Senator Schultz, **Senate File 213**, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions, with report of committee recommending passage, was taken up for consideration.

Senator Boulton offered amendment S-3021, filed by him from the floor, amending the title page of the bill.

President Pro Tempore Behn took the chair at 7:12 p.m.

President Whitver took the chair at 7:16 p.m.

Senator Boulton moved the adoption of amendment S-3021.

A record roll call was requested.

On the question "Shall amendment S-3021 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3021 lost.

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 February 14, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 133, a bill for an act relating to guardians ad litem, attorneys for minor children, child custody investigators, and child and family reporters involved in child custody and visitation proceedings.

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

House File 183, a bill for an act relating to service of copies of court documents on certain persons relating to the receipt of emergency protective services by a dependent adult.

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

House File 184, a bill for an act relating to information required to be contained in petitions for administration of small estates and including applicability provisions.

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

House File 195, a bill for an act relating to requests for notice of probate proceedings.

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

House File 234, a bill for an act relating to reports filed with the court by mental health advocates for persons with mental health disorders.

Read first time and referred to committee on **Human Resources**.

House File 289, a bill for an act relating to the issuance of driver's licenses, nonoperator's identification cards, and persons with disabilities identification devices by certain counties, and including effective date provisions.

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

Senator Dix asked and received unanimous consent that action on **Senate File 213** be **deferred**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 8:35 p.m. until 9:00 a.m., Wednesday, February 15, 2017.

APPENDIX—2

COMMUNICATIONS RECEIVED

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

IOWA VETERANS HOME

Annual Report, pursuant to Iowa Code section 35D.17. Report received on February 14, 2017.

Discharge Report, pursuant to Iowa Code section 35D.15. Report received on February 14, 2017.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, February 14, 2017, 2:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SFs 189 and 208; passed SSB 1011.

Adjourned: 2:40 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 14, 2017, 1:00 p.m.

Recessed: 1:05 p.m.

Reconvened: 1:20 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Bertrand, Breitbart, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: None.

Committee Business: Approved SFs 126, 143, and 144; passed SSB 1027.

Adjourned: 1:30 p.m.

ADMINISTRATION AND REGULATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 14, 2017, 10:05 a.m.

Members Present: Guth, Chair; Mathis, Ranking Member; Lykam, and Zumbach.

Members Absent: Chapman, Vice Chair (excused).

Committee Business: Presentation by Secretary of State Paul D. Pate.

Adjourned: 11:00 a.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 14, 2017, 10:10 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Presentations about Honey Creek Resort by Todd Coffelt, Parks Bureau Chief; and Sherry Arntzen, Executive Officer of Iowa DNR State Parks Bureau.

Adjourned: 10:40 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 14, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: None.

Committee Business: Presentation on The Dental Wellness Program by Miki Stier of DHS; I-Smile Presentation by Tracy Rodgers with IDPH and RaeAnn Herrick of Lee County Health Department; and presentation on the Fatherhood Initiative by Phil Simmons, Program Director of Urban Mission at Wellmark YMCA who was accompanied by Dave Schwartz and Mike Carver.

Adjourned: 11:25 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 14, 2017, 10:10 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; Anderson, and Bowman.

Members Absent: McCoy, Ranking Member (excused).

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

INTRODUCTION OF BILLS

Senate File 249, by Quirmbach, Hogg, Dvorsky, and Bolkcom, a bill for an act relating to the prohibitions against smoking under the smokefree air Act and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 250, by committee on Human Resources, a bill for an act establishing a notification requirement for mammogram reports to patients.

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

Senate File 251, by committee on Transportation, a bill for an act relating to turns against red lights made by vehicular traffic.

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

Senate File 252, by committee on State Government, a bill for an act concerning state purchasing from prison industries for products manufactured in this state.

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

Senate File 253, by Chapman, Anderson, Chelgren, Edler, Costello, Guth, Bertrand, Feenstra, C. Johnson, Kraayenbrink, Sinclair, Behn, Segebart, Breitbach, Rozenboom, Greene, Lofgren, Schultz, D. Johnson, Smith, and Zaun, a bill for an act relating to the protection of life beginning at conception, and including effective date provisions.

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

STUDY BILLS RECEIVED

SSB 1101 Judiciary

Relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties.

SSB 1102 Judiciary

Relating to the waiting period before the granting of a decree for dissolution of marriage.

SUBCOMMITTEE ASSIGNMENTS

Senate File 245

COMMERCE: Bertrand, Chair; C. Johnson and Lykam

Senate File 247

EDUCATION: Sinclair, Chair; Greene and Hart

Senate File 248

EDUCATION: Sinclair, Chair; Behn and Quirmbach

SSB 1101

JUDICIARY: Dawson, Chair; Boulton and Garrett

SSB 1102

JUDICIARY: Garrett, Chair; Bisignano and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: SENATE FILE 250 (formerly SF 77), a bill for an act establishing a notification requirement for mammogram reports to patients.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE FILE 252 (formerly SF 165), a bill for an act concerning state purchasing from prison industries for products manufactured in this state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. 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 State Government Committee on Senate File 252, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 251 (SSB 1037), a bill for an act relating to turns against red lights made by vehicular traffic.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Greene.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3019	S.F.	213	Nate Boulton
S-3020	S.F.	213	Nate Boulton
S-3021	S.F.	213	Nate Boulton
S-3022	S.F.	213	Nate Boulton
S-3023	S.F.	213	William A. Dotzler, Jr.
S-3024	S.F.	213	Tod R. Bowman
S-3025	S.F.	213	Nate Boulton
S-3026	S.F.	213	Jeff Danielson William A. Dotzler, Jr.
S-3027	S.F.	213	Nate Boulton
S-3028	S.F.	213	Jason Schultz
S-3029	S.F.	213	Jeff Danielson Herman C. Quirnbach Joe Bolkcom William A. Dotzler, Jr. Robert E. Dvorsky
S-3030	S.F.	213	Nate Boulton
S-3031	S.F.	213	David Johnson

JOURNAL OF THE SENATE

THIRTY-EIGHTH CALENDAR DAY
TWENTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 15, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor Todd Stiles of the First Family Church in Ankeny, Iowa. He was the guest of Senator Dix.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by IJAG students Kyle Gradford and Hassatu Diallo from Roosevelt High School in Des Moines, Iowa; and Isaiah Rodriguez from Hoover High School in Des Moines, Iowa.

The Journal of Tuesday, February 14, 2017, was approved.

UNFINISHED BUSINESS
(Deferred February 14, 2017)

Senate File 213

The Senate resumed consideration of **Senate File 213**, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions, deferred February 14, 2017.

(Senate File 213 was deferred.)

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 10:34 a.m., President Whitver presiding.

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 February 15, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 202, a bill for an act relating to the solid waste environmental management systems program and beautification grants.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 254, a bill for an act relating to tagging requirements for deer carcasses and including penalties.

Read first time and referred to committee on **Natural Resources and Environment**.

The Senate resumed consideration of Senate File 213, previously deferred.

Senator Boulton offered amendment S-3018, filed by him on February 13, 2017, 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-3018 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3018 lost.

Senator Dix asked and received unanimous consent that action on **Senate File 213** be **deferred**.

RECESS

On motion of Senator Dix, the Senate recessed at 1:42 p.m. until 3:00 p.m.

RECONVENED

The Senate reconvened at 3:08 p.m., President Whitver presiding.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Steven J. Soddors, former member of the Senate from Marshall County, State Center, Iowa.

The Senate rose and expressed its welcome.

The Senate resumed consideration of Senate File 213, previously deferred.

Senator Boulton offered amendment S–3027, filed by him on February 14, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

(Senate File 213 and amendment S–3027 were deferred.)

The Senate stood at ease at 3:18 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:47 p.m., President Whitver presiding.

The Senate resumed consideration of amendment S-3027 and Senate File 213, previously deferred.

Senator Boulton moved the adoption of amendment S-3027.

A record roll call was requested.

On the question "Shall amendment S-3027 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3027 lost.

Senator D. Johnson offered amendment S-3031, filed by him on February 14, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

President Pro Tempore Behn took the chair at 6:26 p.m.

Senator D. Johnson moved the adoption of amendment S–3031.

A record roll call was requested.

On the question “Shall amendment S–3031 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3031 lost.

The Senate stood at ease at 7:23 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 8:03 p.m., President Pro Tempore Behn presiding.

Senator Boulton offered amendment S–3030, filed by him on February 14, 2017, to pages 1–4, 10–14, 41, and 44 of the bill.

President Whitver took the chair at 9:27 p.m.

Senator Zaun took the chair at 10:46 p.m.

President Whitver took the chair at 10:49 p.m.

Senator Zaun took the chair at 12:01 a.m.

President Whitver took the chair at 12:02 a.m.

Senator Boulton moved the adoption of amendment S-3030.

A record roll call was requested.

On the question "Shall amendment S-3030 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3030 lost.

Senator Schultz offered amendment S-3028, filed by him on February 14, 2017, to pages 1-4, 10-15, 20-21, 33, 35, 39-41, and 43-46 of the bill.

(Senate File 213 and amendment S-3028 were deferred.)

The Senate stood at ease at 1:03 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:44 a.m., President Whitver presiding.

Senator Petersen offered amendment S-3032, filed by her from the floor to page 1 of amendment S-3028.

(Senate File 213 and amendment S-3032 to amendment S-3028 were deferred.)

The Senate stood at ease at 1:55 a.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 2:10 a.m., President Whitver presiding.

The Senate resumed consideration of Senate File 213 and amendment S-3032 to amendment S-3028.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Dawson, until he returns, on request of Senator Dix.

Senator Petersen moved the adoption of amendment S-3032 to amendment S-3028.

A record roll call was requested.

On the question "Shall amendment S-3032 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith

Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Absent, 1:

Dawson

Amendment S-3032 to amendment S-3028 lost.

Senator Danielson offered amendment S-3033, filed by Senator Quirmbach, et al., from the floor to page 1 of amendment S-3028.

President Pro Tempore Behn took the chair at 3:29 a.m.

(Senate File 213 and amendment S-3033 to amendment S-3028, was deferred.)

The Senate stood at ease at 4:02 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:29 a.m., President Whitver presiding.

The Senate resumed consideration of Senate File 213 and amendment S-3033 to amendment S-3028.

Senator Danielson moved the adoption of amendment S-3033 to amendment S-3028.

A record roll call was requested.

On the question "Shall amendment S-3033 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver

Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Absent, 1:

Dawson

Amendment S-3033 to amendment S-3028 lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schneider, until he returns, on request of Senator Dix.

Senator Dvorsky offered amendment S-3034, filed by Senators Dvorsky and Jochum from the floor to page 1 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3034 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 27:

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

Absent, 2:

Dawson Schneider

Amendment S-3034 to amendment S-3028 lost.

Senator Dotzler offered amendment S-3035, filed by Senators Dotzler and Bisignano from the floor to page 1 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3035 to amendment S-3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 27:

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

Absent, 2:

Dawson	Schneider
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Amendment S-3035 to amendment S-3028 lost.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Zaun, until he returns, on request of Senator Dix.

Senator Danielson offered amendment S-3036, filed by him from the floor to page 1 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3036 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 27:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	

Absent, 2:

Dawson	Zaun
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Amendment S-3036 to amendment S-3028 lost.

(Senate File 213 was deferred.)

The Senate stood at ease at 5:50 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 6:11 a.m., President Whitver presiding.

The Senate resumed consideration of Senate File 213.

Senator Quirmbach offered amendment S-3037, filed by him from the floor to page 1 of amendment S-3028.

Senator Sinclair took the chair at 6:46 a.m.

President Whitver took the chair at 7:46 a.m.

Senator Quirmbach moved the adoption of amendment S-3037 to S-3028.

A record roll call was requested.

On the question “Shall amendment S–3037 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3037 to S–3028 lost.

Senator Dix asked and received unanimous consent that action on amendment S–3028 and **Senate File 213** be **deferred**.

The Senate stood at ease at 9:02 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 9:34 a.m., President Whitver presiding.

ADJOURNMENT

Senator Dix made a motion to adjourn.

A record roll call was requested.

On the question, “Shall the Senate adjourn?”, the vote was:

Yeas, 28:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith

Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Nays, 21:

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

Absent, 1:

Dawson

The motion was adopted and the Senate adjourned at 9:44 a.m. until Thursday, February 16, 2017, at 9:45 a.m.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF EDUCATION

Iowa Early Education Block Grant Program Report, pursuant to Iowa Code section 256D.3. Report received on February 15, 2017.

LEGISLATIVE SERVICES AGENCY

FY 2016 Annual Urban Renewal Report—Tax Increment Financing, pursuant to Iowa Code section 331.403(3)(d). Report received on February 15, 2017.

DEPARTMENT OF REVENUE

Corporate Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.33. Report received on February 15, 2017.

Economic Development Award—Research Activities Credit Report, pursuant to Iowa Code section 15.335. Report received on February 15, 2017.

Individual Income Tax—Research Activities Credit Report, pursuant to Iowa Code section 422.10. Report received on February 15, 2017.

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on February 15, 2017.

REPORT OF COMMITTEE MEETING

EDUCATION

Convened: Wednesday, February 15, 2017, 1:50 p.m.

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

Members Absent: None.

Committee Business: Passed SSB 1047.

Adjourned: 2:20 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 10, by Taylor, a resolution recognizing February 17, 2017, as the 175th anniversary of Iowa Wesleyan University.

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

INTRODUCTION OF BILLS

Senate File 254, by Chapman, a bill for an act prohibiting certain licensed health care professionals from inquiring about a patient's or client's ownership or possession of firearms and making penalties applicable.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 255, by Chapman, a bill for an act relating to notice requirements for health-related profession licensees who request certain personal information from patients or clients.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 256, by Chapman, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person with a valid permit to carry weapons from carrying, transporting, or possessing a dangerous weapon in the buildings or on the grounds of such a college or university, and including civil penalties.

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

Senate File 257, by committee on Natural Resources and Environment, a bill for an act relating to bass fishing in the state.

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

Senate File 258, by committee on Natural Resources and Environment, a bill for an act relating to the restriction of hunting on private property by the natural resource commission.

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

Senate File 259, by committee on Natural Resources and Environment, a bill for an act allowing the operation of certain motorboats on lake Macbride at any time.

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

Senate File 260, by committee on Judiciary, a bill for an act relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions.

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

Senate File 261, by Feenstra, a bill for an act relating to prohibitions under the smokefree air Act, and making penalties applicable.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 262, by Bertrand, Anderson, Chelgren, C. Johnson, Smith, Behn, Edler, Rozenboom, Brown, Breitbart, Zumbach, Schultz, Chapman, Kraayenbrink, Feenstra, Guth, Kapucian, D. Johnson, Lofgren, Segebart, Sinclair, Costello, Schneider, and Garrett, a bill for an act relating to the justifiable use of reasonable force and providing a remedy.

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

Senate File 263, by Guth, a bill for an act requiring that elective members of the state and district judicial nominating commissions, and the county magistrate nominating commissions, be elected by the registered voters of the state.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1103 State Government

Concerning persons voluntarily excluded from gambling facilities.

SSB 1104 State Government

Relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions.

SSB 1105 State Government

Concerning the office of the chief information officer relating to designation of certain information technology staff, background checks, and the technology advisory council.

SSB 1106 State Government

Relating to pari-mutuel wagering, including horse and dog racing medication requirements and the applicability of certain setoff procedures to advance deposit wagering operators.

SSB 1107 State Government

Concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services.

SSB 1108 State Government

Relating to electronic filing requirements for statements and reports filed with the ethics and campaign disclosure board.

SSB 1109 State Government

Relating to competitive bidding requirements applicable to certain governmental officials and employees.

SSB 1110 State Government

Applying for an Article V convention to propose amendments to the Constitution of the United States that impose fiscal restraints, and limit the power and jurisdiction of the federal government, and requesting Congress to similarly propose such amendments.

SSB 1111 State Government

Relating to a declaration concerning the final disposition of a person's remains and including applicability provisions.

SSB 1112 State Government

Providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission.

SSB 1113 State Government

Relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 205

HUMAN RESOURCES: Chelgren, Chair; Bolkcom and Chapman

Senate File 214

HUMAN RESOURCES: Segebart, Chair; C. Johnson and Ragan

Senate File 215

HUMAN RESOURCES: Segebart, Chair; Bolkcom and Chapman

Senate File 222

HUMAN RESOURCES: Garrett, Chair; Mathis and Shipley

House File 234

HUMAN RESOURCES: Costello, Chair; Jochum and C. Johnson

SSB 1103

STATE GOVERNMENT: Smith, Chair; Bisignano and Dawson

SSB 1104

STATE GOVERNMENT: Chapman, Chair; Petersen and Smith

SSB 1105

STATE GOVERNMENT: Dawson, Chair; Bowman and Chapman

SSB 1106

STATE GOVERNMENT: Dawson, Chair; Danielson and Schultz

SSB 1107

STATE GOVERNMENT: Brown, Chair; Petersen and Smith

SSB 1108

STATE GOVERNMENT: Brown, Chair; Anderson and Jochum

SSB 1109

STATE GOVERNMENT: Schneider, Chair; Bowman and Dawson

SSB 1110

STATE GOVERNMENT: Schultz, Chair; Jochum and Schneider

SSB 1111

STATE GOVERNMENT: Schneider, Chair; Horn and Schultz

SSB 1112

STATE GOVERNMENT: Anderson, Chair; Bisignano and Schneider

SSB 1113

STATE GOVERNMENT: Anderson, Chair; Danielson and Feenstra

FINAL COMMITTEE REPORTS OF BILL ACTION**JUDICIARY**

Bill Title: SENATE FILE 260 (SSB 1011), a bill for an act relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: SENATE FILE 257 (formerly SF 143), a bill for an act relating to bass fishing in the state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Rozenboom, Shipley, Dvorsky, Anderson, Behn, Bertrand, Breitbach, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 258 (formerly SF 144), a bill for an act relating to the restriction of hunting on private property by the natural resource commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Rozenboom, Shipley, Anderson, Behn, Bertrand, Breitbach, Brown, D. Johnson, and Kapucian. Nays, 4: Dvorsky, Hart, Kinney, and Lykam. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 259 (formerly SF 126), a bill for an act allowing the operation of certain motorboats on lake Macbride at any time.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Rozenboom, Shipley, Anderson, Behn, Bertrand, Breitbach, Brown, Hart, D. Johnson, and Kapucian. Nays, 3: Dvorsky, Kinney, and Lykam. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3032	S.F.	213	Janet Petersen
S-3033	S.F.	213	Herman C. Quirmbach Joe Bolkcom William A. Dotzler, Jr. Jeff Danielson
S-3034	S.F.	213	Robert E. Dvorsky Pam Jochum
S-3035	S.F.	213	William A. Dotzler, Jr. Tony Bisignano
S-3036	S.F.	213	Jeff Danielson
S-3037	S.F.	213	Herman C. Quirmbach
S-3038	S.F.	213	Rich Taylor Robert E. Dvorsky Kevin Kinney
S-3039	S.F.	213	Nate Boulton
S-3040	S.F.	213	Nate Boulton
S-3041	S.F.	213	Rich Taylor Kevin Kinney Robert E. Dvorsky
S-3042	S.F.	213	Rich Taylor Robert E. Dvorsky Kevin Kinney
S-3043	S.F.	213	Tony Bisignano
S-3044	S.F.	213	Robert M. Hogg

S-3045	S.F.	213	Kevin Kinney Jeff Danielson
S-3046	S.F.	213	Joe Bolkcom
S-3047	S.F.	213	Kevin Kinney
S-3048	S.F.	213	Robert M. Hogg
S-3049	S.F.	213	Nate Boulton
S-3050	S.F.	213	Chaz Allen
S-3051	S.F.	213	Chaz Allen
S-3052	S.F.	213	Nate Boulton
S-3053	S.F.	213	Nate Boulton Robert E. Dvorsky
S-3054	S.F.	213	Jeff Danielson
S-3055	S.F.	213	Jeff Danielson William A. Dotzler, Jr.
S-3056	S.F.	213	Nate Boulton
S-3057	S.F.	213	Nate Boulton Robert E. Dvorsky
S-3058	S.F.	213	Nate Boulton
S-3059	S.F.	213	Rita Hart
S-3060	S.F.	213	Tod R. Bowman
S-3061	S.F.	213	Herman C. Quirmbach
S-3062	S.F.	213	Joe Bolkcom
S-3063	S.F.	213	Joe Bolkcom
S-3064	S.F.	213	Nate Boulton
S-3065	S.F.	213	Nate Boulton
S-3066	S.F.	213	Rita Hart
S-3067	S.F.	213	Tod R. Bowman
S-3068	S.F.	213	Nate Boulton
S-3069	S.F.	213	Rita Hart
S-3070	S.F.	213	Nate Boulton
S-3071	S.F.	213	Nate Boulton
S-3072	S.F.	213	Janet Petersen
S-3073	S.F.	213	Pam Jochum
S-3074	S.F.	213	David Johnson
S-3075	S.F.	213	Nate Boulton
S-3076	S.F.	213	Nate Boulton
S-3077	S.F.	213	Nate Boulton
S-3078	S.F.	213	Nate Boulton
S-3079	S.F.	213	Kevin Kinney

JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 16, 2017

The Senate met in regular session at 9:48 a.m., President Whitver presiding.

Prayer was offered by the Honorable Dan Zumbach, member of the Senate from Delaware County, Ryan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Mary Tess Urbanek.

The Journal of Wednesday, February 15, 2017, was approved.

MOTION TO SET TIME CERTAIN

Senator Dix moved that a time certain be set for the close of debate and that the Senate act on all amendments, and any motions thereto filed to Senate File 213 no later than 2:00 p.m. on Thursday, February 16, 2017, and then immediately proceed to a substitution, if available, then final passage of the bill.

Senator Hogg made a motion to amend the motion for time certain to Tuesday, February 21, 2017, at 2:00 p.m.

A record roll call was requested. On the question "Shall the motion for time certain be amended?" the vote was:

Yeas, 21:

Allen
Bisignano
Bolkcom

Dotzler
Dvorsky
Hart

Johnson, D.
Kinney
Lykam

Quirmbach
Ragan
Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Nays, 28:

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

Absent, 1:

Dawson

The motion to amend lost.

On the question "Shall the motion for time certain be adopted?"

Yeas, 28:

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

Nays, 21:

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

Absent, 1:

Dawson

The motion was adopted and a time certain was set on Senate File 213.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

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

UNFINISHED BUSINESS (Deferred February 15, 2017)

Senate File 213

The Senate resumed consideration of **Senate File 213**, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions, and amendment S-3028, deferred February 15, 2017.

Senator Taylor asked and received unanimous consent to defer amendment S-3038, filed by Senators Taylor, Dvorsky, and Kinney on February 15, 2017, to page 1 of amendment S-3028.

Senator Boulton deferred amendment S-3039, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Taylor asked and received unanimous consent to defer amendment S-3041, filed by Senators Taylor, Kinney and Dvorsky, on February 15, 2017, to page 1 of amendment S-3028.

Senator Taylor asked and received unanimous consent to defer amendment S-3042, filed by Senators Taylor, Dvorsky, and Kinney on February 15, 2017, to page 1 of amendment S-3028.

Senator Hogg withdrew amendment S-3044, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Kinney deferred amendment S-3047, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Hogg deferred amendment S-3048, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Allen offered amendment S-3050, filed by him on February 15, 2017, to page 1 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3050 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S-3050 to amendment S-3028 lost.

Senator Allen offered amendment S-3051, filed by him on February 15, 2017, to page 1 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3051 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Nays, 28:

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

Absent, 1:

Dawson

Amendment S-3051 to amendment S-3028 lost.

Senator Danielson deferred amendment S-3054, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Danielson asked and received unanimous consent to defer amendment S-3055, filed by Senators Danielson and Dotzler on February 15, 2017, to page 1 of amendment S-3028.

The Chair ruled amendment S-3026 by Danielson and Dotzler, filed on February 14, 2017, to page 1 of the bill out of order.

Senator Boulton deferred amendment S-3058, filed by him on February 15, 2017, to pages 1 and 2 of amendment S-3028.

Senator Bolkcom deferred amendment S-3062, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Bolkcom deferred amendment S-3063, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Boulton deferred amendment S-3070, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Kinney deferred amendment S-3079, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Kinney offered amendment S-3045, filed by Senators Kinney and Danielson on February 15, 2017, to pages 1-5 of amendment S-3028, and moved its adoption.

A record roll call was requested.

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

CALL OF THE SENATE

The following Call of the Senate was filed:

CALL OF THE SENATE

Mr. President: Pursuant to Senate Rule 18 of the Rules of the Senate of the Eighty-seventh General Assembly, we the undersigned, hereby request a Call of the Senate on Senate File 213.

ROBERT M. HOGG
 WALLY E HORN
 ROBERT E. DVORSKY
 JEFF DANIELSON
 MATT MCCOY
 JOE BOLKCOM
 TONY BISIGNANO
 JANET PETERSEN
 NATE BOULTON
 WILLIAM A. DOTZLER, JR.

On the question "Shall amendment S-3045 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith

Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Absent, 1:

Dawson

Amendment S–3045 to amendment S–3028 lost.

Senator Boulton offered amendment S–3056, filed by him on February 15, 2017, to page 1 of amendment S–3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3056 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3056 to amendment S–3028 lost.

Senator Bisignano withdrew amendment S–3043, filed by him on February 15, 2017, to pages 1 and 3–4 of amendment S–3028.

Senator Bolkcom deferred amendment S-3046, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Bowman deferred amendment S-3060, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Quirnbach deferred amendment S-3061, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Boulton asked and received unanimous consent to defer amendment S-3053, filed by Senators Boulton and Dvorsky on February 15, 2017, to pages 1 and 2 of amendment S-3028.

Senator Boulton asked and received unanimous consent to defer amendment S-3057, filed by Senators Boulton and Dvorsky on February 15, 2017, to pages 1 and 2 of amendment S-3028.

Senator Boulton deferred amendment S-3065, filed by him on February 15, 2017, to page 1 of amendment S-3028.

Senator Boulton deferred amendment S-3064, filed by him on February 15, 2017, to pages 1 and 2 of amendment S-3028.

Senator Boulton deferred amendment S-3040, filed by him on February 15, 2017, to page 2 of amendment S-3028.

Senator Zaun took the chair at 10:48 a.m.

President Whitver took the chair at 10:50 a.m.

Senator D. Johnson offered amendment S-3074, filed by him on February 15, 2017, to page 2 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3074 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Nays, 28:

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

Absent, 1:

Dawson

Amendment S-3074 to amendment S-3028 lost.

Senator Boulton offered amendment S-3075, filed by him on February 15, 2017, to page 2 of amendment S-3028.

President Pro Tempore Behn took the chair at 11:48 a.m.

President Whitver took the chair at 11:53 a.m.

Senator Boulton moved the adoption of amendment S-3075 to S-3028.

A record roll call was requested.

On the question "Shall amendment S-3075 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair

Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Absent, 1:

Dawson

Amendment S–3075 to S–3028 lost.

Senator Boulton offered amendment S–3068, filed by him on February 15, 2017, to pages 2 and 3 of amendment S–3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3068 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3068 to S–3028 lost.

Senator Hart offered amendment S–3066, filed by her on February 15, 2017, to pages 2–3 of amendment S–3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3066 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3066 to S–3028 lost.

Senator Boulton offered amendment S–3052, filed by him on February 15, 2017, to page 3 of amendment S–3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3052 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3052 to S–3028 lost.

Senator Hart deferred amendment S–3059, filed by her on February 15, 2017, to page 3 of amendment S–3028.

Senator Bowman offered amendment S–3067, filed by him on February 15, 2017, to page 3 of amendment S–3028.

Senator Sinclair took the chair at 1:11 p.m.

President Whitver took the chair at 1:14 p.m.

Senator Bowman moved the adoption of amendment S–3067 to amendment S–3028.

A record roll call was requested.

On the question “Shall amendment S–3067 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S-3067 to amendment S-3028 lost.

Senator Hart deferred amendment S-3069, filed by her on February 15, 2017, to page 3 of amendment S-3028.

Senator Petersen deferred amendment S-3072, filed by her on February 15, 2017, to page 3 of amendment S-3028.

Senator Jochum deferred amendment S-3073, filed by her on February 15, 2017, to page 3 of amendment S-3028.

Senator Boulton deferred amendment S-3071, filed by him on February 15, 2017, to page 3 of amendment S-3028.

Senator Boulton offered amendment S-3076, filed by him on February 15, 2017, to page 3 of amendment S-3028.

A record roll call was requested.

On the question "Shall amendment S-3076 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3076 to amendment S–3028 lost.

Senator Boulton offered amendment S–3049, filed by him on February 15, 2017, to pages 3–5 of amendment S–3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3049 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S–3049 to amendment S–3028 lost.

Senator Boulton offered amendment S-3077, filed by him on February 15, 2017, to page 5 of amendment S-3028, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3077 to amendment S-3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Dawson

Amendment S-3077 to amendment S-3028 lost.

Senator Boulton offered amendment S-3078, filed by him on February 15, 2017, to page 5 of amendment S-3028.

President Pro Tempore Behn took the chair at 1:30 p.m.

SPECIAL GUESTS

President Pro Tempore Behn introduced to the Senate chamber the Honorable Tom Rielly, former member of the Senate from Mahaska County, Oskaloosa, Iowa.

The Senate rose and expressed its welcome.

President Pro Tempore Behn introduced to the Senate chamber the Honorable Becky Schmitz, former member of the Senate from Jefferson County, Fairfield, Iowa.

The Senate rose and expressed its welcome.

Senator Boulton moved the adoption of amendment S-3078 to amendment S-3028.

A record roll call was requested.

On the question "Shall amendment S-3078 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3078 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3038 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3038 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3038 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3039 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3039 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3039 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3041 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3041 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3041 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3042 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3042 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3042 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3047 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3047 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3047 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3048 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3048 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3048 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3054 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3054 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3054 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3055 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3055 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3055 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3058 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3058 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3058 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3062 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3062 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3062 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3063 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3063 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3063 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3070 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3070 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3070 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3079 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3079 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3079 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3046 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3046 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3046 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3060 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3060 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3060 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3061 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3061 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3061 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3053 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3053 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3053 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3057 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3057 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3057 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3065 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3065 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3065 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3064 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3064 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3064 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3040 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3040 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3040 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3059 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3059 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3059 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3069 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3069 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3069 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3072 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question "Shall amendment S-3072 to amendment S-3028 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S-3072 to amendment S-3028 lost.

The Senate resumed consideration of amendment S-3073 to amendment S-3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3073 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3073 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3071 to amendment S–3028, previously deferred.

A record roll call was requested.

On the question “Shall amendment S–3071 to amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S–3071 to amendment S–3028 lost.

The Senate resumed consideration of amendment S–3028.

A record roll call was requested.

On the question “Shall amendment S–3028 be adopted?” (S.F. 213), the vote was:

Yeas, 48:

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

Nays, 2:

Bisignano	Taylor
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Absent, none.

Amendment S–3028 was adopted.

With the adoption of amendment S–3028 the following amendments were ruled out of order: amendment S–3022, filed by Senator Boulton on February 14, 2017, to page 2 of the bill; amendment S–3019, filed by Senator Boulton on February 14, 2017, to pages 2, 3, 11–13, and 44 of the bill; amendment S–3023, filed by Senator Dotzler on February 14, 2017, to page 4 of the bill; and amendment S–3020, filed by Senator Boulton on February 14, 2017, to page 45 of the bill.

(Senate File 213 was deferred.)

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on February 16, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 291, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions.

Read first time and attached to **companion to Senate File 213**.

The Senate Resumed consideration of Senate File 213.

Senator Danielson offered amendment S-3029, filed by Senator Danielson, et al., on February 14, 2017, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3029 be adopted?" (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3029 lost.

Senator Boulton offered amendment S–3025, filed by him on February 14, 2017, to pages 3–4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3025 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

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

Nays, 29:

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

Absent, none.

Amendment S–3025 lost.

Senator Bowman offered amendment S–3024, filed by him on February 14, 2017, to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3024 be adopted?” (S.F. 213), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Nays, 29:

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

Absent, none.

Amendment S-3024 lost.

Senator Schultz asked for unanimous consent that **House File 291** be substituted for **Senate File 213**.

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

A record roll call was requested.

On the question “Shall House File 291 be substituted for Senate File 213?” the vote was:

Yeas, 29:

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

Nays, 21:

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

Absent, none.

The motion prevailed and House File 291 was substituted for Senate File 213.

House File 291

On motion of Senator Schultz, **House File 291**, a bill for an act relating to employment matters involving public employees including collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, making penalties applicable, and including effective date, applicability, and transition provisions, was taken up for consideration.

Senator Schultz moved that the bill be read the last time now and placed upon its passage.

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

A record roll call was requested.

On the question "Is the title agreed to?" the vote was:

Yeas, 29:

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

Nays, 21:

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

Absent, none.

The motion prevailed and the title was agreed to.

On the question “Shall the bill pass?” (H.F. 291), the vote was:

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

Yeas, 29:

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

Nays, 21:

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

Absent, none.

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 for unanimous consent that **House File 291** be **immediately messaged** to the House.

Rule 23, requiring all senators present to vote except those who express a conflict of interest, was invoked.

A record roll call was requested.

On the question "Shall House File 291 be immediately messaged to the House?" the vote was:

Yeas, 29:

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

Nays, 21:

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

Absent, none.

The motion prevailed and House File 291 was immediately messaged to the House.

CALL OF THE SENATE LIFTED

Senator Dix asked that the Call of the Senate on Senate File 213 be lifted.

On the question "Shall the Call be lifted?" the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach

Chelgren	Hogg	Quirnbach
Costello	Horn	Ragan
Danielson	Jochum	Rozenboom

Nays, 1:

Bisignano

Absent, none.

The motion prevailed and the Call of the Senate was lifted.

WITHDRAWN

Senator Schultz asked and received unanimous consent that **Senate File 213** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 3:19 p.m. until 1:00 p.m., Monday, February 20, 2017.

APPENDIX

INTRODUCTION OF RESOLUTION

Senate Resolution 11, by D. Johnson, Petersen, Bolkcom, Quirnbach, Dvorsky, Dotzler, Danielson, Bisignano, Boulton, and McCoy, a resolution relating to the Executive Order of the President of the United States titled Protecting the Nation from Foreign Terrorist Entry into the United States.

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

INTRODUCTION OF BILLS

Senate File 264, by Danielson, a bill for an act authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 265, by Bolkcom, Dotzler, Dvorsky, Horn, Hart, Jochum, McCoy, Mathis, and Hogg, a bill for an act relating to the safe operation of bicycles, and making penalties applicable.

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

Senate File 266, by Bolkcom, Petersen, Boulton, Taylor, and McCoy, a bill for an act relating to marijuana and cannabidiol by modifying penalties and creating a drug court revolving fund.

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

Senate File 267, by Bolkcom, a bill for an act relating to forfeiture of property for criminal offenses and including applicability provisions.

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

Senate File 268, by Garrett, a bill for an act concerning minimum hours of operation for an office of a clerk of the district court.

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

Senate File 269, by Zaun, a bill for an act creating a tax credit against the individual and corporate income taxes, the franchise tax, insurance premiums tax, and the moneys and credits tax for a charitable contribution to certain institutions engaged in regenerative medicine research and including retroactive and other applicability provisions.

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

Senate File 270, by Zaun, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

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

Senate File 271, by Zaun, a bill for an act relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts.

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

Senate File 272, by McCoy, a bill for an act establishing the state of Iowa higher education bank and revolving loan program and fund and making appropriations to the fund of amounts certified due to the elimination of the deduction for federal taxes paid by certain individual income taxpayers and including retroactive applicability provisions.

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

Senate File 273, by committee on Natural Resources and Environment, a bill for an act relating to the solid waste environmental management systems program and beautification grants.

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

Senate File 274, by committee on Education, a bill for an act relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group.

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

Senate File 275, by committee on Judiciary, a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns.

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

Senate File 276, by committee on Judiciary, a bill for an act concerning payments under the crime victim compensation program.

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

Senate File 277, by Segebart, a bill for an act relating to palliative care and quality-of-life services and education, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 278, by McCoy, a bill for an act relating to the duty of the state medical examiner to convene a child fatality review committee.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 279, by Zaun, a bill for an act increasing the amount of total approved tax credits for purposes of the school tuition organization tax credit.

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

Senate File 280, by Zaun, a bill for an act relating to the possession of marijuana, and providing a penalty.

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

Senate File 281, by Zaun, a bill for an act relating to grandparent and great-grandparent visitation.

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

Senate File 282, by Zaun, a bill for an act relating to the medical use of cannabidiol including the rescheduling of a cannabidiol investigational product approved as a prescription drug medication under federal law and including effective date provisions.

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

Senate File 283, by Zaun, Guth, Chelgren, Segebart, Shipley, Kapucian, Bertrand, Anderson, Kraayenbrink, and C. Johnson, a bill for an act relating to the administration and servicing of certain federal educational loans by certain entities and including applicability provisions.

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

Senate File 284, by Smith, a bill for an act relating to penalties for eluding law enforcement vehicles.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 285, by Segebart, a bill for an act relating to the establishment of a psychiatric practitioner loan repayment program and fund.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 286, by Segebart, a bill for an act relating to the reimbursement and cost-reporting methodologies and documentation requirements applicable to certain Medicaid providers, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

STUDY BILLS RECEIVED

SSB 1114 Education

Relating to children's residential facility certification requirements and care furnished by bona fide religious institutions, and including effective date provisions.

SSB 1115 Commerce

Relating to the use of experimental treatments for patients with a terminal illness.

SSB 1116 Commerce

Relating to the assessment of certain subdivided real property and including applicability provisions.

SSB 1117 Education

Relating to licensed real estate professionals and real estate disclosure statements.

SSB 1118 Commerce

Relating to certain charges for consumer credit transactions.

SSB 1119 Commerce

Relating to certificates of insurance, including penalties and effective date and applicability provisions.

SSB 1120 Commerce

Creating a geothermal tax credit available against the franchise tax and including effective date and retroactive applicability provisions.

SSB 1121 Commerce

Creating a geothermal tax credit available against the corporate income tax and including effective date and retroactive applicability provisions.

SSB 1122 Education

Requiring licensure rather than registration of architects practicing in this state.

SSB 1123 Veterans Affairs

Relating to the disabled veteran homestead tax credit by modifying eligibility criteria and credit amounts and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 223**

STATE GOVERNMENT: Feenstra, Chair; Chapman and Horn

Senate File 224

STATE GOVERNMENT: Chapman, Chair; Bisignano and Feenstra

Senate File 265

TRANSPORTATION: Anderson, Chair; Bisignano and Kraayenbrink

Senate File 269

WAYS AND MEANS: Feenstra, Chair; Bolkom and Edler

House File 254

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

House File 289

TRANSPORTATION: Greene, Chair; Bowman and Smith

SSB 1114

EDUCATION: Kraayenbrink, Chair; Quirnbach and Sinclair

SSB 1115

COMMERCE: Bertrand, Chair; Anderson and Petersen

SSB 1116

COMMERCE: Bertrand, Chair; Lykam and Sinclair

SSB 1117

COMMERCE: Bertrand, Chair; Anderson and Mathis

SSB 1118

COMMERCE: Breitbach, Chair; Boulton and Zumbach

SSB 1119

COMMERCE: C. Johnson, Chair; McCoy and Zumbach

SSB 1120

COMMERCE: Sinclair, Chair; C. Johnson and Petersen

SSB 1121

COMMERCE: Sinclair, Chair; C. Johnson and Petersen

SSB 1122

COMMERCE: Zumbach, Chair; Allen and Guth

SSB 1123

VETERANS AFFAIRS: Costello, Chair; Edler and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: SENATE FILE 274 (SSB 1047), a bill for an act relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *SENATE FILE 275 (formerly SF 189), a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 275, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 276, (formerly SF 208), a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 276, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: Senate File 273 (SSB 1027), a bill for an act relating to the solid waste environmental management systems program and beautification grants.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Rozenboom, Shipley, Dvorsky, Anderson, Behn, Bertrand, Breitbach, Brown, Hart, D. Johnson, Kapucian, Kinney, and Lykam. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

FORTY-THIRD CALENDAR DAY
TWENTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 20, 2017

The Senate met in regular session at 1:01 p.m., President Pro Tempore Behn presiding.

Prayer was offered by Pastor Todd Hartsock of the United Methodist Church in Swea City, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jenna Hartz, a 12 year old student and finalist in the “Our Flag, What it Means to Me” essay contest; accompanied by her parents, Michael and Jodi Hartz from Decorah, Iowa. They were the guests of Senator Breitbach.

The Journal of Thursday, February 16, 2017, was approved.

INTRODUCTION OF GOVERNOR’S APPOINTEE

The Secretary of the Senate introduced Doug Ommen, the governor’s appointee to be the Commissioner of Insurance. He was the guest of Senator C. Johnson and the committee on Commerce.

The Senate stood at ease at 1:16 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:54 p.m., President Whitver presiding.

RECESS

On motion of Senator Dix, the Senate recessed at 2:56 p.m. until 5:00 p.m.

RECONVENED

The Senate reconvened at 5:01 p.m., President Whitver presiding.

QUORUM CALL

Senator Hogg requested a record roll call to determine that a quorum was present.

Yeas, none.

Nays, none.

Present, 48:

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

Absent, 2:

Feenstra	Taylor
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The vote revealed 48 present, 2 absent, and a quorum present.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 6:23 p.m. until 9:00 a.m., Tuesday, February 21, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were 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 February 20, 2017.

LEGISLATIVE SERVICES AGENCY

Urban Renewal Report—Tax Increment Financing (TIF), pursuant to Iowa Code section 331.403. Report received on February 16, 2017.

DEPARTMENT OF REVENUE

Report on Implementation of 2015 Acts, Div. XIX—Refund Fraud, pursuant to 2015 Iowa Acts, Chapter 138, section 106. Report received on February 17, 2017.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Monday, February 20, 2017, 3:05 p.m.

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

Members Absent: None.

Committee Business: Discussed State Board of Regents candidate Dr. Richards.

Adjourned: 3:55 p.m.

TRANSPORTATION

Convened: Monday, February 20, 2017, 4:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: None.

Committee Business: Approved SFs 174 and 227.

Adjourned: 4:20 p.m.

INTRODUCTION OF BILLS

Senate File 287, by Chelgren, a bill for an act providing for the sale of unpasteurized or ungraded milk to final consumers.

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

Senate File 288, by Chelgren, a bill for an act relating to consideration of political affiliation and balance in the employment of faculty at institutions of higher education governed by the state board of regents.

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

Senate File 289, by Zaun, a bill for an act increasing the speed limit on the interstate road system.

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

Senate File 290, by Zumbach, a bill for an act modifying licensing provisions applicable to electricians and electrical contractors.

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

Senate File 291, by Sinclair, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

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

Senate File 292, by Zumbach, a bill for an act relating to the sealing of certain criminal offenders' juvenile delinquency records.

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

STUDY BILLS RECEIVED

SSB 1124 Education

Relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs and including effective date provisions.

SSB 1125 Ways and Means

Relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds.

SSB 1126 State Government

Relating to energy conservation requirements contained within the state building code or adopted by governmental subdivisions, and including retroactive applicability provisions.

SSB 1127 Judiciary

Relating to the theft of equipment rental property, and making penalties applicable.

SSB 1128 Judiciary

Relating to the awarding of costs and reasonable attorney fees regarding certain motions to dismiss to a prevailing party in a civil action and including effective date and applicability provisions.

SSB 1129 State Government

Relating to the issuance of birth certificates and providing for a fee.

SSB 1130 Transportation

Relating to record retention by licensed motor vehicle recyclers, and making a penalty applicable.

SSB 1131 Judiciary

Relating to nonsubstantive Code corrections.

SSB 1132 Judiciary

Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 225**

APPROPRIATIONS: Schneider, Chair; Danielson and Kraayenbrink

Senate File 244

VETERANS AFFAIRS: Costello, Chair; Bowman and Edler

Senate File 253

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 256

JUDICIARY: Garrett, Chair; Edler and Petersen

Senate File 262

JUDICIARY: Zaun, Chair; Bisignano and Schultz

Senate File 266

JUDICIARY: Sinclair, Chair; Schultz and Taylor

Senate File 267

JUDICIARY: Schultz, Chair; Bisignano and Schneider

Senate File 268

JUDICIARY: Garrett, Chair; Taylor and Zaun

Senate File 284

STATE GOVERNMENT: Smith, Chair; Bisignano and Schultz

House File 133

JUDICIARY: Schneider, Chair; Dawson and Petersen

House File 183

JUDICIARY: Garrett, Chair; Petersen and Shipley

House File 184

JUDICIARY: Shipley, Chair; Bisignano and Sinclair

House File 195

JUDICIARY: Shipley, Chair; Bisignano and Garrett

SSB 1124

EDUCATION: Sinclair, Chair; Greene and Quirmbach

SSB 1125

WAYS AND MEANS: Feenstra, Chair; Edler and Jochum

SSB 1126

STATE GOVERNMENT: Smith, Chair; Chapman and Petersen

SSB 1127

JUDICIARY: Edler, Chair; Shipley and Taylor

SSB 1128

JUDICIARY: Zaun, Chair; Bisignano and Garrett

SSB 1129

STATE GOVERNMENT: Smith, Chair; Bisignano and Brown

SSB 1130

TRANSPORTATION: Smith, Chair; Breitbach and Lykam

SSB 1131

JUDICIARY: Garrett, Chair; Edler and Taylor

SSB 1132

JUDICIARY: Schultz, Chair; Sinclair and Taylor

PETITION

The following petition was presented and placed on file:

From 18 Iowa residents opposing Senate File 213.

AMENDMENT FILED

S-3080 S.F. 184 Robert M. Hogg

JOURNAL OF THE SENATE

FORTY-FOURTH CALENDAR DAY
TWENTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 21, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was offered by Kenneth Brooks, Field Executive of the Boy Scouts of America in Davenport, Iowa. He was the guest of Senator Lofgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Reid Yoder, Webelos Cub Scout from Pack #129 in Bettendorf, Iowa.

The Journal of Monday, February 20, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:37 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:47 a.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 8, a resolution recognizing February 8, 2017, as National Boy Scout Day.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, 1: Behn.

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 8.

Senate Resolution 8

On motion of Senator Lofgren, **Senate Resolution 8**, a resolution recognizing February 8, 2017, as National Boy Scout Day, with report of committee recommending passage, was taken up for consideration.

Senator Lofgren moved the adoption of Senate Resolution 8, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Hart introduced to the Senate chamber Kenneth Brooks, Field Executive of the Illowa Council, Boy Scouts of America; and Reid Yoder, Webelos Cub Scout, Pack 129, accompanied by his father and Scout Leader, Ryan Yoder.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:52 a.m. until 9:00 a.m., Wednesday, February 22, 2017.

APPENDIX

COMMITTEE CHANGES

Senator Dix announced the following changes to standing committees:

Natural Resources and Environment: Senator Greene will replace Senator Brown.

Transportation: Senator Brown will replace Senator Greene.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Monday, February 20, 2017, 4:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Passed SSB 1029, as amended.

Adjourned: 4:25 p.m.

RULES AND ADMINISTRATION

Convened: Tuesday, February 21, 2017, 9:40 a.m.

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

Members Absent: Behn (excused).

Committee Business: Approved SRs 8, 9, and 10.

Adjourned: 9:45 a.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:00 a.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:30 a.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:05 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:55 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:05 a.m.

Members Present: Costello, Chair; Ragan, Ranking Member; Bolkcom, and Edler.

Members Absent: Segebart, Vice Chair (excused).

Committee Business: Federal Child Care Rules presentation by Julie Allison of DHS; and presentation on Child Support Recovery Rules by Carol Eaton of DHS.

Adjourned: 11:15 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:05 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:25 a.m.

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:05 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; Anderson, and Bowman.

Members Absent: McCoy, Ranking Member (excused).

Committee Business: Organizational meeting.

Adjourned: 10:35 a.m.

INTRODUCTION OF BILLS

Senate File 293, by D. Johnson, a bill for an act establishing a master matrix evaluation advisory committee, and including effective date provisions.

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

Senate File 294, by Chelgren, a bill for an act requiring video and audio monitoring devices in certain areas of public schools and authorizing the expenditure of moneys received from the secure an advanced vision for education fund for installation and operation of video and audio monitoring devices.

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

Senate File 295, by Boulton and Taylor, a bill for an act relating to the operation of the state mental health institutes.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 296, by committee on Transportation, a bill for an act relating to operating or riding a snowmobile or all-terrain vehicle while carrying a firearm.

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

Senate File 297, by Danielson, a bill for an act relating to railway company liability for accidents involving motor vehicles and trains.

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

Senate File 298, by Danielson, a bill for an act relating to reimbursement under the Medicaid program for ambulance services.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 299, by Danielson, a bill for an act modifying the rural Iowa advanced registered nurse practitioner and physician assistant loan repayment program and fund and making occupational therapy students eligible for the program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 300, by Danielson, a bill for an act relating to plea bargaining by a prosecuting attorney and a criminal defendant.

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

Senate File 301, by Danielson, a bill for an act relating to employer reimbursements for withholding wages for support payments and garnishment.

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

Senate File 302, by Danielson, a bill for an act relating to the transportation of persons with a substance-related disorder or a mental illness.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 303, by Guth, a bill for an act relating to licensure, regulation, and complaint procedures for the hotel sanitation code and food establishments and food processing plants, and modifying fees and penalties.

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

Senate File 304, by Smith, a bill for an act relating to school district funding by establishing a district cost per pupil equity budget adjustment, modifying limitations on the cash reserves, and including effective date provisions.

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

Senate File 305, by Smith, a bill for an act relating to school district funding by establishing a district cost per pupil equity budget adjustment funded by interest earned on cash reserve funds and including effective date provisions.

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

Senate File 306, by Behn, a bill for an act increasing the penalty for motor vehicles that traverse certain railroad grade crossings against a gate or signal.

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

Senate File 307, by Schneider, a bill for an act relating to rescue vehicles designated as authorized emergency vehicles, and making a penalty applicable.

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

Senate File 308, by Schneider, a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties.

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

Senate File 309, by Schultz, 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 effective date and retroactive applicability provisions.

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

Senate File 310, by Schultz, a bill for an act allowing certain milk and products using milk to be transferred directly by operators of dairy farms, and making penalties applicable.

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

Senate File 311, by Schultz, a bill for an act relating to permits issued by the department of transportation to allow all-terrain vehicle trails to cross primary highways.

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

STUDY BILLS RECEIVED

SSB 1133 Human Resources

Authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness.

SSB 1134 Human Resources

Relating to prescription drugs, including the drug prescribing and dispensing information program, medication-assisted treatment insurance and Medicaid coverage, partial dispensing for opioid medication, and allocation of moneys to the pharmaceutical collection and disposal program.

SSB 1135 State Government

Prohibiting persons from intentionally blocking the movement of traffic on certain highways, and providing penalties.

SSB 1136 State Government

Relating to authorized expenditures for preschool programs under the statewide preschool program for four-year-old children and including effective date provisions.

SSB 1137 Education

Relating to educational programs developed or administered by the department or state board of education, school districts, or accredited nonpublic schools, and to school-age children's health screenings, providing for or relating to fees, and including effective date provisions.

SSB 1138 Commerce

Relating to the siting of small wireless facilities and the authorization of joint financing of telecommunications facilities.

SSB 1139 Transportation

Relating to record retention and reporting by licensed vehicle recyclers, demolishers, salvage and junk yards, and the department of transportation's authorized data consolidator, establishing fees, and providing penalties.

SSB 1140 Transportation

Relating to dealers and lienholders of motor vehicles and travel trailers, and providing penalties.

SSB 1141 Ways and Means

Extending the allowable period of time that the economic development authority and certain cities may enter into targeted jobs withholding agreements.

SUBCOMMITTEE ASSIGNMENTS**Senate File 19**

(Reassigned)

TRANSPORTATION: Smith, Chair; Brown and Lykam

Senate File 84

(Reassigned)

TRANSPORTATION: Kraayenbrink, Chair; Horn and Smith

Senate File 111

(Reassigned)

TRANSPORTATION: Anderson, Chair; Bisignano and Brown

Senate File 125

(Reassigned)

TRANSPORTATION: Anderson, Chair; Brown and Lykam

Senate File 236

WAYS AND MEANS: Feenstra, Chair; Petersen and Schultz

Senate File 254

HUMAN RESOURCES: Chapman, Chair; Bolkom and Chelgren

Senate File 255

HUMAN RESOURCES: Chapman, Chair; Chelgren and Quirmbach

Senate File 272

STATE GOVERNMENT: Chapman, Chair; Danielson and Zaun

Senate File 277

HUMAN RESOURCES: Segebart, Chair; Garrett and Mathis

Senate File 278

HUMAN RESOURCES: Segebart, Chair; Garrett and Jochum

Senate File 279

WAYS AND MEANS: Feenstra, Chair; Jochum and Smith

Senate File 285

HUMAN RESOURCES: Garrett, Chair; C. Johnson and Mathis

Senate File 286

HUMAN RESOURCES: Segebart, Chair; Costello and Ragan

Senate File 289

TRANSPORTATION: Zumbach, Chair; Anderson and Bowman

Senate File 290

AGRICULTURE: Zumbach, Chair; Edler and Taylor

Senate File 294

EDUCATION: Sinclair, Chair; Bowman and Chelgren

House File 289
(Reassigned)

TRANSPORTATION: Breitbach, Chair; Bowman and Smith

SSB 1020
(Reassigned)

TRANSPORTATION: Anderson, Chair; Brown and Lykam

SSB 1038
(Reassigned)

TRANSPORTATION: Smith, Chair; Lykam and Zumbach

SSB 1079
(Reassigned)

TRANSPORTATION: Breitbach, Chair; Bowman and Brown

SSB 1133

HUMAN RESOURCES: Garrett, Chair; C. Johnson and Ragan

SSB 1134

HUMAN RESOURCES: Greene, Chair; Mathis and Shipley

SSB 1135

STATE GOVERNMENT: Chapman, Chair; Bisignano and Schultz

SSB 1136

STATE GOVERNMENT: Smith, Chair; Bisignano and Chapman

SSB 1137

EDUCATION: Sinclair, Chair; Chelgren and Hart

SSB 1138

COMMERCE: Zumbach, Chair; Bertrand and Petersen

SSB 1139

TRANSPORTATION: Smith, Chair; Brown and Lykam

SSB 1140

TRANSPORTATION: Smith, Chair; Danielson and Kraayenbrink

SSB 1141

WAYS AND MEANS: Feenstra, Chair; Dawson and Dotzler

FINAL COMMITTEE REPORTS OF BILL ACTION**RULES AND ADMINISTRATION**

Bill Title: SENATE RESOLUTION 9, a resolution recognizing December 10, 2017, as Tim O'Connell Day in Iowa.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE RESOLUTION 10, a resolution recognizing February 17, 2017, as the 175th anniversary of Iowa Wesleyan University.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, 1: Behn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: SENATE FILE 296 (formerly SF 227), a bill for an act relating to operating or riding a snowmobile or all-terrain vehicle while carrying a firearm.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEE PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

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

COMMERCE

Doug Ommen –Commissioner of Insurance

JOURNAL OF THE SENATE

FORTY-FIFTH CALENDAR DAY
THIRTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 22, 2017

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

Prayer was offered by Father Mike Phillips, currently serving Des Moines County and the Diocese of Davenport, Iowa. He was the guest of Senator Greene.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Abram Watson.

The Journal of Tuesday, February 21, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:11 a.m. until 5:00 p.m.

APPENDIX—1

CERTIFICATES OF RECOGNITION

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

Bradán Birt, Western Dubuque High School—For winning the 132 lb. Class 3A State Wrestling Championship. Senator Bowman.

Aaron Costello, Western Dubuque High School—For winning the 285 lb. Class 3A State Wrestling Championship. Senator Bowman.

Max Lyon, Western Dubuque High School—For winning the 182 lb. Class 3A State Wrestling Championship. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 21, 2017, 3:00 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 3:20 p.m.

JUDICIARY

Convened: Tuesday, February 21, 2017, 2:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Passed SSB 1085 and SSB 1086, as amended.

Adjourned: 2:40 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 22, 2017, 10:00 a.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; Quirmbach, and Schultz.

Members Absent: None.

Committee Business: Board of Regents FY 2018 Budget.

Adjourned: 11:20 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 6, by Zaun, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide home rule for school districts.

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

INTRODUCTION OF BILLS

Senate File 312, by committee on Transportation, a bill for an act authorizing Carroll and Clay counties to issue driver's licenses, nonoperator's identification cards, and persons with disabilities identification devices, and including effective date provisions.

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

Senate File 313, by Zaun, a bill for an act prohibiting the mistreatment of animals other than livestock and wild animals, providing for the rescue of animals by local law enforcement agencies, providing for criminal offenses and court orders, and including penalties.

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

Senate File 314, by Zaun, a bill for an act establishing a limitation on the amount of administrative costs for school districts.

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

Senate File 315, by Zaun, a bill for an act relating to the identification and notification of certain relatives of a child after an order for the removal of the child in a child in need of assistance proceeding.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 316, by Kinney, a bill for an act relating to the provision of supported community living services to a member under Medicaid home and community-based services waivers in the home of the member's family, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 317, by Danielson, a bill for an act exempting from the sales tax the sale of goods and services sold or furnished to an organization for use in a youth mentoring program certified by the Iowa commission on volunteer service.

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

Senate File 318, by Danielson, a bill for an act relating to operations of townships by requiring that townships provide emergency medical service, modifying provisions related to township cemeteries, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 319, by Mathis, a bill for an act relating to the health and resilience outreach (HERO) project and providing an appropriation.

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

Senate File 320, by Chelgren, a bill for an act requiring notice of topsoil removal in real estate disclosure statements and making penalties applicable.

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

Senate File 321, by Chelgren, a bill for an act specifying procedures for boundary changes involving the severance from and attachment of territory to a school district by petition and election.

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

Senate File 322, by Chelgren, a bill for an act authorizing school districts to approve the use of certain categorical funding supplement moneys for general fund purposes.

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

Senate File 323, by Chelgren, a bill for an act establishing conditions under which a licensed teacher may remove a student from the teacher's assigned classroom, and including administrative protections and immunity from civil and criminal liability.

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

Senate File 324, by Danielson, a bill for an act relating to extending the limitations of criminal actions for sexual offenses, kidnapping, and human trafficking, and providing penalties.

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

Senate File 325, by Smith, a bill for an act requiring certain arrested persons to make an initial appearance before a magistrate prior to release from custody.

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

Senate File 326, by committee on Human Resources, a bill for an act relating to the prescribing of biological products and making penalties applicable.

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

STUDY BILLS RECEIVED

SSB 1142 Ways and Means

Exempting from the individual income tax the amount of income resulting from the discharge of certain student loan debt on account of death or total and permanent disability and including retroactive applicability provisions.

SSB 1143 Judiciary

Relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable.

SSB 1144 Agriculture

Providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 280**

JUDICIARY: Zaun, Chair; Bisignano and Shipley

Senate File 281

JUDICIARY: Zaun, Chair; Edler and Taylor

Senate File 282

JUDICIARY: Zaun, Chair; Bisignano and Shipley

Senate File 291

JUDICIARY: Sinclair, Chair; Kinney and Schultz

Senate File 292

JUDICIARY: Dawson, Chair; Edler and Petersen

SSB 1142

WAYS AND MEANS: Dawson, Chair; Jochum and Schultz

SSB 1143

JUDICIARY: Sinclair, Chair; Petersen and Schneider

SSB 1144

AGRICULTURE: Zumbach, Chair; Kinney and Shipley

FINAL COMMITTEE REPORTS OF BILL ACTION**HUMAN RESOURCES**

Bill Title: *SENATE FILE 326 (SSB 1029), a bill for an act relating to the prescribing of biological products and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 326, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 312 (formerly SF 174), a bill for an act authorizing Carroll and Clay counties to issue driver's licenses, nonoperator's identification cards, and persons with disabilities identification devices, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. 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 Transportation Committee on Senate File 312, and they were attached to the committee report.

EVENING SESSION

The Senate reconvened at 5:07 p.m., President Whitver presiding.

The Senate stood at ease at 5:08 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 5:25 p.m., President Whitver presiding.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Chris Brase, former member of the Senate from Muscatine County, Muscatine, Iowa.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 1 and 180.

Senate File 1

On motion of Senator Anderson, **Senate File 1**, a bill for an act requiring jobs impact statements for administrative rules, with report of committee recommending passage, was taken up for consideration.

Senator Anderson offered amendment S-3008, filed by him on February 1, 2017, to page 3 of the bill, and moved its adoption.

Amendment S-3008 was adopted by a voice vote.

Senator Anderson 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. 1), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

Senate File 180

On motion of Senator Smith, **Senate File 180**, a bill for an act relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions, was taken up for consideration.

Senator Smith asked and received unanimous consent that **House File 231** be **substituted** for **Senate File 180**.

House File 231

On motion of Senator Smith, **House File 231**, a bill for an act relating to the powers and programs of the economic development authority, including apprentice eligibility under the apprenticeship training program, and including effective date and applicability provisions, was taken up for consideration.

Senator Smith 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. 231), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 File 1** and **House File 231** be **immediately messaged** to the House.

WITHDRAWN

Senator Smith asked and received unanimous consent that **Senate File 180** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:45 p.m. until 9:00 a.m., Thursday, February 23, 2017.

APPENDIX—2

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, February 22, 2017, 1:05 p.m.

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

Members Absent: None.

Committee Business: Governor's appointments. Passed SSBs 1057 and 1083.

Adjourned: 1:35 p.m.

WAYS AND MEANS

Convened: Wednesday, February 22, 2017, 3:00 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkom, Breitbach, Brown, Dawson, Dotzler, Edler, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: McCoy (excused).

Committee Business: Governor's appointments. Passed SSB 1054.

Adjourned: 3:30 p.m.

**ADMINISTRATION AND REGULATION APPROPRIATIONS
SUBCOMMITTEE**

Convened: Tuesday, February 21, 2017, 10:00 a.m.

Members Present: Guth, Chair; Chapman, Vice Chair; Mathis, Ranking Member; Lykam, and Zumbach.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:00 a.m.

HEALTH AND HUMAN SERVICES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 22, 2017, 10:10 a.m.

Members Present: Costello, Chair; Segebart, Vice Chair; Ragan, Ranking Member; Bolkom, and Edler.

Members Absent: None.

Committee Business: Update on Medicaid Managed Care by the Department of Human Services agencies.

Adjourned: 11:20 a.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, February 22, 2017, 10:05 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 11:20 a.m.

**TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS
APPROPRIATIONS SUBCOMMITTEE**

Convened: Wednesday, February 22, 2017, 10:10 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:50 a.m.

INTRODUCTION OF BILLS

Senate File 327, by Garrett, Shipley, Costello, Behn, Zaun, and Bertrand, a bill for an act relating to the membership of the state judicial nominating commission and district judicial nominating commissions and providing an effective date.

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

Senate File 328, by Petersen, a bill for an act providing for the confinement of agricultural animals and the storage of manure or washwater on karst terrain or terrain that drains into a known sinkhole, and making penalties applicable.

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

STUDY BILLS RECEIVED

SSB 1145 Labor and Business Relations

Relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions.

SSB 1146 Agriculture

Providing for the creation of regional water authorities and regional water authority boards to assume the powers, duties, assets, and liabilities of certain water utilities, and including

SSB 1147 Human Resources

Relating to stroke care quality improvement.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 6

EDUCATION: Chelgren, Chair; Behn and Quirmbach

Senate File 249

STATE GOVERNMENT: Dawson, Chair; Feenstra and Petersen

Senate File 261

STATE GOVERNMENT: Dawson, Chair; Feenstra and Petersen

Senate File 263

STATE GOVERNMENT: Feenstra, Chair; Chapman and Horn

Senate File 264

LOCAL GOVERNMENT: Guth, Chair; Allen and Greene

Senate File 283

COMMERCE: C. Johnson, Chair; Bertrand and McCoy

Senate File 303

WAYS AND MEANS: Feenstra, Chair; Brown and Jochum

Senate File 309

WAYS AND MEANS: Feenstra, Chair; Behn and Quirmbach

Senate File 317

WAYS AND MEANS: Feenstra, Chair; Behn and Jochum

SSB 1034
(Reassigned)

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

SSB 1145

LABOR AND BUSINESS RELATIONS: Guth, Chair; Bisignano and Chapman

SSB 1146

AGRICULTURE: Zumbach, Chair; Kinney and Rozenboom

SSB 1147

HUMAN RESOURCES: Greene, Chair; Mathis and Shipley

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

STATE GOVERNMENT

Kathleen Stoppelmoor – Electrical Examining Board

E. J. Giovannetti – Iowa Public Information Board

Keith Luchtel – Iowa Public Information Board

Frederick (Rick) Morain – Iowa Public Information Board

William Peard – Iowa Public Information Board

Julie Pottorff – Iowa Public Information Board

Renee Twedt – Iowa Public Information Board

Mary Unga-Sogaard – Iowa Public Information Board

WAYS AND MEANS

Dr. Nicholas Chilcoat – Economic Development Authority

Bruce Lehrman – Economic Development Authority

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Dr. Ann Lebo – Executive Director of the Board of Educational Examiners

Katherine Schmidt – Board of Educational Examiners

Dr. Michael Richards – State Board of Regents

JOURNAL OF THE SENATE

FORTY-SIXTH CALENDAR DAY
THIRTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 23, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor John Meaux of the Destiny Bible Church in Indianola, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Zumbach.

The Journal of Wednesday, February 22, 2017, was approved.

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 February 22, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 217, a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners.

Read first time and attached to **similar Senate File 239**.

House File 218, a bill for an act increasing the maximum allowable length for single trucks operated on the highways of this state.

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

House File 232, a bill for an act relating to pronouncements of death by registered nurses and physician assistants.

Read first time and referred to committee on **Human Resources**.

House File 241, a bill for an act concerning the administration of the duties of the county commissions of veteran affairs.

Read first time and referred to committee on **Veterans Affairs**.

House File 242, a bill for an act relating to the individual income tax checkoff for the Iowa election campaign fund by providing for the future repeal of the tax checkoff and the Iowa election campaign fund, and including effective date provisions.

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

House File 253, a bill for an act relating to proceedings and actions regarding paternity and the obligation for support.

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

House File 293, a bill for an act concerning state purchasing from prison industries for products manufactured in this state.

Read first time and attached to **companion Senate File 252**.

House File 303, a bill for an act relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries.

Read first time and attached to **companion Senate File 232**.

House File 305, a bill for an act relating to the prescribing of biological products and making penalties applicable.

Read first time and attached to **companion Senate File 326**.

House File 307, a bill for an act relating to the procedures for granting a waterworks or sewer services franchise by a city and including effective date provisions.

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

House File 308, a bill for an act concerning the release of certain military personnel records.

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

House File 309, a bill for an act relating to certificates of insurance, including penalties and effective date and applicability provisions.

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

House File 311, a bill for an act relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions.

Read first time and attached to **similar Senate File 231**.

House File 312, a bill for an act permitting motor vehicles to stand unattended without first stopping the engine.

Read first time and attached to **companion Senate File 235**.

House File 313, a bill for an act requiring the removal of motor vehicles involved in certain accidents from the roadway, and providing a penalty.

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

House File 314, a bill for an act relating to the definition of utility maintenance vehicle.

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

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced the Honorable Linda Miller, the governor's appointee to be the Director of the Department on Aging. She was the guest of Senators Costello and Mathis; and the committee on Human Resources.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Swati Dandekar, former member of the Senate from Linn County, Marion, Iowa.

The Senate rose and expressed its welcome.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:05 a.m. until 1:00 p.m., Monday, February 27, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF NATURAL RESOURCES

Groundwater Protection Report, pursuant to Iowa Code section 455B.263. Report received on February 23, 2017.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, February 23, 2017, 11:00 a.m.

Recessed: 11:05 a.m.

Reconvened: 11:20 a.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: None.

Committee Business: Approved SFs 210 and 290.

Adjourned: 12:00 p.m.

HUMAN RESOURCES

Convened: Wednesday, February 22, 2017, 4:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Chelgren (excused).

Committee Business: Approved SFs 52 and 183, both as amended.

Adjourned: 5:05 p.m.

JUDICIARY

Convened: Thursday, February 23, 2017, 1:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SF 78, as amended; passed SSBs 1091 and 1095.

Adjourned: 1:50 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, February 21, 2017, 10:05 a.m.

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

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 10:55 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Concurrent Resolution 4, by Zaun, a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

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

Senate Joint Resolution 7, by Bertrand, a joint resolution proposing an amendment to the Constitution of the State of Iowa limiting terms of service for members of the general assembly.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 329, by Kinney and Kapucian, a bill for an act relating to industrial hemp, including the regulation of its production as part of a research program, marketing for purposes of manufacturing industrial hemp products, providing for fees, making appropriations, providing for enforcement and the confiscation and destruction of certain property, and including penalties.

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

Senate File 330, by Hart, a bill for an act relating to school district cooperation for medical assistance reimbursement for services provided to children requiring special education who are participating in open enrollment.

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

Senate File 331, by committee on Commerce, a bill for an act relating to energy efficiency reporting requirements applicable to certain gas and electric utilities.

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

Senate File 332, by committee on Judiciary, a bill for an act making changes to the controlled substance schedules, and providing penalties, and including effective date provisions.

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

Senate File 333, by committee on Judiciary, a bill for an act relating to a fiduciary's access to digital assets and including applicability provisions.

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

Senate File 334, by D. Johnson and Taylor, a bill for an act providing for a county groundwater pollution control program, and providing for penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 335, by Behn, Zaun, Chapman, Garrett, Chelgren, and Guth, a bill for an act creating the penalty of death for the commission of the multiple offense of murder in the first degree, kidnapping, and sexual abuse against the same minor, providing penalties, and including effective date and applicability provisions.

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

Senate File 336, by Bertrand, a bill for an act creating the penalty of death for the commission of the multiple offense of murder in the first degree and sexual abuse against the same person, providing penalties, and including effective date and applicability provisions.

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

Senate File 337, by Bertrand, a bill for an act relating to residency requirements for institutions of higher learning governed by the state board of regents.

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

Senate File 338, by Bertrand, a bill for an act relating to school corporations by changing the date of the election of directors of local school districts, merged areas, and area education agency boards and including applicability and transition provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 339, by Bertrand, a bill for an act relating to the number of days available for voters to vote absentee ballots, and including applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 340, by Boulton, Quirnbach, Horn, Taylor, Dvorsky, Dotzler, Bowman, Lykam, Jochum, Hogg, Ragan, Bolkcom, and Petersen, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965, making penalties applicable, and establishing an equal pay task force.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

Senate File 341, by Lykam, a bill for an act relating to expansion of the newborn metabolic screening to include lysosomal storage disorders.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 342, by Chelgren, a bill for an act relating to an interest penalty imposed on unpaid Medicaid managed care claims.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 343, by Chapman, a bill for an act relating to timely filing of claims under Medicaid managed care.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 344, by Rozenboom, a bill for an act relating to motor vehicles approaching stationary garbage or recycling collection vehicles, and making a penalty applicable.

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

Senate File 345, by Rozenboom, a bill for an act relating to snowmobile registration and use of moneys from the special snowmobile fund.

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

Senate File 346, by Danielson, a bill for an act requiring that regents universities and community colleges waive tuition and mandatory fees for children of veterans with service-connected disabilities.

Read first time under Rule 28 and referred to committee on **Veterans Affairs**.

Senate File 347, by Danielson, a bill for an act providing for the removal of criminal history data by bail bond information businesses, and including civil penalties.

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

Senate File 348, by Bolkcom, a bill for an act requiring that elections for the offices of senator and representative to Congress, governor and lieutenant governor, and senator and representative in the general assembly be conducted by ranked-choice voting in the general and primary elections and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 349, by committee on Education, a bill for an act relating to the amount of tuition grant received by a qualified resident student.

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

Senate File 350, by committee on Education, a bill for an act relating to high school equivalency programs and assessments and including effective date provisions.

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

Senate File 351, by committee on State Government, a bill for an act providing for the elimination of the Iowa emergency response commission.

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

Senate File 352, by committee on State Government, a bill for an act relating to electronic filing requirements for statements and reports filed with the ethics and campaign disclosure board.

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

Senate File 353, by Hart, Quirmbach, Horn, McCoy, Bisignano, Dotzler, Dvorsky, Boulton, Lykam, and Mathis, a bill for an act relating to retail motor fuel sites, by requiring standards and practices to assist disabled individuals obtaining motor fuel, providing for enforcement by the department of agriculture and land stewardship, providing for a tax credit, and including effective and applicability date provisions.

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

Senate File 354, by Hart, Quirmbach, Horn, McCoy, Boulton, Bisignano, Dvorsky, Lykam, Hogg, and Mathis, a bill for an act relating to the admission and exclusion of pupils in kindergarten and first grade by school districts, lowering the compulsory age of attendance to age five, and including effective date provisions.

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

Senate File 355, by committee on Commerce, a bill for an act relating to municipal utilities, by restricting the regulatory authority of the Iowa utilities board with regard to certain services, and authorizing city utilities to require deposits for gas or electric services for residential rental properties.

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

Senate File 356, by committee on Ways and Means, a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

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

STUDY BILLS RECEIVED

SSB 1148 Judiciary

Relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, prohibiting the transfer of certain seized property to the federal government for forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions.

SSB 1149 Transportation

Relating to the installation of cattle guards by landowners along certain streets or highways, and including effective date provisions.

SSB 1150 Transportation

Relating to the installation of cattle guards by landowners along certain streets or highways, and including effective date provisions.

SSB 1151 Local Government

Related to the establishment of satellite absentee voting stations.

SSB 1152 Local Government

Relating to certain payments made through a county treasurer's internet site.

SSB 1153 Local Government

Related to allowable annual salaries for deputy county auditors in charge of elections administration.

SSB 1154 Local Government

To prohibit counties and cities from establishing certain regulations relating to employment matters and the sale or marketing of consumer merchandise, providing for properly related matters, and including effective date provisions.

SSB 1155 Ways and Means

Increasing the annual aggregate tax credit authorization limit for the endow Iowa tax credit and including effective date and retroactive applicability provisions.

SSB 1156 Ways and Means

Exempting from the sales tax certain items and services sold to a nonprofit human blood collection and processing establishment, including effective date and retroactive applicability provisions.

SSB 1157 Human Resources

Relating to oversight of public assistance programs, and including effective date provisions.

SSB 1158 Human Resources

Relating to the provision of supported community living services under Medicaid home and community-based services waivers, and including effective date and retroactive applicability provisions.

SSB 1159 Local Government

Relating to the procedures for granting a waterworks or sewer services franchise by a city and including effective date provisions.

SSB 1160 Human Resources

Relating to health insurance coverage for telehealth.

SSB 1161 Human Resources

Relating to prior authorization by a utilization review entity for coverage of health care services and including applicability provisions.

SSB 1162 Ways and Means

Relating to the exemption from the hotel and motel taxes for the renting of lodging for a certain number of consecutive days.

SSB 1163 State Government

Relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner certifications, and post-election audits, creating an electronic poll book revolving loan fund, making a related appropriation, and including penalties and applicability provisions.

SSB 1164 Human Resources

Relating to the performance of educational services by licensed dental hygienists.

SSB 1165 Human Resources

Relating to requirements for prior authorization for services and prescription drugs provided under Medicaid managed care contracts.

SSB 1166 Human Resources

Relating to approved providers under Medicaid managed care and prepaid services contracts.

SSB 1167 Human Resources

Relating to the goals and duties of the governor's future ready Iowa alliance.

SSB 1168 Human Resources

Relating to health insurance coverage for telehealth.

SUBCOMMITTEE ASSIGNMENTS**Senate File 253**

(Reassigned)

JUDICIARY: Schultz, Chair; Petersen and Zaun

Senate File 295

HUMAN RESOURCES: Shipley, Chair; Bolkcom and C. Johnson

Senate File 297

TRANSPORTATION: Anderson, Chair; Lykam and Smith

Senate File 298

HUMAN RESOURCES: Chapman, Chair; Costello and Ragan

Senate File 300

JUDICIARY: Dawson, Chair; Boulton and Schultz

Senate File 301

JUDICIARY: Edler, Chair; Bisignano and Schneider

Senate File 302

HUMAN RESOURCES: Chapman, Chair; Costello and Ragan

Senate File 306

TRANSPORTATION: Anderson, Chair; Bisignano and Zumbach

Senate File 307

TRANSPORTATION: Kraayenbrink, Chair; Anderson and Danielson

Senate File 308

JUDICIARY: Schneider, Chair; Dawson and Petersen

Senate File 311

TRANSPORTATION: Zumbach, Chair; Bowman and Brown

Senate File 313

JUDICIARY: Zaun, Chair; Bisignano and Schneider

Senate File 315

HUMAN RESOURCES: Chapman, Chair; Greene and Mathis

Senate File 316

HUMAN RESOURCES: Segebart, Chair; Garrett and Mathis

Senate File 320

COMMERCE: Feenstra, Chair; Lykam and Zaun

Senate File 324

JUDICIARY: Schultz, Chair; Garrett and Petersen

Senate File 325

JUDICIARY: Dawson, Chair; Bisignano and Zaun

Senate File 341

HUMAN RESOURCES: Chelgren, Chair; Chapman and Quirnbach

Senate File 342

HUMAN RESOURCES: Chelgren, Chair; Chapman and Jochum

Senate File 343

HUMAN RESOURCES: Costello, Chair; Garrett and Ragan

SSB 1148

JUDICIARY: Schneider, Chair; Dawson and Taylor

SSB 1149

TRANSPORTATION: Kapucian, Chair; Bowman and Brown

SSB 1150

TRANSPORTATION: Kapucian, Chair; Bowman and Brown

SSB 1151

LOCAL GOVERNMENT: Segebart, Chair; Dvorsky and Greene

SSB 1152

LOCAL GOVERNMENT: Lofgren, Chair; Dvorsky and Segebart

SSB 1153

LOCAL GOVERNMENT: Kraayenbrink, Chair; Quirmbach and Segebart

SSB 1154

LOCAL GOVERNMENT: Garrett, Chair; Allen and Guth

SSB 1155

WAYS AND MEANS: Feenstra, Chair; Brown and McCoy

SSB 1156

WAYS AND MEANS: Feenstra, Chair; Bolkom and Smith

SSB 1157

HUMAN RESOURCES: Chelgren, Chair; Costello and Jochum

SSB 1158

HUMAN RESOURCES: Costello, Chair; Greene and Ragan

SSB 1159

LOCAL GOVERNMENT: Lofgren, Chair; Kraayenbrink and Quirmbach

SSB 1160

HUMAN RESOURCES: Garrett, Chair; Quirmbach and Segebart

SSB 1161

HUMAN RESOURCES: Shipley, Chair; C. Johnson and Ragan

SSB 1162

WAYS AND MEANS: Feenstra, Chair; Dotzler and Schultz

SSB 1163

STATE GOVERNMENT: Smith, Chair; Bisignano and Chapman

SSB 1164

HUMAN RESOURCES: Segebart, Chair; Quirmbach and Shipley

SSB 1165

HUMAN RESOURCES: Greene, Chair; Ragan and Segebart

SSB 1166

HUMAN RESOURCES: Costello, Chair; Chapman and Mathis

SSB 1167

HUMAN RESOURCES: Segebart, Chair; Costello and Mathis

SSB 1168

HUMAN RESOURCES: Greene, Chair; Garrett and Quirmbach

FINAL COMMITTEE REPORTS OF BILL ACTION**COMMERCE**

Bill Title: *SENATE FILE 331 (SSB 1044), a bill for an act relating to energy efficiency reporting requirements applicable to certain gas and electric utilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Anderson, Breitbach, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. 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 331, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 355 (SSB 1004), a bill for an act relating to municipal utilities, by restricting the regulatory authority of the Iowa utilities board with regard to certain services, and authorizing city utilities to require deposits for gas or electric services for residential rental properties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Anderson, Breitbach, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. 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 355, and they were attached to the committee report.

EDUCATION

Bill Title: *SENATE FILE 349 (SSB 1083), a bill for an act relating to the amount of tuition grant received by a qualified resident student.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. 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 Education Committee on Senate File 349, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 350 (SSB 1057), a bill for an act relating to high school equivalency programs and assessments and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. 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 Education Committee on Senate File 350, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 332 (SSB 1085), a bill for an act making changes to the controlled substance schedules, and providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 332, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 333 (SSB 1086), a bill for an act relating to a fiduciary's access to digital assets and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 333, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: SENATE FILE 351 (SSB 1081), a bill for an act providing for the elimination of the Iowa emergency response commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 352 (SSB 1108), a bill for an act relating to electronic filing requirements for statements and reports filed with the ethics and campaign disclosure board.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 356 (SSB 1054), a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Breitbach, Brown, Dawson, Dotzler, Edler, Schultz, and Smith. Nays, 2: Bolkcom and Petersen. Present, 1: Quirmbach. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

FIFTIETH CALENDAR DAY
THIRTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, February 27, 2017

The Senate met in regular session at 1:01 p.m., President Whitver presiding.

Prayer was offered by Pastor Haddon Andersen of the Garner Evangelical Free Church in Garner, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tommy Anderson.

The Journal of Thursday, February 23, 2017, was approved.

BILL REFERRED TO COMMITTEE

President Whitver asked that **Senate File 282** be referred from the committee on Judiciary to the committee on **Human Resources**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 1:14 p.m. until 9:00 a.m., Tuesday, February 28, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF CORRECTIONS

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on February 27, 2017.

DEPARTMENT OF MANAGEMENT

Senate File 130 Anticipated Reductions for Operational Purposes Report, pursuant to Senate File 130 section 18. Report received on February 24, 2017.

OFFICE OF OMBUDSMAN

A System Unaccountable: A Special Report on Iowa's Professional Licensing Boards, pursuant to Iowa Code section 2C.17. Report received on February 27, 2017.

CERTIFICATE OF RECOGNITION

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

Solon Varsity Wrestling Team—For winning the Class 2A State Individual Wrestling Championship and earning the Class 2A State Duals Runner-Up. Senator Dvorsky.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, February 27, 2017, 2:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkom, Ranking Member; Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, and Zumbach.

Members Absent: Bertrand and Shipley (both excused).

Committee Business: Governor's appointments.

Adjourned: 2:20 p.m.

VETERANS AFFAIRS

Convened: Monday, February 27, 2017, 2:35 p.m.

Members Present: Costello, Chair; Rozenboom, Vice Chair; Horn, Ranking Member; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Bertrand (excused).

Committee Business: Passed SSB 1077. Approved SF 197. Governor's appointments.

Adjourned: 2:45 p.m.

INTRODUCTION OF BILLS

Senate File 357, by committee on Agriculture, a bill for an act modifying licensing provisions applicable to electricians and electrical contractors.

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

Senate File 358, by committee on Judiciary, a bill for an act relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court.

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

Senate File 359, by committee on Human Resources, a bill for an act prohibiting certain actions regarding fetal body parts and providing penalties.

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

Senate File 360, by committee on Human Resources, a bill for an act relating to institutional health facilities under the newborn safe haven Act.

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

Senate File 361, by committee on Judiciary, a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

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

Senate File 362, by committee on Agriculture, a bill for an act barring claims against fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds.

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

STUDY BILL RECEIVED

SSB 1169 Ways and Means

Relating to licensure, regulation, and complaint procedures for the hotel sanitation code and food establishments and food processing plants, and modifying fees and penalties.

SUBCOMMITTEE ASSIGNMENTS

Senate File 298

(Reassigned)

HUMAN RESOURCES: Costello, Chair; Ragan and Segebart

Senate File 299

HUMAN RESOURCES: C. Johnson, Chair; Ragan and Shipley

Senate File 304

EDUCATION: Sinclair, Chair; Quirmbach and Rozenboom

Senate File 305

EDUCATION: Sinclair, Chair; Behn and Quirmbach

Senate File 314

EDUCATION: Sinclair, Chair; Behn and Bowman

Senate File 321

EDUCATION: Chelgren, Chair; Greene and Mathis

Senate File 322

EDUCATION: Sinclair, Chair; Chelgren and Quirmbach

Senate File 323

EDUCATION: Chelgren, Chair; Behn and Hart

Senate File 327

JUDICIARY: Garrett, Chair; Schultz and Taylor

Senate File 329

AGRICULTURE: Kapucian, Chair; Kinney and Shipley

Senate File 330

EDUCATION: Sinclair, Chair; Chelgren and Hart

Senate File 337

EDUCATION: C. Johnson, Chair; Dvorsky and Kraayenbrink

Senate File 344

TRANSPORTATION: Smith, Chair; Bisignano and Kraayenbrink

Senate File 354

EDUCATION: Behn, Chair; Chelgren and Hart

House File 232

HUMAN RESOURCES: Greene, Chair; Garrett and Mathis

House File 313

TRANSPORTATION: Brown, Chair; Danielson and Zumbach

House File 314

TRANSPORTATION: Smith, Chair; Anderson and Lykam

SSB 1169

WAYS AND MEANS: Anderson, Chair; Jochum and Schultz

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: SENATE FILE 357 (formerly SF 290), a bill for an act modifying licensing provisions applicable to electricians and electrical contractors.

Recommendation: APPROVED COMMITTEE BILL.

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: *SENATE FILE 362 (formerly SF 210), a bill for an act barring claims against fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds.

Recommendation: APPROVED COMMITTEE BILL.

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.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Agriculture Committee on Senate File 362, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: *SENATE FILE 359 (formerly SF 52), a bill for an act prohibiting certain actions regarding fetal body parts and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Segebart, Costello, Mathis, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, 1: Bolkom. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 359, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 360 (formerly SF 183), a bill for an act relating to institutional health facilities under the newborn safe haven Act.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 360, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 358 (SSB 1091), a bill for an act relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 361 (formerly SF 78), a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 361, and they were attached to the committee report.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

APPROPRIATIONS

Jacob Anderson – Enhance Iowa Board
 Eric Bookmeyer – Enhance Iowa Board
 Michael Broshar – Enhance Iowa Board
 Emily Damman – Enhance Iowa Board
 Lisa Hein – Enhance Iowa Board
 Mark Kapfer – Enhance Iowa Board
 Stefanie Kohn – Enhance Iowa Board
 Derek Lumsden – Enhance Iowa Board
 Kate McGann – Enhance Iowa Board
 Tammy Robinson – Enhance Iowa Board
 Charese Yanney – Enhance Iowa Board

HUMAN RESOURCES

Brenda Perrin – Health Facilities Council
 Dr. Jonathan Crosbie – Healthy and Well Kids in Iowa (HAWK-I) Board

STATE GOVERNMENT

Dr. Nicole Gilg Gachiani – Board of Medicine

VETERANS AFFAIRS

Mary Van Horn – Commission of Veterans Affairs

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

HUMAN RESOURCES

Linda Miller – Director of the Department on Aging

LOCAL GOVERNMENT

Camille Valley – Property Assessment Appeal Board

JOURNAL OF THE SENATE

FIFTY-FIRST CALENDAR DAY
THIRTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, February 28, 2017

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

Prayer was offered by Reverend Terry Pollard, pastor of the United Methodist Church in New Sharon, Iowa. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Katie Decker.

The Journal of Monday, February 27, 2017, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Resolution 9.

Senate Resolution 9

On motion of Senator Bowman, **Senate Resolution 9**, a resolution recognizing December 10, 2017, as Tim O'Connell Day in Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Bowman moved the adoption of Senate Resolution 9, which motion prevailed by a voice vote.

SPECIAL GUEST

Senator Bowman introduced to the Senate chamber winner of the Professional Rodeo Cowboys Association Bareback Riding World Championship, Tim O'Connell, accompanied by his family.

He addressed the Senate with brief remarks.

The Senate rose and expressed its congratulations.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:55 a.m. until 9:00 a.m., Wednesday, March 1, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

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

James Curtis of Boy Scout Troop 108, Humboldt, Iowa—For achieving the rank of Eagle Scout. Senator Kraayenbrink.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Monday, February 27, 2017, 4:40 p.m.

Members Present: Anderson, Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: Breitbach, Vice Chair (excused).

Committee Business: Passed SSBs 1043 and 1045, both as amended; passed SSBs 1098, 1115, 1116, 1120, 1121, and 1122.

Adjourned: 5:25 p.m.

JUDICIARY

Convened: Monday, February 27, 2017, 3:30 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair.

Members Absent: Shipley (excused).

Committee Business: Passed SSBs 1023, 1096, and 1127; passed SSB 1131, as amended; approved SF 22, as amended.

Adjourned: 4:40 p.m.

STATE GOVERNMENT

Convened: Wednesday, February 8, 2017, 2:15 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: Feenstra (excused).

Committee Business: Passed SSB 1033 and SSB 1051, as amended.

Adjourned: 2:50 p.m.

ALSO:

Convened: Wednesday, February 22, 2017, 2:10 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Passed SSBs 1081 and 1108. Governor's appointments.

Adjourned: 2:30 p.m.

ALSO:

Convened: Monday, February 27, 2017, 3:20 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: Anderson and Bowman (both excused).

Committee Business: Governor's appointments.

Adjourned: 3:25 p.m.

ALSO:

Convened: Tuesday, February 28, 2017, 10:10 a.m.

Recessed: 11:15 a.m.

Reconvened: 12:20 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Passed SSBs 1056, 1080, 1104, 1110, 1111, 1112, 1113, 1126, and 1129.

Adjourned: 12:55 p.m.

TRANSPORTATION

Convened: Tuesday, February 28, 2017, 3:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed SSBs 1038 and 1079. Approved SF 211.

Adjourned: 3:40 p.m.

INTRODUCTION OF BILLS

Senate File 363, by Zaun, a bill for an act relating to the rental of dwelling units and manufactured or mobile home spaces by preempting certain regulations by cities and counties and the rights of landlords to terminate rental agreements.

Read first time under Rule 28 and referred to committee on **Local Government**.

Senate File 364, by D. Johnson, a bill for an act relating to the creation of a water quality control board.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 365, by D. Johnson, a bill for an act relating to county funding of mental health and disability services and the mental health and disability services property tax levy and including effective date provisions.

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

Senate File 366, by Feenstra, a bill for an act relating to contracts licensing the television media rights for the Iowa high school athletic association's state championships and including applicability provisions.

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

Senate File 367, by Mathis, a bill for an act relating to campaigns for public office by requiring certain independent expenditure donor disclosures and providing judicial standards related to libelous statements in published campaign materials.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 368, by Mathis and Ragan, a bill for an act relating to Medicaid managed care improvements, and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 369, by Mathis, a bill for an act concerning facilities licensed to provide inpatient psychiatric treatment and services and the psychiatric bed tracking system.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 370, by Bolkcom, a bill for an act relating to the appointment of a special prosecutor after a peace officer discharges a firearm while on duty that results in a bodily injury, serious injury, or death.

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

Senate File 371, by Rozenboom, a bill for an act relating to the distribution formula used for the juvenile detention home fund.

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

Senate File 372, by Danielson, a bill for an act relating to the activities and duties of the state board of regents and the board's administrative office.

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

Senate File 373, by committee on Veterans Affairs, a bill for an act relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation.

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

Senate File 374, by committee on Judiciary, a bill for an act relating to providing legal assistance to indigent persons in criminal proceedings.

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

Senate File 375, by committee on Commerce, a bill for an act relating to the assessment of certain subdivided real property and including applicability provisions.

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

Senate File 376, by committee on Judiciary, a bill for an act relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

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

Senate File 377, by Petersen, a bill for an act providing for school breakfast programs for public school students in kindergarten through grade three, making an appropriation, and providing a repeal.

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

Senate File 378, by Petersen, a bill for an act providing for training on suicide awareness and prevention for school personnel and crisis plans for attendance centers.

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

Senate File 379, by Mathis, a bill for an act relating to permissible uses for school district funding received for a home school assistance program and including effective date and applicability provisions.

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

Senate File 380, by Mathis, a bill for an act relating to subacute care facilities licensed by the department of inspections and appeals.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 381, by Mathis, a bill for an act providing for the registration of eligible electors upon review of electronic records received from state agencies and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

STUDY BILLS RECEIVED

SSB 1170 Commerce

Relating to workers' compensation and including effective date and applicability provisions.

SSB 1171 Natural Resources and Environment

Relating to snowmobile registration and use of moneys from the special snowmobile fund.

SSB 1172 Local Government

Relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities.

SSB 1173 Judiciary

Relating to criminal sentencing by modifying criminal penalties for cocaine base, making inapplicable certain provisions relating to mandatory sentences, mandatory minimum sentences, limitations on parole and work release, and limitations on earned time.

SSB 1174 Natural Resources and Environment

Relating to the commercial and noncommercial harvest of turtles, including effective date provisions.

SSB 1175 Judiciary

Relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions.

SSB 1176 Judiciary

Creating the compassionate use of medical cannabis preparations Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

SSB 1177 Judiciary

Relating to law enforcement profiling by standardizing collection and centralizing the compilation and reporting of officer stop and compliant data, providing for officer training, creating a community policing advisory board, providing for penalties and remedies, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate File 282**

(Reassigned)

HUMAN RESOURCES: Greene, Chair; Bolkcom and Shipley

Senate File 287

AGRICULTURE: Rozenboom, Chair; Kinney and Segebart

Senate File 293

AGRICULTURE: Shipley, Chair; Kinney and Zumbach

Senate File 310

AGRICULTURE: Edler, Chair; Kinney and Zumbach

Senate File 328

AGRICULTURE: Zumbach, Chair; Brown and Kinney

Senate File 334

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

Senate File 335

JUDICIARY: Garrett, Chair; Bisignano and Schultz

Senate File 336

JUDICIARY: Garrett, Chair; Bisignano and Schultz

Senate File 345

TRANSPORTATION: Breitbach, Chair; Anderson and Bowman

Senate File 346

VETERANS AFFAIRS: Costello, Chair; Allen and Bertrand

Senate File 347

JUDICIARY: Dawson, Chair; Garrett and Taylor

Senate File 353

AGRICULTURE: Zumbach, Chair; Costello and Kinney

Senate File 364

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Dvorsky and Shipley

Senate File 365

WAYS AND MEANS: Feenstra, Chair; Brown and Jochum

Senate File 366

COMMERCE: Feenstra, Chair; Boulton and Zumbach

Senate File 368

HUMAN RESOURCES: Shipley, Chair; Costello and Ragan

Senate File 369

HUMAN RESOURCES: Segebart, Chair; Mathis and Shipley

House File 202

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Anderson and Dvorsky

House File 218

TRANSPORTATION: Breitbach, Chair; Brown and Danielson

House File 241

VETERANS AFFAIRS: Costello, Chair; Bowman and Dawson

House File 253

JUDICIARY: Sinclair, Chair; Shipley and Taylor

House File 309

COMMERCE: C. Johnson, Chair; Allen and Zumbach

SSB 1170

COMMERCE: Breitbach, Chair; Anderson and Boulton

SSB 1171

NATURAL RESOURCES: Rozenboom, Chair; Breitbach and D. Johnson

SSB 1172

LOCAL GOVERNMENT: Garrett, Chair; Guth and McCoy

SSB 1173

JUDICIARY: Shipley, Chair; Dawson and Petersen

SSB 1174

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

SSB 1175

JUDICIARY: Dawson, Chair; Bisignano and Zaun

SSB 1176

JUDICIARY: Zaun, Chair; Dawson and Taylor

SSB 1177

JUDICIARY: Schneider, Chair; Petersen and Zaun

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 375 (SSB 1116), a bill for an act relating to the assessment of certain subdivided real property and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 374 (SSB 1023), a bill for an act relating to providing legal assistance to indigent persons in criminal proceedings.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 376 (SSB 1095), a bill for an act relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Dawson, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 5: Taylor, Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: SENATE FILE 197, a bill for an act concerning the display of the POW/MIA flag on public buildings.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Costello, Rozenboom, Horn, Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 373 (SSB 1077), a bill for an act relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Costello, Rozenboom, Horn, Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JOURNAL OF THE SENATE

FIFTY-SECOND CALENDAR DAY
THIRTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 1, 2017

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

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brianna Goebel.

The Journal of Tuesday, February 28, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:11 a.m. until 5:00 p.m.

APPENDIX—1

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, February 28, 2017, 4:20 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach.

Members Absent: Bertrand and McCoy (both excused).

Committee Business: Passed SSBs 1118 and 1138, both as amended.

Adjourned: 4:45 p.m.

HUMAN RESOURCES

Convened: Tuesday, February 28, 2017, 3:00 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: Chapman and Chelgren (both excused).

Committee Business: Passed SSBs 1032, 1072, and 1099, all as amended; and SSBs 1075 and 1076.

Adjourned: 4:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 12, by D. Johnson, a resolution relating to the proposal by the federal Office of Management and Budget to eliminate the AmeriCorps program.

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

INTRODUCTION OF BILLS

Senate File 382, by Mathis, a bill for an act providing an individual income tax credit related to the care of individuals with Alzheimer's disease or other dementia-related illnesses and including applicability provisions.

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

Senate File 383, by Mathis, a bill for an act establishing a task force to examine issues relating to the provision of supportive housing to homeless persons.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 384, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

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

Senate File 385, by committee on Judiciary, a bill for an act relating to the revised uniform athlete agents Act and providing remedies and penalties.

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

Senate File 386, by committee on Commerce, a bill for an act creating a geothermal tax credit available against the corporate income tax and including effective date and retroactive applicability provisions.

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

Senate File 387, by committee on Commerce, a bill for an act creating a geothermal tax credit available against the franchise tax and including effective date and retroactive applicability provisions.

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

Senate File 388, by committee on State Government, a bill for an act relating to energy conservation requirements contained within the state building code or adopted by governmental subdivisions, and including retroactive applicability provisions.

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

Senate File 389, by Quirnbach, a bill for an act relating to school district funding by establishing a voter-approved district cost equity tax and levy or reduction, modifying provisions establishing the district cost per pupil, and including applicability provisions.

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

Senate File 390, by Quirnbach, a bill for an act relating to state and school antiharassment and antibullying policies, providing for training for school personnel, establishing a bullying and violence prevention student mentoring pilot program and a school climate improvement grant program, providing for a school climate and bullying work group, and making an appropriation.

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

Senate File 391, by Quirmbach, a bill for an act relating to independent private instruction and to funding for the home school assistance program.

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

Senate File 392, by Quirmbach, a bill for an act providing for the reporting of information relating to student absences by school districts to the state department of education.

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

Senate File 393, by Schneider, a bill for an act relating to creation of transfer on death deeds and to disclaimers of an interest in real property, and including applicability provisions.

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

STUDY BILL RECEIVED

SSB 1178 Transportation

Relating to insurers in possession of salvage motor vehicles.

SUBCOMMITTEE ASSIGNMENTS

Senate File 363

LOCAL GOVERNMENT: Kraayenbrink, Chair; Lofgren and Quirmbach

House File 307

LOCAL GOVERNMENT: Lofgren, Chair; Kraayenbrink and McCoy

House File 308

LOCAL GOVERNMENT: Kraayenbrink, Chair; Allen and Lofgren

SSB 1178

TRANSPORTATION: Kraayenbrink, Chair; Anderson and Lykam

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 386 (SSB 1121), a bill for an act creating a geothermal tax credit available against the corporate income tax and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 387 (SSB 1120), a bill for an act creating a geothermal tax credit available against the franchise tax and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 384 (SSB 1131), a bill for an act relating to nonsubstantive Code corrections.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3081.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 385 (SSB 1096), a bill for an act relating to the revised uniform athlete agents Act and providing remedies and penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 388 (SSB 1126), a bill for an act relating to energy conservation requirements contained within the state building code or adopted by governmental subdivisions, and including retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Smith, Chapman, Anderson, Bowman, Brown, Dawson, Feenstra, Schneider, Schultz, and Zaun. Nays, 5: Bisignano, Danielson, Horn, Jochum, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RECONVENED

The Senate reconvened at 5:25 p.m., President Whitver presiding.

The Senate stood at ease at 5:26 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 6:28 p.m., President Whitver presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 3.

Senate Concurrent Resolution 3

On motion of Senator Dix, **Senate Concurrent Resolution 3**, a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman, was taken up for consideration.

Senator Dix moved the adoption of Senate Concurrent Resolution 3, which motion prevailed by a voice vote.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 257 and 259.

Senate File 257

On motion of Senator Rozenboom, **Senate File 257**, a bill for an act relating to bass fishing in the state, 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. 257), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

Senate File 259

On motion of Senator Kapucian, **Senate File 259**, a bill for an act allowing the operation of certain motorboats on lake Macbride at any time, was taken up for consideration.

Senator Kapucian 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. 259), the vote was:

Yeas, 38:

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

Nays, 12:

Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hogg	Kinney	Quirmbach
Boulton	Jochum	Mathis	Taylor

Absent, none.

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 Concurrent Resolution 3** and **Senate Files 257** and **259** 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 349, 351, 252, and 326.

Senate File 349

On motion of Senator Kraayenbrink, **Senate File 349**, a bill for an act relating to the amount of tuition grant received by a qualified resident student, was taken up for consideration.

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. 349), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

Senate File 351

On motion of Senator Chapman, **Senate File 351**, a bill for an act providing for the elimination of the Iowa emergency response commission, was taken up for consideration.

Senator Chapman 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. 351), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

Senate File 252

On motion of Senator Feenstra, **Senate File 252**, a bill for an act concerning state purchasing from prison industries for products manufactured in this state, was taken up for consideration.

Senator Feenstra asked and received unanimous consent that **House File 293** be **substituted** for **Senate File 252**.

House File 293

On motion of Senator Feenstra, **House File 293**, a bill for an act concerning state purchasing from prison industries for products manufactured in this state, was taken up for consideration.

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?" (H.F. 293), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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

Senate File 326

On motion of Senator Greene, **Senate File 326**, a bill for an act relating to the prescribing of biological products and making penalties applicable, was taken up for consideration.

Senator Greene asked and received unanimous consent that **House File 305** be **substituted** for **Senate File 326**.

House File 305

On motion of Senator Greene, **House File 305**, a bill for an act relating to the prescribing of biological products and making penalties applicable, 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?" (H.F. 305), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 349 and 351** and **House Files 293 and 305** be **immediately messaged** to the House.

WITHDRAWN

Senator Feenstra asked and received unanimous consent that **Senate File 252** be **withdrawn** from further consideration of the Senate.

WITHDRAWN

Senator Greene asked and received unanimous consent that **Senate File 326** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:11 p.m. until 9:00 a.m., Thursday, March 2, 2017.

APPENDIX—2

CERTIFICATES OF RECOGNITION

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

Verne Seidel, Raymond—For celebrating his 99th birthday. Senator Dotzler.

Clear Lake Girls' Basketball Team—For being a 2017 Iowa Girls' High School Quarter Finalist. Senator Ragan.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 1, 2017, 10:15 a.m.

Recessed: 10:55 a.m.

Reconvened: 1:05 p.m.

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

Members Absent: None.

Committee Business: Approved SF 1150. Passed SSBs 1114, 1124, and 1137.

Adjourned: 2:25 p.m.

HUMAN RESOURCES

Convened: Wednesday, March 1, 2017, 4:45 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Approved SFs 75 and 285, both as amended. Passed SSB 1074 and SSB 1147, as amended.

Adjourned: 5:20 p.m.

JUDICIARY

Convened: Tuesday, February 28, 2017, 11:30 a.m.

Recessed: 12:00 p.m.

Reconvened: 5:05 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SF 172.

Adjourned: 6:40 p.m.

ALSO:

Convened: Wednesday, March 1, 2017, 11:00 a.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SFs 280, 292, and 308. Passed SSBs 1093, 1101, and 1148.

Adjourned: 12:05 p.m.

LOCAL GOVERNMENT

Convened: Monday, February 27, 2017, 12:30 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Chelgren, Dvorsky, Greene, Kraayenbrink, and Segebart.

Members Absent: Guth, McCoy, and Quirmbach (all excused).

Committee Business: Governor's appointments.

Adjourned: 12:40 p.m.

STATE GOVERNMENT

Convened: Wednesday, March 1, 2017, 2:40 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Approved SF 284. Passed SSBs 1082, 1103, 1109, 1135, and 1136.

Adjourned: 4:35 p.m.

INTRODUCTION OF BILLS

Senate File 394, by Bolkcom, a bill for an act limiting the amount of research activities tax credit that is refundable and including retroactive applicability provisions.

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

Senate File 395, by committee on State Government, a bill for an act providing for the establishment of permanent emergency personnel positions directly related to certain disasters.

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

Senate File 396, by committee on State Government, a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission.

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

Senate File 397, by Edler, a bill for an act coupling for Iowa tax purposes with certain federal changes made to the expensing of certain depreciable business assets under section 179 of the Internal Revenue Code, and including effective date and retroactive applicability provisions.

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

Senate File 398, by Danielson, a bill for an act permitting employers to provide employees with wage statements by electronic means.

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

Senate File 399, by committee on State Government, a bill for an act relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions.

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

Senate File 400, by committee on Commerce, a bill for an act requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions.

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

Senate File 401, by committee on Judiciary, a bill for an act relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable.

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

Senate File 402, by Hogg, a bill for an act relating to information school counselors make available as students develop and implement individual career and academic plans.

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

Senate File 403, by committee on Judiciary, a bill for an act relating to the theft of equipment rental property, and making penalties applicable.

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

Senate File 404, by committee on Commerce, a bill for an act relating to the use of experimental treatments for patients with a terminal illness.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 319

APPROPRIATIONS: Costello, Chair; Boulton and Kraayenbrink

Senate File 371

JUDICIARY: Sinclair, Chair; Schneider and Taylor

Senate File 378

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 379

EDUCATION: Behn, Chair; Chelgren and Mathis

Senate File 390

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 391

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 392

EDUCATION: Behn, Chair; Chelgren and Quirmbach

Senate File 393

JUDICIARY: Schneider, Chair; Garrett and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: *SENATE FILE 400 (SSB 1043), a bill for an act requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

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 400, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 404 (SSB 1115), a bill for an act relating to the use of experimental treatments for patients with a terminal illness.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: *SENATE FILE 401 (formerly SF 22), a bill for an act relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair. Nays, none. Absent, 1: Shipley.

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 401, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 403 (SSB 1127), a bill for an act relating to the theft of equipment rental property, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Sinclair. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 395 (SSB 1080), a bill for an act providing for the establishment of permanent emergency personnel positions directly related to certain disasters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Smith, Chapman, Anderson, Brown, Dawson, Feenstra, Schultz, and Zaun. Nays, 6: Bisignano, Bowman, Danielson, Horn, Jochum, and Petersen. Absent, 1: Schneider.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 396 (SSB 1112), a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 399 (SSB 1104), a bill for an act relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schultz, and Zaun. Nays, none. Absent, 1: Schneider.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 399, and they were attached to the committee report.

AMENDMENT FILED

S-3081 S.F. 384 Judiciary

JOURNAL OF THE SENATE

FIFTY-THIRD CALENDAR DAY
THIRTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 2, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was sung by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa; accompanied by the Honorable Ashley Hinson, member of the House from Linn County, Marion, Iowa, on the violin; and the Honorable Rob Bacon, member of the House from Story County, Slater, Iowa, on the cello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Olivia Habinck.

The Journal of Wednesday, March 1, 2017, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Dr. Ann Lebo, the governor's appointee to be the Executive Director of the Board of Educational Examiners. She was the guest of Senators Quirmbach and Sinclair and the committee on Education.

RECESS

On motion of Senator Dix, the Senate recessed at 9:10 a.m. until 5:00 p.m.

RECONVENED

The Senate reconvened at 5:00 p.m., President Whitver presiding.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:01 p.m. until 9:00 a.m., Friday, March 3, 2017.

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:

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2. Report received on March 2, 2017.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, March 2, 2017, 10:30 a.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: None.

Committee Business: Approved SF 329. Passed SSB 1146, as amended; and SSB 1144.

Adjourned: 11:35 a.m.

JUDICIARY

Convened: Thursday, March 2, 2017, 1:10 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved SFs 171 and 209. Passed SSBs 1084 and 1087.

Adjourned: 1:45 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 1, 2017, 2:35 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Chelgren, Dvorsky, Greene, Guth, McCoy, Quirmbach, and Segebart.

Members Absent: Kraayenbrink (excused).

Committee Business: Approved SF 158. Passed SSBs 1100, 1151, 1152, and 1153.

Adjourned: 2:45 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 2, 2017, 2:05 p.m.

Recessed: 2:10 p.m.

Reconvened: 2:35 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Bertrand, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: None.

Committee Business: Passed SSBs 1034, 1171, and 1174, all as amended.

Adjourned: 3:05 p.m.

STATE GOVERNMENT

Convened: Thursday, March 2, 2017, 3:25 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: Horn (excused).

Committee Business: Approved SF 33. Passed SSBs 1107 and 1163.

Adjourned: 4:25 p.m.

TRANSPORTATION

Convened: Thursday, March 2, 2017, 11:40 a.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: None.

Committee Business: Passed SSBs 1036, 1140, and 1149.

Adjourned: 12:40 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 8, by committee on State Government, a joint resolution applying for an Article V convention to propose amendments to the Constitution of the United States that impose fiscal restraints, and limit the power and jurisdiction of the federal government, and requesting Congress to similarly propose such amendments.

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

INTRODUCTION OF BILLS

Senate File 405, by committee on Judiciary, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

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

Senate File 406, by committee on Transportation, a bill for an act exempting motor vehicles carrying an implement of husbandry from certain permit requirements.

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

Senate File 407, by committee on Transportation, a bill for an act relating to the use of electronic communication devices while driving, and making penalties applicable.

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

Senate File 408, by committee on Commerce, a bill for an act requiring licensure rather than registration of architects practicing in this state.

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

Senate File 409, by committee on Commerce, a bill for an act relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties.

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

Senate File 410, by committee on State Government, a bill for an act relating to a declaration concerning the final disposition of a person's remains and including applicability provisions.

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

Senate File 411, by committee on State Government, a bill for an act relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions.

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

Senate File 412, by committee on Judiciary, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

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

Senate File 413, by committee on Judiciary, a bill for an act relating to statute-of-repose periods for improvements to real property and including applicability provisions.

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

Senate File 414, by committee on Judiciary, a bill for an act relating to the use of a simulated firearm or simulated explosive when committing a robbery, the criminal offense of intimidation, or other crimes, and providing penalties.

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

Senate File 415, by committee on Judiciary, a bill for an act providing immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons who report, seek, or require emergency assistance for alcohol overdoses or protection from certain crimes, and modifying penalties.

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

Senate File 416, by committee on Judiciary, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

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

Senate File 417, by committee on Commerce, a bill for an act relating to public utilities and other infrastructure, including the confidentiality of certain information relating to cyber security or critical infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions.

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

Senate File 418, by committee on Commerce, a bill for an act relating to consumer credit transactions establishing and increasing specified charges and penalties.

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

Senate File 419, by committee on Human Resources, a bill for an act relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

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

Senate File 420, by committee on Human Resources, a bill for an act including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals, and including effective date provisions.

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

Senate File 421, by committee on Judiciary, a bill for an act prohibiting the mistreatment of animals other than livestock and wild animals, providing for the rescue of animals by local law enforcement agencies, providing for criminal offenses and court orders, and including penalties.

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

Senate File 422, by committee on Judiciary, a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties.

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

Senate File 423, by committee on Judiciary, a bill for an act requiring certain arrested persons to make an initial appearance before a magistrate prior to release from custody.

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

Senate File 424, by committee on Judiciary, a bill for an act relating to an action to quiet title of real property and the doctrine of adverse possession.

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

Senate File 425, by committee on State Government, a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

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

Senate File 426, by committee on State Government, a bill for an act prohibiting persons from intentionally blocking the movement of traffic on certain highways, and providing penalties.

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

Senate File 427, by committee on Education, a bill for an act relating to supplementary weighting for limited English proficient students and including effective date and applicability provisions.

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

Senate File 428, by Allen, Kinney, Bolkcom, Lykam, Jochum, Ragan, Hart, and Bowman, a bill for an act updating the Code references to the Internal Revenue Code and decoupling from certain federal bonus depreciation provisions, and including effective date and retroactive applicability provisions.

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

Senate File 429, by Bertrand, a bill for an act relating to electronic prescriptions transmitted by an authorized agent of a practitioner.

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

Senate File 430, by committee on Human Resources, a bill for an act relating to the advanced practice registered nurse compact, including assessments against party states, and including effective date provisions.

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

Senate File 431, by committee on Commerce, a bill for an act relating to the siting of small wireless facilities.

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

STUDY BILL RECEIVED

SSB 1179 **Commerce**

Limiting the liability of an alcoholic beverage licensee or permittee for certain alcohol-related injuries.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 7

STATE GOVERNMENT: Feenstra, Chair; Chapman and Jochum

Senate File 338

STATE GOVERNMENT: Feenstra, Chair; Bowman and Schultz

Senate File 339

STATE GOVERNMENT: Feenstra, Chair; Chapman and Jochum

Senate File 348

STATE GOVERNMENT: Chapman, Chair; Anderson and Bisignano

Senate File 367

STATE GOVERNMENT: Chapman, Chair; Danielson and Zaun

Senate File 380

HUMAN RESOURCES: Segebart, Chair; Mathis and Shipley

Senate File 381

STATE GOVERNMENT: Chapman, Chair; Dawson and Petersen

Senate File 383

HUMAN RESOURCES: Segebart, Chair; C. Johnson and Mathis

Senate File 398

COMMERCE: Bertrand, Chair; C. Johnson and McCoy

Senate File 402

EDUCATION: Chelgren, Chair; C. Johnson and Quirmbach

SSB 1179

COMMERCE: Bertrand, Chair; Anderson and Boulton

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: SENATE FILE 329, a bill for an act relating to industrial hemp, including the regulation of its production as part of a research program, marketing for purposes of manufacturing industrial hemp products, providing for fees, making appropriations, providing for enforcement and the confiscation and destruction of certain property, and including penalties.

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.

COMMERCE

Bill Title: SENATE FILE 408 (SSB 1122), a bill for an act requiring licensure rather than registration of architects practicing in this state.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 409 (SSB 1098), a bill for an act relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 417 (SSB 1045), a bill for an act relating to public utilities and other infrastructure, including the confidentiality of certain information relating to cyber security or critical infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Anderson, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: Breitbach.

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 417, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 418 (SSB 1118), a bill for an act relating to consumer credit transactions establishing and increasing specified charges and penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Anderson, Breitbach, Petersen, Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 2: Bertrand and McCoy.

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 418, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 431 (SSB 1138), a bill for an act relating to the siting of small wireless facilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Anderson, Breitbach, Allen, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach. Nays, 1: Petersen. Absent, 2: Bertrand and McCoy.

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 431, and they were attached to the committee report.

EDUCATION

Bill Title: SENATE FILE 427 (formerly SF 150), a bill for an act relating to supplementary weighting for limited English proficient students and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: SENATE FILE 419 (SSB 1076), a bill for an act relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 420 (SSB 1099), a bill for an act including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. 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 Human Resources Committee on Senate File 420, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 430 (SSB 1075), a bill for an act relating to the advanced practice registered nurse compact, including assessments against party states, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 405 (SSB 1132), a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 412 (formerly SF 172), a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Zaun, Dawson, Edler, Garrett, Kinney, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Taylor, Bisignano, Boulton, and Petersen. 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 412, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 413 (SSB 1010), a bill for an act relating to statute-of-repose periods for improvements to real property and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Zaun, Dawson, Edler, Garrett, Kinney, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Taylor, Bisignano, Boulton, and Petersen. 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 413, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 414 (formerly SF 88), a bill for an act relating to the use of a simulated firearm or simulated explosive when committing a robbery, the criminal offense of intimidation, or other crimes, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 415 (SSB 1088), a bill for an act providing immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons who report, seek, or require emergency assistance for alcohol overdoses or protection from certain crimes, and modifying penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 415, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 416 (SSB 1009), a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, 1: Kinney. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 421 (formerly SF 313), a bill for an act prohibiting the mistreatment of animals other than livestock and wild animals, providing for the rescue of animals by local law enforcement agencies, providing for criminal offenses and court orders, and including penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Dawson, Taylor, Bisignano, Boulton, Kinney, Petersen, and Schneider. Nays, 5: Edler, Garrett, Schultz, Shipley, and Sinclair. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 422 (formerly SF 308), a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 423 (formerly SF 325), a bill for an act requiring certain arrested persons to make an initial appearance before a magistrate prior to release from custody.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 424 (SSB 1094), a bill for an act relating to an action to quiet title of real property and the doctrine of adverse possession.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Zaun, Dawson, Taylor, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 4: Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: *SENATE JOINT RESOLUTION 8 (SSB 1110), a joint resolution applying for an Article V convention to propose amendments to the Constitution of the United States that impose fiscal restraints, and limit the power and jurisdiction of the federal government, and requesting Congress to similarly propose such amendments.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Smith, Chapman, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Schneider, Schultz, and Zaun. Nays, 3: Bisignano, Jochum, and Petersen. 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 State Government Committee on Senate Joint Resolution 8, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 284, a bill for an act relating to penalties for eluding law enforcement vehicles.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Smith, Chapman, Anderson, Bowman, Brown, Dawson, Feenstra, Horn, Schneider, Schultz, and Zaun. Nays, 4: Bisignano, Danielson, Jochum, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 410 (SSB 1111), a bill for an act relating to a declaration concerning the final disposition of a person's remains and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. 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 State Government Committee on Senate File 410, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 411 (SSB 1113), a bill for an act relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 425 (SSB 1056), a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. 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 State Government Committee on Senate File 425, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 426 (SSB 1135), a bill for an act prohibiting persons from intentionally blocking the movement of traffic on certain highways, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Smith, Chapman, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Schneider, Schultz, and Zaun. Nays, 3: Bisignano, Jochum, and Petersen. Absent, 1: Anderson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: *SENATE FILE 406 (formerly SF 211), a bill for an act exempting motor vehicles carrying an implement of husbandry from certain permit requirements.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 406, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 407 (SSB 1079), a bill for an act relating to the use of electronic communication devices while driving, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Transportation Committee on Senate File 407, and they were attached to the committee report.

JOURNAL OF THE SENATE

FIFTY-FOURTH CALENDAR DAY
THIRTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 3, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was offered by Caleb Hunter of Waukee, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chris Dorsey of Osceola, Iowa.

The Journal of Thursday, March 2, 2017, was approved.

BILLS REFERRED TO COMMITTEE

President Whitver announced that the following bills were referred from the Regular Calendar to the committee on **Ways and Means**:

SF 329
SF 386
SF 387
SF 425

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:10 a.m. until 1:00 p.m., Monday, March 6, 2017.

APPENDIX

REPORT OF COMMITTEE MEETING

COMMERCE

Convened: Thursday, March 2, 2017, 5:05 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: None.

Committee Business: Passed SSB 1170.

Adjourned: 5:20 p.m.

INTRODUCTION OF BILLS

Senate File 432, by committee on Judiciary, a bill for an act relating to the possession of marijuana, and providing a penalty.

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

Senate File 433, by committee on Judiciary, a bill for an act relating to termination of parental rights and adoption proceedings, and providing penalties.

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

Senate File 434, by committee on Judiciary, a bill for an act relating to the sealing of certain criminal offenders' juvenile delinquency records.

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

Senate File 435, by committee on Commerce, a bill for an act relating to workers' compensation and including effective date and applicability provisions.

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

Senate File 436, by committee on Human Resources, a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

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

Senate File 437, by committee on Human Resources, a bill for an act relating to injectable authority for optometrists.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: SENATE FILE 435 (SSB 1170), a bill for an act relating to workers' compensation and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Anderson, Breitbach, Bertrand, Feenstra, Guth, C. Johnson, Sinclair, Zaun, and Zumbach. Nays, 6: Petersen, Allen, Boulton, Lykam, Mathis, and McCoy. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: *SENATE FILE 436 (SSB 1072), a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. 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 Human Resources Committee on Senate File 436, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 437 (SSB 1032), a bill for an act relating to injectable authority for optometrists.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Segebart, Costello, Chelgren, Garrett, Greene, Jochum, C. Johnson, Ragan, and Shipley. Nays, 4: Mathis, Bolkcom, Chapman, and Quirmbach. 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 Human Resources Committee on Senate File 437, and they were attached to the committee report.

JUDICIARY

Bill Title: SENATE FILE 432 (formerly SF 280), a bill for an act relating to the possession of marijuana, and providing a penalty.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Shipley, and Sinclair. Nays, 1: Schultz. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 433 (SSB 1093), a bill for an act relating to termination of parental rights and adoption proceedings, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 434 (formerly SF 292), a bill for an act relating to the sealing of certain criminal offenders' juvenile delinquency records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Zaun, Dawson, Boulton, Edler, Garrett, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, 3: Taylor, Bisignano, and Kinney. 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 434, and they were attached to the committee report.

JOURNAL OF THE SENATE

FIFTY-SEVENTH CALENDAR DAY
THIRTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 6, 2017

The Senate met in regular session at 1:01 p.m., President Whitver presiding.

Prayer was offered by Pastor Bob Anderson of the Sunnyside Bible Chapel in Anita, Iowa. He was the guest of Senator Costello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Wylie Halferty.

The Journal of Friday, March 3, 2017, was approved.

BILLS REFERRED TO COMMITTEES

President Whitver announced that the following bills were referred from the Regular Calendar to the following committees:

SF 233	Ways and Means
SF 284	Judiciary
SF 375	Ways and Means
SF 426	Judiciary
SF 437	State Government
SF 440	Education
SF 454	Appropriations

RECESS

On motion of Senator Dix, the Senate recessed at 1:07 p.m. until 4:00 p.m.

APPENDIX—1

COMMUNICATIONS RECEIVED

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

DEPARTMENT OF TRANSPORTATION

Soil and Water Conservation Project Disagreements Annual Report, pursuant to Iowa Code section 306.54. Report received on March 3, 2017.

REPORT OF COMMITTEE MEETING

HUMAN RESOURCES

Convened: Thursday, March 2, 2017, 11:40 a.m.

Recessed: 1:05 p.m.

Reconvened: 5:20 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: None.

Committee Business: Discussed and voted on SFs 53, 222, 282, 316, 342, 369, and 383; and SSBs 1133, 1157, and 1164.

Adjourned: 6:40 p.m.

INTRODUCTION OF BILLS

Senate File 438, by committee on Labor and Business Relations, a bill for an act relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions.

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

Senate File 439, by committee on Local Government, a bill for an act relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time.

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

Senate File 440, by committee on State Government, a bill for an act relating to authorized expenditures for preschool programs under the statewide preschool program for four-year-old children and including effective date provisions.

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

Senate File 441, by committee on State Government, a bill for an act relating to the issuance of birth certificates and providing for a repeal.

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

Senate File 442, by committee on State Government, a bill for an act concerning persons voluntarily excluded from gambling facilities.

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

Senate File 443, by committee on Education, a bill for an act relating to children's residential facility certification requirements and care furnished by bona fide religious institutions, and including effective date provisions.

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

Senate File 444, by committee on Judiciary, a bill for an act relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties.

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

Senate File 445, by committee on Judiciary, a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records.

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

Senate File 446, by committee on Judiciary, a bill for an act relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, prohibiting the transfer of certain seized property to the federal government for forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions.

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

Senate File 447, by committee on Agriculture, a bill for an act providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

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

Senate File 448, by committee on Transportation, a bill for an act relating to insurers in possession of salvage motor vehicles.

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

Senate File 449, by committee on Transportation, a bill for an act relating to the installation of cattle guards by landowners along certain streets or highways, and including effective date provisions.

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

Senate File 450, by committee on Transportation, a bill for an act relating to the safe operation of bicycles, and making penalties applicable.

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

Senate File 451, by committee on Local Government, a bill for an act relating to certain payments made through a county treasurer's internet site.

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

Senate File 452, by committee on Local Government, a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration.

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

Senate File 453, by committee on Human Resources, a bill for an act relating to the disclosure of mental health information to law enforcement professionals.

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

Senate File 454, by committee on State Government, a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations.

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

Senate File 455, by committee on Education, a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs and including effective date provisions.

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

Senate File 456, by committee on Agriculture, a bill for an act relating to the governing of certain water utilities and including effective date provisions.

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

Senate File 457, by committee on Human Resources, a bill for an act relating to stroke care quality improvement.

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

Senate File 458, by committee on Human Resources, a bill for an act relating to the establishment of a psychiatric practitioner loan repayment program.

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

Senate File 459, by Dvorsky, a bill for an act relating to state taxation by creating an excise tax on the sale and use of bottled water, providing for the transfer of the excise tax revenues, and making appropriations.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: SENATE FILE 447 (SSB 1144), a bill for an act providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Kapucian, Rozenboom, Segebart, and Shipley. Nays, 3: Hart, Ragan, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 456 (SSB 1146), a bill for an act relating to the governing of certain water utilities and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zumbach, Brown, Costello, Edler, Kapucian, Rozenboom, Segebart, and Shipley. Nays, 5: Kinney, Bowman, Hart, Ragan, and Taylor. 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 Agriculture Committee on Senate File 456, and they were attached to the committee report.

EDUCATION

Bill Title: *SENATE FILE 443 (SSB 1114), a bill for an act relating to children's residential facility certification requirements and care furnished by bona fide religious institutions, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Sinclair, Edler, Behn, Chelgren, Greene, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom. Nays, 5: Quirnbach, Bowman, Danielson, Dvorsky, Mathis. Absent, 1: Hart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 443, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 455 (SSB 1124), a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Sinclair, Edler, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, 1: Hart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 455, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 369, a bill for an act concerning facilities licensed to provide inpatient psychiatric treatment and services and the psychiatric bed tracking system.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 383, a bill for an act establishing a task force to examine issues relating to the provision of supportive housing to homeless persons.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 453 (formerly SF 75), a bill for an act relating to the disclosure of mental health information to law enforcement professionals.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 453, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 457 (SSB 1147), a bill for an act relating to stroke care quality improvement.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 457, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 458 (formerly SF 285), a bill for an act relating to the establishment of a psychiatric practitioner loan repayment program.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 458, and they were attached to the committee report.

JUDICIARY

Bill Title: *SENATE FILE 444 (SSB 1101), a bill for an act relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 444, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 445 (formerly SF 241), a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 445, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 446 (SSB 1148), a bill for an act relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, prohibiting the transfer of certain seized property to the federal government for forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: SENATE FILE 438 (SSB 1145), a bill for an act relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Schultz, Zaun, Breitbach, Brown, Chapman, Costello, and Guth. Nays, 4: Boulton, Bisignano, Dotzler, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 439 (SSB 1100), a bill for an act relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Garrett, Lofgren, Allen, Chelgren, Dvorsky, Greene, Guth, McCoy, Quirnbach, and Segebart. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 451 (SSB 1152), a bill for an act relating to certain payments made through a county treasurer's internet site.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Garrett, Lofgren, Allen, Chelgren, Dvorsky, Greene, Guth, McCoy, Quirnbach, and Segebart. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Local Government Committee on Senate File 451, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 452 (SSB 1153), a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Garrett, Lofgren, Allen, Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirnbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 440 (SSB 1136), a bill for an act relating to authorized expenditures for preschool programs under the statewide preschool program for four-year-old children and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 441 (SSB 1129), a bill for an act relating to the issuance of birth certificates and providing for a repeal.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. 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 State Government Committee on Senate File 441, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 442 (SSB 1103), a bill for an act concerning persons voluntarily excluded from gambling facilities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 454 (SSB 1082), a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Smith, Chapman, Bowman, Brown, Dawson, Feenstra, Horn, Schneider, Schultz, and Zaun. Nays, 4: Bisignano, Danielson, Jochum, and Petersen. Absent, 1: Anderson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 454, and they were attached to the committee report.

TRANSPORTATION

Bill Title: SENATE FILE 448 (SSB 1178), a bill for an act relating to insurers in possession of salvage motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 449 (SSB 1149), a bill for an act relating to the installation of cattle guards by landowners along certain streets or highways, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 450 (formerly SF 265), a bill for an act relating to the safe operation of bicycles, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RECONVENED

The Senate reconvened at 4:05 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator C. Johnson, 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 258, 260, and 274.

Senate File 258

On motion of Senator Shipley, **Senate File 258**, a bill for an act relating to the restriction of hunting on private property by the natural resource commission, 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. 258), the vote was:

Yeas, 44:

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

Nays, 5:

Dvorsky	Jochum	Quirmbach
Hogg	Lykam	

Absent, 1:

Johnson, C.

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

Senate File 260

On motion of Senator Garrett, **Senate File 260**, a bill for an act relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions, 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?" (S.F. 260), the vote was:

Yeas, 48:

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

Nays, 1:

Bisignano

Absent, 1:

Johnson, C.

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

Senate File 274

On motion of Senator Chelgren, **Senate File 274**, a bill for an act relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group, was taken up for consideration.

Senator Chelgren offered amendment S-3082, filed by him from the floor to page 2 of the bill.

Senator Chelgren asked and received unanimous consent that action on amendment S-3082 and **Senate File 274** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 258** and **260** 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 357 and 385.

Senate File 357

On motion of Senator Zumbach, **Senate File 357**, a bill for an act modifying licensing provisions applicable to electricians and electrical contractors, was taken up for consideration.

Senator Zumbach 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. 357), the vote was:

Yeas, 36:

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

Nays, 14:

Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Lykam	Quirmbach
Boulton	Hogg	Mathis	
Danielson	Horn	McCoy	

Absent, none.

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

Senate File 385

On motion of Senator Zaun, **Senate File 385**, a bill for an act relating to the revised uniform athlete agents Act and providing remedies and penalties, 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?” (S.F. 385), the vote was:

Yeas, 50:

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

Nays, none.

Absent, none.

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 357 and 385** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 4:55 p.m. until 9:00 a.m., Tuesday, March 7, 2017.

APPENDIX—2

CERTIFICATE OF RECOGNITION

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

Barb and Clif Merrick, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

LOCAL GOVERNMENT

Convened: Thursday, March 2, 2017, 3:15 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirnbach, and Segebart.

Members Absent: None.

Committee Business: Passed SSBs 1063 and 1172.

Adjourned: 4:30 p.m.

VETERANS AFFAIRS

Convened: Monday, March 6, 2017, 3:10 p.m.

Members Present: Costello, Chair; Rozenboom, Vice Chair; Horn, Ranking Member; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Bertrand (excused).

Committee Business: Presentation by American Legion.

Adjourned: 3:30 p.m.

INTRODUCTION OF BILLS

Senate File 460, by committee on Natural Resources and Environment, a bill for an act relating to the commercial and noncommercial harvest of turtles, including effective date provisions.

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

Senate File 461, by committee on Transportation, a bill for an act relating to notification about the custody of abandoned motor vehicles.

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

Senate File 462, by committee on Transportation, a bill for an act relating to the transfer of moneys collected by the office of the chief information officer for furnishing certified abstracts of drivers' operating records.

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

Senate File 463, by committee on State Government, a bill for an act concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services.

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

Senate File 464, by committee on Human Resources, a bill for an act authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness.

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

Senate File 465, by committee on Judiciary, a bill for an act relating to medical malpractice claims, including noneconomic damage awards, contingency fees, expert witnesses, and defenses.

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

Senate File 466, by committee on Judiciary, a bill for an act relating to judicial administration by requiring the master list for juror service to be updated annually using an electronic data processing system, eliminating jury commissions, placing shorthand reporters in exempt status, and requiring the supreme court to supervise the board of examiners of shorthand reporters.

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

Senate File 467, by committee on Judiciary, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

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

Senate File 468, by committee on Judiciary, a bill for an act relating to the definition of stalking and making penalties applicable.

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

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: SENATE FILE 464 (SSB 1133), a bill for an act authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolckom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: SENATE FILE 465 (SSB 1087), a bill for an act relating to medical malpractice claims, including noneconomic damage awards, contingency fees, expert witnesses, and defenses.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Zaun, Dawson, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 5: Taylor, Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 466 (SSB 1084), a bill for an act relating to judicial administration by requiring the master list for juror service to be updated annually using an electronic data processing system, eliminating jury commissions, placing shorthand reporters in exempt status, and requiring the supreme court to supervise the board of examiners of shorthand reporters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 466, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 467 (formerly SF 171), a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. 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 467, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 468 (formerly SF 209), a bill for an act relating to the definition of stalking and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 460 (SSB 1174), a bill for an act relating to the commercial and noncommercial harvest of turtles, including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Rozenboom, Shipley, Anderson, Behn, Bertrand, Breitbach, Greene, D. Johnson, and Kapucian. Nays, 4: Dvorsky, Hart, Kinney, and Lykam. 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 Natural Resources and Environment Committee on Senate File 460, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 463 (SSB 1107), a bill for an act concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Smith, Chapman, Bisignano, Anderson, Brown, Danielson, Dawson, Feenstra, Schneider, Schultz, and Zaun. Nays, 3: Bowman, Jochum, and Petersen. Absent, 1: Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 463, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 461 (SSB 1140), a bill for an act relating to notification about the custody of abandoned motor vehicles.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. 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 Transportation Committee on Senate File 461, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 462 (SSB 1038), a bill for an act relating to the transfer of moneys collected by the office of the chief information officer for furnishing certified abstracts of drivers' operating records.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. 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 Transportation Committee on Senate File 462, and they were attached to the committee report.

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Monday, March 6, 2017, when the vote was taken on Senate Files 258 and 260. Had I been present, I would have voted aye on both.

Craig P. Johnson

AMENDMENTS FILED

S-3082	S.F.	274	Mark Chelgren
S-3083	S.F.	274	Rita Hart
S-3084	S.F.	274	Mark Chelgren

JOURNAL OF THE SENATE

FIFTY-EIGHTH CALENDAR DAY
THIRTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 7, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tanner Halleran.

The Journal of Monday, March 6, 2017, was approved.

SPECIAL GUESTS

Senator Rozenboom introduced to the Senate chamber Queen Halle Van Vark and representatives from Pella's Eighty-second Annual Tulip Time Festival. Queen Van Vark invited the Senate chamber to attend the Tulip Time Festival in Pella on May 4, 5, and 6, 2017.

The Senate rose and expressed its welcome.

Senator Rozenboom escorted the Queen and her court to the well. Queen Van Vark introduced the following members of her court: Jessa Bokhoven and her parents, Kelvin & Jodi Bokhoven; Hannah Emmert and her parents, Jim and Karen Emmert; Sophia Steenhoek and her parents, Danny and Amy Steenhoek; and Jennifer Van Haaften and her parents, Kevin and Amy Van Haaften. 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.

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:14 a.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bisignano, until he arrives, on request of Senator Hogg.

CONFIRMATION OF GOVERNOR'S APPOINTMENT (Individual Confirmation Calendar)

Senator Dix called up the appointment of Doug Ommen as Commissioner of Insurance, placed on the Individual Confirmation Calendar on February 7, 2017, found on page 235 of the Senate Journal.

Senator C. Johnson moved that the foregoing appointment be confirmed by the Senate.

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

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 197, 238, and 239.

Senate File 197

On motion of Senator Edler, **Senate File 197**, a bill for an act concerning the display of the POW/MIA flag on public buildings, with report of committee recommending passage, was taken up for consideration.

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. 197), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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

Senate File 238

On motion of Senator Sinclair, **Senate File 238**, a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable, was taken up for consideration.

Senator Dix asked and received unanimous consent that action on **Senate File 238** be **deferred**.

Senate File 239

On motion of Senator Lofgren, **Senate File 239**, a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners, was taken up for consideration.

Senator Lofgren offered amendment S-3086, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3086 was adopted by a voice vote.

Senator Lofgren asked and received unanimous consent that **House File 217** be **substituted** for **Senate File 239**.

House File 217

On motion of Senator Lofgren, **House File 217**, a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **House File 217** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate File 197** 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 240, 274, 352, and 374.

Senate File 240

On motion of Senator Sinclair, **Senate File 240**, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions, was taken up for consideration.

Senator Sinclair offered amendment S-3088, filed by her from the floor to pages 1 and 2 of the bill, and moved its adoption.

Senator Hogg asked and received unanimous consent that action on amendment S-3088 and **Senate File 240** be **deferred**.

UNFINISHED BUSINESS
(Deferred March 6, 2017)

Senate File 274

The Senate resumed consideration of **Senate File 274**, a bill for an act relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group, and amendment S-3082, deferred March 6, 2017.

Senator Chelgren offered amendment S-3084, filed by him on March 6, 2017, to page 1 of amendment S-3082, and moved its adoption.

Amendment S-3084 to amendment S-3082 was adopted by a voice vote.

Senator Chelgren moved the adoption of amendment S-3082, as amended.

Amendment S-3082 was adopted by a voice vote.

Senator Hart offered amendment S–3083, filed by her on March 6, 2017, to page 3 of the bill, and moved its adoption.

Amendment S–3083 was adopted by a voice vote.

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. 274), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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

Senate File 352

On motion of Senator Brown, **Senate File 352**, a bill for an act relating to electronic filing requirements for statements and reports filed with the ethics and campaign disclosure board, was taken up for consideration.

Senator Mathis asked and received unanimous consent that action on **Senate File 352** be **deferred**.

Senate File 374

On motion of Senator Schneider, **Senate File 374**, a bill for an act relating to providing legal assistance to indigent persons in criminal proceedings, was taken up for consideration.

Senator Schneider 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. 374), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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 274 and 374** be **immediately messaged** to the House.

BUSINESS PENDING

House File 217

The Senate resumed consideration of **House File 217**, a bill for an act relating to disciplinary actions taken against a licensed school employee required to be reported to the board of educational examiners, previously deferred.

Senator Lofgren 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. 217), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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 **House File 217** be **immediately messaged** to the House.

WITHDRAWN

Senator Lofgren asked and received unanimous consent that **Senate File 239** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease at 10:56 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:08 a.m., President Whitver presiding.

RECESS

On motion of Senator Dix, the Senate recessed at 11:09 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 1:16 p.m., President Whitver presiding.

The Senate stood at ease at 1:17 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:41 p.m., President Whitver presiding.

BUSINESS PENDING

Senate File 238

The Senate resumed consideration of **Senate File 238**, a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable, previously deferred.

Senator Sinclair offered amendment S-3087, filed by her from the floor, striking and replacing everything after the enacting clause of the bill.

Senator Petersen offered amendment S-3091, filed by her from the floor to page 1 of amendment S-3087.

Senator Sinclair raised the point of order that amendment S-3091 to S-3087 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3091 to S-3087 out of order.

Senator Sinclair moved the adoption of amendment S-3087.

Amendment S-3087 was adopted by a voice vote.

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. 238), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Bisignano

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 File 238** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 1:51 p.m. until 9:00 a.m., Wednesday, March 8, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Courtney Brinkley, Burlington—For being named one of Iowa's Top Youth Volunteers of 2017. Senator Greene.

Paul and Mary Lasack, Oxford Junction—For celebrating their 60th wedding anniversary. Senator Bowman.

Trinity Lutheran Church of Hampton—For celebrating their 100th anniversary. Senator Ragan.

INTRODUCTION OF BILLS

Senate File 469, by committee on Human Resources, a bill for an act relating to oversight of public assistance programs, and including effective date provisions.

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

Senate File 470, by committee on Human Resources, a bill for an act relating to the medical use of cannabidiol including the scheduling of a cannabidiol investigational product approved as a prescription drug medication under federal law and including effective date provisions.

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

Senate File 471, by committee on Human Resources, a bill for an act relating to feticide, making penalties applicable, and including effective date provisions.

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

Senate File 472, by committee on Natural Resources and Environment, a bill for an act relating to snowmobile registration and use of moneys from the special snowmobile fund.

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

Senate File 473, by committee on Transportation, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions.

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

Senate File 474, by committee on State Government, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner certifications, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions.

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

Senate File 475, by committee on Education, a bill for an act relating to educational programs developed or administered by the department or state board of education, school districts, or accredited nonpublic schools, and to school-age children's health screenings, providing for or relating to fees, and including effective date provisions.

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

Senate File 476, by committee on Local Government, a bill for an act exempting co-owners of motor vehicles of deceased persons from fees related to the issuance of certificates of title.

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

Senate File 477, by committee on Human Resources, a bill for an act relating to Medicaid managed care claims.

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

Senate File 478, by committee on Human Resources, a bill for an act relating to the provision of supported community living services under Medicaid home and community-based services waivers, and including effective date and retroactive applicability provisions.

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

Senate File 479, by committee on Human Resources, a bill for an act relating to the performance of educational services by licensed dental hygienists.

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

Senate File 480, by committee on Human Resources, a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions.

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

Senate File 481, by committee on Local Government, a bill for an act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities.

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

Senate File 482, by committee on Natural Resources and Environment, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, making appropriations from the rebuild Iowa infrastructure fund, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, and making appropriations and other changes properly related to water quality.

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

Senate File 483, by committee on State Government, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

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

Senate File 484, by committee on Human Resources, a bill for an act relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

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

Senate File 485, by Smith, a bill for an act increasing the amount of retirement income of certain taxpayers that is exempt from the individual income tax and including retroactive applicability provisions.

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

STUDY BILL RECEIVED

SSB 1180 **Ways and Means**

Providing a sales tax refund for the sale of goods and services furnished in fulfillment of a written construction contract with a qualifying nonprofit hospital, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**Senate File 233**

WAYS AND MEANS: Breitbach, Chair; Edler and Petersen

Senate File 284

JUDICIARY: Dawson, Chair; Garrett and Petersen

Senate File 329

WAYS AND MEANS: Behn, Chair; Bolkcom and Schultz

Senate File 375

WAYS AND MEANS: Feenstra, Chair; Dawson and McCoy

Senate File 382

WAYS AND MEANS: Feenstra, Chair; Anderson and Dotzler

Senate File 386

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Smith

Senate File 387

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Smith

Senate File 389

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Schultz

Senate File 394

WAYS AND MEANS: Feenstra, Chair; Behn and Bolkcom

Senate File 397

WAYS AND MEANS: Feenstra, Chair; Edler and Jochum

Senate File 425

WAYS AND MEANS: Feenstra, Chair; Petersen and Smith

Senate File 426

JUDICIARY: Schultz, Chair; Bisignano and Garrett

Senate File 428

WAYS AND MEANS: Feenstra, Chair; Behn and Jochum

Senate File 437

STATE GOVERNMENT: Smith, Chair; Chapman and Horn

Senate File 459

WAYS AND MEANS: Feenstra, Chair; Brown and Dotzler

House File 242

WAYS AND MEANS: Feenstra, Chair; Behn and Dotzler

SSB 1180

WAYS AND MEANS: Feenstra, Chair; Anderson and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION**EDUCATION**

Bill Title: *SENATE FILE 475 (SSB 1137), a bill for an act relating to educational programs developed or administered by the department or state board of education, school districts, or accredited nonpublic schools, and to school-age children's health screenings, providing for or relating to fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Sinclair, Edler, Behn, Chelgren, Greene, C. Johnson, Kraayenbrink, Lofgren, and Rozenboom. Nays, 5: Quirnbach, Bowman, Danielson, Dvorsky, and Mathis. Absent, 1: Hart.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Education Committee on Senate File 475, and they were attached to the committee report.

HUMAN RESOURCES

Bill Title: SENATE FILE 469 (SSB 1157), a bill for an act relating to oversight of public assistance programs, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 470 (formerly SF 282), a bill for an act relating to the medical use of cannabidiol including the scheduling of a cannabidiol investigational product approved as a prescription drug medication under federal law and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 470, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 471 (formerly SF 53), a bill for an act relating to feticide, making penalties applicable, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Segebart, Costello, Mathis, Chelgren, Garrett, Greene, C. Johnson, Ragan, and Shipley. Nays, 3: Bolkcom, Jochum, and Quirnbach. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 471, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 477 (formerly SF 342), a bill for an act relating to Medicaid managed care claims.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 477, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 478 (formerly SF 316), a bill for an act relating to the provision of supported community living services under Medicaid home and community-based services waivers, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 478, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 479 (SSB 1164), a bill for an act relating to the performance of educational services by licensed dental hygienists.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 479, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 480 (formerly SF 222), a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Human Resources Committee on Senate File 480, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 484 (SSB 1074), a bill for an act relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: SENATE FILE 476 (SSB 1063), a bill for an act exempting co-owners of motor vehicles of deceased persons from fees related to the issuance of certificates of title.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 11: Garrett, Lofgren, Allen, Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 481 (SSB 1172), a bill for an act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 7: Garrett, Lofgren, Chelgren, Greene, Guth, Kraayenbrink, and Segebart. Nays, 4: Allen, Dvorsky, McCoy, and Quirmbach. 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 Local Government Committee on Senate File 481, and they were attached to the committee report.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: *SENATE FILE 472 (SSB 1171), a bill for an act relating to snowmobile registration and use of moneys from the special snowmobile fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Rozenboom, Shipley, Dvorsky, Anderson, Behn, Bertrand, Breitbart, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam. 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 Natural Resources and Environment Committee on Senate File 472, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 482 (SSB 1034), A bill for an act relating to water quality by amending the wastewater treatment financial assistance program, making appropriations from the rebuild Iowa infrastructure fund, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, and making appropriations and other changes properly related to water quality.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Rozenboom, Shipley, Dvorsky, Anderson, Behn, Bertrand, Breitbart, Greene, Hart, Kapucian, Kinney, and Lykam. Nays, 1: D. Johnson. 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 Natural Resources and Environment Committee on Senate File 482, and they were attached to the committee report.

STATE GOVERNMENT

Bill Title: *SENATE FILE 474 (SSB 1163), a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner certifications, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Smith, Chapman, Anderson, Bowman, Brown, Dawson, Feenstra, Schneider, Schultz, and Zaun. Nays, 4: Bisignano, Danielson, Jochum, and Petersen. Absent, 1: Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 474, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 483 (formerly SF 33), a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 1: Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the State Government Committee on Senate File 483, and they were attached to the committee report.

TRANSPORTATION

Bill Title: *SENATE FILE 473 (SSB 1036), a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 8: Kapucian, Breitbach, Bowman, Bisignano, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, 5: Anderson, Bertrand, Brown, Danielson, and Horn. 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 Transportation Committee on Senate File 473, and they were attached to the committee report.

AMENDMENTS FILED

S-3085	S.F.	455	Amy Sinclair
S-3086	S.F.	239	Mark Lofgren
S-3087	S.F.	238	Amy Sinclair
S-3088	S.F.	240	Amy Sinclair
S-3089	S.F.	416	Herman C. Quirnbach
S-3090	S.F.	352	Liz Mathis
S-3091	S.F.	238	Janet Petersen
S-3092	S.F.	240	Herman C. Quirnbach
S-3093	S.F.	412	Julian B. Garrett
S-3094	S.F.	240	Liz Mathis

JOURNAL OF THE SENATE

FIFTY-NINTH CALENDAR DAY
THIRTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 8, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was offered by Pastor Chuck De Voss of the Life Point Assembly of God Church in Osceola, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cari Kirchhoff.

The Journal of Tuesday, March 7, 2017, was approved.

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 7, 2017, **adopted** the following resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 2, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-seventh General Assembly.

ALSO: That the House has on March 7, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 52, a bill for an act relating to the criminal offense of interference with official acts and certain county-provided bailiff services, and providing penalties.

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

House File 69, a bill for an act modifying penalties for trespassing.

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

House File 371, a bill for an act relating to attorney fees and court costs in an action to quiet title after a request for a quitclaim deed.

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

House File 372, a bill for an act relating to turns against red lights made by vehicular traffic.

Read first time and attached to **companion Senate File 251**.

House File 517, a bill for an act relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions.

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

The Senate stood at ease at 9:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:52 a.m., President Whitver presiding.

BILLS REFERRED TO COMMITTEE

President Whitver announced that the following Senate Files were referred from the Regular Calendar to the following committees:

SF 408	State Government
SF 476	Ways and Means
SF 482	Appropriations

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chelgren, until arrives, on request of Senator Dix.

UNFINISHED BUSINESS (Deferred March 7, 2017)

Senate File 240

The Senate resumed consideration of **Senate File 240**, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions, and amendment S-3088, deferred March 7, 2017.

Senator Quirnbach offered amendment S-3092, filed by him on March 7, 2017, to page 1 of amendment S-3088, and moved its adoption.

Amendment S-3092 to S-3088 was adopted by a voice vote.

Senator Sinclair offered amendment S-3097, filed by her from the floor to page 1 of amendment S-3088, and moved its adoption.

Amendment S-3097 to S-3088 was adopted by a voice vote.

Senator Sinclair moved the adoption of amendment S-3088.

Amendment S-3088, as amended, was adopted by a voice vote.

Senator Mathis offered amendment S-3094, filed by her on March 7, 2017, to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3094 be adopted?” (S.F. 240), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Chelgren

Amendment S–3094 lost.

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. 240), the vote was:

Yeas, 39:

Allen	Costello	Johnson, C.	Schneider
Anderson	Dawson	Kapucian	Schultz
Behn	Dix	Kinney	Segebart
Bertrand	Dvorsky	Kraayenbrink	Shipley
Bolkcom	Edler	Lofgren	Sinclair
Boulton	Feenstra	Lykam	Smith
Bowman	Garrett	McCoy	Whitver
Breitbach	Greene	Quirmbach	Zaun
Brown	Guth	Ragan	Zumbach
Chapman	Horn	Rozenboom	

Nays, 10:

Bisignano	Hart	Johnson, D.	Taylor
Danielson	Hogg	Mathis	
Dotzler	Jochum	Petersen	

Absent, 1:

Chelgren

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 231, 235, 237, 275, and 401.

Senate File 231

On motion of Senator Guth, **Senate File 231**, a bill for an act relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions, was taken up for consideration.

Senator Guth asked and received unanimous consent that **House File 311** be **substituted** for **Senate File 231**.

House File 311

On motion of Senator Guth, **House File 311**, a bill for an act relating to provisions applicable to life insurance companies and associations, and credit for reinsurance, and including retroactive applicability provisions, was taken up for consideration.

Senator Guth 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. 311), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Chelgren

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

Senate File 235

On motion of Senator Greene, **Senate File 235**, a bill for an act permitting motor vehicles to stand unattended without first stopping the engine, was taken up for consideration.

Senator Greene asked and received unanimous consent that **House File 312** be **substituted** for **Senate File 235**.

House File 312

On motion of Senator Greene, **House File 312**, a bill for an act permitting motor vehicles to stand unattended without first stopping the engine, 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?" (H.F. 312), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Chelgren

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

Senate File 237

On motion of Senator Anderson, **Senate File 237**, a bill for an act relating to the practice of public accountants, was taken up for consideration.

Senator Anderson offered amendment S-3096, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3096 was adopted by a voice vote.

Senator Anderson 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, 49:

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

Nays, none.

Absent, 1:

Chelgren

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

Senate File 275

On motion of Senator Schneider, **Senate File 275**, a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns, was taken up for consideration.

Senator Schneider 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. 275), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shiple
Bisignano	Edler	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Lofgren	Smith
Boulton	Garrett	Lykam	Taylor

Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chapman	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Chelgren

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

Senate File 401

On motion of Senator Dawson, **Senate File 401**, a bill for an act relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable, was taken up for consideration.

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. 401), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Chelgren

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 237, 240, 275, and 401** and **House Files 311 and 312** be **immediately messaged** to the House.

WITHDRAWN

Senator Guth asked and received unanimous consent that **Senate File 231** be **withdrawn** from further consideration of the Senate.

WITHDRAWN

Senator Greene asked and received unanimous consent that **Senate File 235** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 376.

Senate File 376

On motion of Senator Zaun, **Senate File 376**, a bill for an act relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions, was taken up for consideration.

Senator Zaun offered amendment S-3098, filed by him from the floor to page 2 of the bill.

Senator Boulton offered amendment S-3100, filed by him from the floor to page 1 of amendment S-3098, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3100 to S-3098 be adopted?" (S.F. 376), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Chelgren

Amendment S-3100 to S-3098 lost.

Senator Zaun moved the adoption of amendment S-3098.

Amendment S-3098 was adopted by a voice vote.

Senator Hogg offered amendment S-3099, filed by him from the floor to pages 20-24 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3099 be adopted?” (S.F. 376), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Chelgren

Amendment S–3099 lost.

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?” (S.F. 376), the vote was:

Yeas, 27:

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

Nays, 22:

Allen	Danielson	Jochum	Petersen
Bertrand	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan

Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	

Absent, 1:

Chelgren

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 File 376** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 1:34 p.m. until the completion of a meeting of the committee on Transportation.

RECONVENED

The Senate reconvened at 2:49 p.m., President Whitver presiding.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 362, 373, and 413.

Senate File 362

On motion of Senator Zumbach, **Senate File 362**, a bill for an act barring claims against fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds, was taken up for consideration.

Senator Zumbach 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. 362), the vote was:

Yeas, 48:

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

Nays, 1:

Bisignano

Absent, 1:

Chelgren

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

Senate File 373

On motion of Senator Dawson, **Senate File 373**, a bill for an act relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation, was taken up for consideration.

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. 373), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shipley

Bisignano	Edler	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Lofgren	Smith
Boulton	Garrett	Lykam	Taylor
Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chapman	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Chelgren

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

Senate File 413

On motion of Senator Garrett, **Senate File 413**, a bill for an act relating to statute-of-repose periods for improvements to real property and including applicability provisions, was taken up for consideration.

(Senate File 413 was deferred.)

The Senate stood at ease at 3:06 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:43 p.m., President Whitver presiding.

Senator Boulton offered amendment S-3104, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3104 be adopted?" (S.F. 413), the vote was:

Yeas, 20:

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

Nays, 29:

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

Absent, 1:

Chelgren

Amendment S–3104 lost.

Senator Boulton offered amendment S–3105, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3105 be adopted?” (S.F. 413), the vote was:

Yeas, 18:

Bisignano	Dotzler	Jochum	Quirnbach
Bolkcom	Dvorsky	Lykam	Ragan
Boulton	Hart	Mathis	Taylor
Bowman	Hogg	McCoy	
Danielson	Horn	Petersen	

Nays, 31:

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

Absent, 1:

Chelgren

Amendment S–3105 lost.

Senator Dix asked and received unanimous consent that action on **Senate File 413** be **deferred**.

RECESS

On motion of Senator Dix, the Senate recessed at 4:12 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 5:10 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 413, previously deferred.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

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

Senator Boulton offered amendment S-3106, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3106 be adopted?" (S.F. 413), the vote was:

Yeas, 21:

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

Nays, 27:

Anderson	Dix	Kapucian	Shiple
Behn	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver

Chapman	Guth	Schneider	Zaun
Costello	Johnson, C.	Schultz	Zumbach
Dawson	Johnson, D.	Segebart	

Absent, 2:

Bertrand	Chelgren
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Amendment S–3106 lost.

Senator Hogg withdrew amendment S–3107, filed by him from the floor to page 1 of the bill.

Senator Hogg offered amendment S–3108, filed by him from the floor to page 1 of the bill.

Senator Hogg called for the following division of amendment S–3108:

Division S–3108A: Page 1, line 2; and
 Division S–3108B: Page 1, lines 3–6.

Senator Hogg withdrew division S–3108A.

Senator Hogg moved the adoption of division S–3108B.

A record roll call was requested.

On the question “Shall division S–3108B be adopted?” (S.F. 413), the vote was:

Yeas, 20:

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

Nays, 28:

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

Absent, 2:

Bertrand Chelgren

Division S–3108B lost.

Senator Garrett offered amendment S–3103, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S–3103 was adopted by a voice vote.

Senator Boulton offered amendment S–3109, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3109 be adopted?” (S.F. 413), the vote was:

Yeas, 20:

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

Nays, 28:

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

Absent, 2:

Bertrand Chelgren

Amendment S–3109 lost.

Senator Hogg offered amendment S–3110, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3110 be adopted?” (S.F. 413), the vote was:

Yeas, 20:

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

Nays, 28:

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

Absent, 2:

Bertrand	Chelgren
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Amendment S–3110 lost.

Senator Hogg deferred amendment S–3101, filed by him from the floor to page 2 of the bill.

Senator Garrett offered amendment S–3111, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S–3111 was adopted by a voice vote.

With the adoption of amendment S–3111, the Chair ruled amendment S–3101, filed by Senator Hogg, out of order.

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. 413), the vote was:

Yeas, 32:

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

Nays, 16:

Bisignano	Dotzler	Horn	Petersen
Bolkcom	Dvorsky	Jochum	Quirmbach
Boulton	Hart	Lykam	Ragan
Danielson	Hogg	Mathis	Taylor

Absent, 2:

Bertrand	Chelgren
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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 362, 373, and 413** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 6:07 p.m. until 9:00 a.m., Thursday, March 9, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

TRANSPORTATION

Convened: Wednesday, March 8, 2017, 1:40 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Lykam, Smith, and Zumbach.

Members Absent: Kraayenbrink (excused).

Committee Business: Approved HF's 218 and 289.

Adjourned: 1:50 p.m.

WAYS AND MEANS

Convened: Wednesday, March 8, 2017, 4:15 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith.

Members Absent: None.

Committee Business: Approved SF 236. Passed SSB 1035, as amended.

Adjourned: 5:00 p.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 9, by Schneider, Anderson, Behn, Bertrand, Breitbach, Brown, Chapman, Chelgren, Costello, Dawson, Dix, Edler, Feenstra, Garrett, Greene, Guth, C. Johnson, Kapucian, Kraayenbrink, Lofgren, Rozenboom, Schultz, Segebart, Shipley, Sinclair, Smith, Whitver, Zaun, and Zumbach, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 429

COMMERCE: Bertrand, Chair; Mathis and Zumbach

Senate File 440

EDUCATION: Rozenboom, Chair; Hart and C. Johnson

Senate File 476

WAYS AND MEANS: Edler, Chair; Dawson and Quirmbach

Senate File 485

WAYS AND MEANS: Feenstra, Chair; Dotzler and Smith

FINAL COMMITTEE REPORTS OF BILL ACTION

TRANSPORTATION

Bill Title: HOUSE FILE 218, a bill for an act increasing the maximum allowable length for single trucks operated on the highways of this state.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 289, a bill for an act relating to the issuance of driver's licenses, nonoperator's identification cards, and persons with disabilities identification devices by certain counties, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Lykam, Smith, and Zumbach. Nays, none. Absent, 1: Kraayenbrink.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3095	S.F.	473	Michael Breitbach
S-3096	S.F.	237	Bill Anderson
S-3097	S.F.	240	Amy Sinclair
S-3098	S.F.	376	Brad Zaun
S-3099	S.F.	376	Robert M. Hogg
S-3100	S.F.	376	Nate Boulton
S-3101	S.F.	413	Robert M. Hogg
S-3102	S.F.	407	Michael Breitbach
S-3103	S.F.	413	Julian B. Garrett
S-3104	S.F.	413	Nate Boulton
S-3105	S.F.	413	Nate Boulton
S-3106	S.F.	413	Nate Boulton

S-3107	S.F.	413	Robert M. Hogg
S-3108	S.F.	413	Robert M. Hogg
S-3109	S.F.	413	Nate Boulton
S-3110	S.F.	413	Robert M. Hogg
S-3111	S.F.	413	Julian B. Garrett
S-3112	S.F.	456	Kevin Kinney

JOURNAL OF THE SENATE

SIXTIETH CALENDAR DAY
FORTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 9, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor Lance Fricke of the Triumphant Church in Independence, Iowa. He was the guest of Senator C. Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by IJAG students from Mason City, Iowa: Tray Lewis, Paige Eggers, Madison Linderman, and Kyra Kinseth.

The Journal of Wednesday, March 8, 2017, was approved.

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 8, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 357, a bill for an act modifying licensing provisions applicable to electricians and electrical contractors.

ALSO: That the House has on March 8, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 396, a bill for an act relating to the definition of child foster care for purposes of child care provided by a relative of a child.

Read first time and referred to committee on **Human Resources**.

House File 467, a bill for an act including law enforcement communications systems within the scope of state communications included in the Iowa communications network.

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

House File 469, a bill for an act relating to the election of commissioners of soil and water conservation districts.

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

House File 471, a bill for an act relating to election precinct boundaries and consolidations.

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

House File 485, a bill for an act allowing city council members to serve a city's volunteer fire department without compensation in any position or capacity.

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

RECESS

On motion of Senator Dix, the Senate recessed at 9:06 a.m. until the completion of a meeting of the committee on Natural Resources and Environment.

RECONVENED

The Senate reconvened at 10:28 a.m., President Whitver presiding.

The Senate stood at ease at 10:29 a.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 11:47 a.m., President Whitver presiding.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 455, 462, and 331.

Senate File 455

On motion of Senator Sinclair, **Senate File 455**, a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs and including effective date provisions, was taken up for consideration.

Senator Sinclair offered amendment S-3085, filed by her on March 7, 2017, to page 1 of the bill, and moved its adoption.

Amendment S-3085 was adopted by a voice vote.

Senator Hogg asked and received unanimous consent that action on **Senate File 455** be **deferred**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

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

Senate File 462

On motion of Senator Smith, **Senate File 462**, a bill for an act relating to the transfer of moneys collected by the office of the chief information officer for furnishing certified abstracts of drivers' operating records, was taken up for consideration.

Senator Smith 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. 462), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

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

Senate File 331

On motion of Senator Sinclair, **Senate File 331**, a bill for an act relating to energy efficiency reporting requirements applicable to certain gas and electric utilities, was taken up for consideration.

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. 331), the vote was:

Yeas, 48:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider

Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun
Danielson	Horn	Quirnbach	Zumbach

Nays, none.

Absent, 2:

Anderson 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 331 and 462** 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 355, 358, and 409.

Senate File 355

On motion of Senator C. Johnson, **Senate File 355**, a bill for an act relating to municipal utilities, by restricting the regulatory authority of the Iowa utilities board with regard to certain services, and authorizing city utilities to require deposits for gas or electric services for residential rental properties, was taken up for consideration.

Senator C. 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. 355), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Anderson Bertrand

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

Senate File 358

On motion of Senator Schultz, **Senate File 358**, a bill for an act relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court, was taken up for consideration.

Senator Schultz offered amendment S–3113, filed by him from the floor to pages 1–4, and amending the title page of the bill, and moved its adoption.

Amendment S–3113 was adopted by a voice vote.

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. 358), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Anderson 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 409

On motion of Senator Feenstra, **Senate File 409**, a bill for an act relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties, was taken up for consideration.

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. 409), the vote was:

Yeas, 48:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair

Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun
Danielson	Horn	Quirnbach	Zumbach

Nays, none.

Absent, 2:

Anderson 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 355, 358, and 409** 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 410 and 438.

Senate File 410

On motion of Senator Schneider, **Senate File 410**, a bill for an act relating to a declaration concerning the final disposition of a person's remains and including applicability provisions, was taken up for consideration.

Senator Schneider 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. 410), the vote was:

Yeas, 48:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz

Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbart	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun
Danielson	Horn	Quirnbach	Zumbach

Nays, none.

Absent, 2:

Anderson Bertrand

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

Senate File 438

On motion of Senator Guth, **Senate File 438**, a bill for an act relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions, was taken up for consideration.

Senator Bisignano offered amendment S-3114, 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.

A record roll call was requested.

On the question "Shall amendment S-3114 be adopted?" (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 27:

Behn	Dix	Kapucian	Shiple
Breitbart	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith

Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach
Dawson	Johnson, C.	Segebart	

Absent, 2:

Anderson	Bertrand
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Amendment S–3114 lost.

Senator Bisignano offered amendment S–3117, 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.

A record roll call was requested.

On the question “Shall amendment S–3117 be adopted?” (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 27:

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

Absent, 2:

Anderson	Bertrand
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Amendment S–3117 lost.

Senator Hogg asked and received unanimous consent that action on **Senate File 438** be **deferred**.

The Senate stood at ease at 12:47 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:19 p.m., President Whitver presiding.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate File 410** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 9, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 516, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner duties and certifications, voter misconduct information and reporting, straight party voting, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions.

Read first time and attached to **similar Senate File 474**.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 444.

Senate File 444

On motion of Senator Dawson, **Senate File 444**, a bill for an act relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties, was taken up for consideration.

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. 444), the vote was:

Yeas, 48:

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

Nays, none.

Absent, 2:

Anderson Bertrand

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 Greene, until he returns, on request of Senator Dix.

BUSINESS PENDING

Senate File 455

The Senate resumed consideration of **Senate File 455**, a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil and the regular program district cost per pupil, and by establishing a supplementary weighting plan for certain mandatory school district transportation costs and including effective date provisions, previously deferred.

Senator Quirmbach offered amendment S-3119, filed by him from the floor to pages 1-4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3119 be adopted?" (S.F. 455), the vote was:

Yeas, 6:

Hogg	Jochum	Petersen
Horn	Johnson, D.	Quirmbach

Nays, 41:

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

Absent, 3:

Anderson	Bertrand	Greene
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Amendment S-3119 lost.

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. 455), the vote was:

Yeas, 47:

Allen	Dawson	Johnson, C.	Rozenboom
Behn	Dix	Johnson, D.	Schneider
Bisignano	Dotzler	Kapucian	Schultz
Bolkcom	Dvorsky	Kinney	Segebart
Boulton	Edler	Kraayenbrink	Shiple
Bowman	Feenstra	Lofgren	Sinclair
Breitbach	Garrett	Lykam	Smith

Brown	Guth	Mathis	Taylor
Chapman	Hart	McCoy	Whitver
Chelgren	Hogg	Petersen	Zaun
Costello	Horn	Quirnbach	Zumbach
Danielson	Jochum	Ragan	

Nays, none.

Absent, 3:

Anderson	Bertrand	Greene
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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 444 and 455** be **immediately messaged** to the House.

BUSINESS PENDING

Senate File 438

The Senate resumed consideration of **Senate File 438**, a bill for an act relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions, previously deferred.

Senator Bisignano offered amendment S-3115, filed by him from the floor to pages 1 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3115 be adopted?" (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 26:

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

Absent, 3:

Anderson	Bertrand	Greene
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Amendment S-3115 lost.

Senator Dotzler offered amendment S-3120, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3120 be adopted?" (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 26:

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

Absent, 3:

Anderson	Bertrand	Greene
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Amendment S-3120 lost.

Senator Hogg offered amendment S–3118, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3118 be adopted?” (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 26:

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

Absent, 3:

Anderson	Bertrand	Greene
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Amendment S–3118 lost.

Senator Petersen offered amendment S–3121, filed by her from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3121 be adopted?” (S.F. 438), the vote was:

Yeas, 21:

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

Nays, 26:

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

Absent, 3:

Anderson	Bertrand	Greene
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Amendment S-3121 lost.

Senator Guth 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. 438), the vote was:

Yeas, 26:

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

Nays, 21:

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

Absent, 3:

Anderson	Bertrand	Greene
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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 File 438** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 3:20 p.m. until 8:45 a.m., Friday, March 10, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Steve and Leona Fogle of Fogle True Value, Centerville—For winning the 2017 Neal Smith Entrepreneur of the Year Award. Senator Rozenboom.

Stross Newcom, Forest City—For achieving the rank of Eagle Scout, Troop 1418. Senator Ragan.

Alisa Roth of Bloom Works Floral, Council Bluffs—For winning the 2017 Deb Dalziel Woman Entrepreneur Achievement Award. Senator Dawson.

REPORT OF COMMITTEE MEETING

NATURAL RESOURCES AND ENVIRONMENT

Convened: Thursday, March 9, 2017, 10:00 a.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Behn, Breitbart, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Anderson and Bertrand (both excused).

Committee Business: Approved HF's 202 and 254.

Adjourned: 10:20 a.m.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution 10, by Danielson, a joint resolution designating the American cream draft horse as the official state horse for the State of Iowa.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 486, by Danielson, a bill for an act relating to tax deductions for child foster care.

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

Senate File 487, by Danielson, a bill for an act relating to children who have committed certain sexual abuse offenses.

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

Senate File 488, by committee on Ways and Means, a bill for an act relating to the workforce housing tax incentives program by increasing the maximum dollar amount that may be allocated to the program, by requiring allocation to certain housing projects, and by increasing the percentage of investment for tax incentives for certain housing projects.

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

Senate File 489, by committee on Ways and Means, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

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

STUDY BILL RECEIVED

SSB 1181 Appropriations

Appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 9

APPROPRIATIONS: Schneider, Chair; Danielson and Kraayenbrink

Senate File 377

APPROPRIATIONS: Kraayenbrink, Chair; Hart and Schneider

Senate File 454

APPROPRIATIONS: Chelgren, Chair; Danielson and Schneider

Senate File 482

APPROPRIATIONS: Shipley, Chair; Bertrand and Boulton

Senate File 486

WAYS AND MEANS: Feenstra, Chair; Bolkom and Schultz

House File 52

JUDICIARY: Sinclair, Chair; Edler and Kinney

House File 69

JUDICIARY: Shipley, Chair; Bisignano and Sinclair

House File 371

JUDICIARY: Garrett, Chair; Boulton and Schneider

House File 517

JUDICIARY: Dawson, Chair; Petersen and Zaun

SSB 1181

APPROPRIATIONS: Kraayenbrink, Chair; Garrett and Ragan

FINAL COMMITTEE REPORTS OF BILL ACTION

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 202, a bill for an act relating to the solid waste environmental management systems program and beautification grants.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Rozenboom, Shipley, Dvorsky, Behn, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam. Nays, none. Absent, 2: Anderson and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 254, a bill for an act relating to tagging requirements for deer carcasses and including penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Rozenboom, Shipley, Dvorsky, Behn, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam. Nays, none. Absent, 2: Anderson and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: *SENATE FILE 488 (SSB 1035), a bill for an act relating to the workforce housing tax incentives program by increasing the maximum dollar amount that may be allocated to the program, by requiring allocation to certain housing projects, and by increasing the percentage of investment for tax incentives for certain housing projects.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Feenstra, Behn, Jochum, Anderson, Breitbach, Brown, Dawson, Dotzler, Edler, Quirmbach, Schultz, and Smith. Nays, 3: Bolkcom, McCoy, and Petersen. 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 Ways and Means Committee on Senate File 488, and they were attached to the committee report.

ALSO:

Bill Title: SENATE FILE 489 (formerly SF 236), a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Feenstra, Behn, Anderson, Breitbach, Brown, Dawson, Dotzler, Edler, Schultz, and Smith. Nays, 5: Jochum, Bolkcom, McCoy, Petersen, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Wednesday, March 8, 2017, when the vote was taken on Senate Files 237, 240, 275, 362, 373, 376, 401, and 413; and House Files 311 and 312. Had I been present, I would have voted AYE.

MARK CHELGREN

AMENDMENTS FILED

S-3113	S.F.	358	Jason Schultz
S-3114	S.F.	438	Tony Bisignano
S-3115	S.F.	438	Tony Bisignano
S-3116	S.F.	407	Michael Breitbach
S-3117	S.F.	438	Tony Bisignano
S-3118	S.F.	438	Robert M. Hogg
S-3119	S.F.	455	Herman C. Quirmbach
S-3120	S.F.	438	William A. Dotzler, Jr.
S-3121	S.F.	438	Janet Petersen

JOURNAL OF THE SENATE

SIXTY-FIRST CALENDAR DAY
FORTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 10, 2017

The Senate met in regular session at 8:46 a.m., President Whitver presiding.

Prayer and the Pledge of Allegiance were led by the Honorable Mark Chelgren, member of the Senate from Wapello County, Ottumwa, Iowa.

The Journal of Thursday, March 9, 2017, was approved.

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 9, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 295, a bill for an act prohibiting counties and cities from establishing certain regulations relating to employment matters and the sale or marketing of consumer merchandise, providing for properly related matters, and including effective date provisions.

Read first time and **passed on file**.

House File 478, a bill for an act relating to property tax assessments by modifying requirements for the determination of value, modifying provisions related to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

Read first time and attached to **similar Senate File 356**.

House File 496, a bill for an act relating to driver education course requirements for students who require a motor vehicle modified with special adaptive equipment.

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

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 8:49 a.m. until 1:00 p.m., Monday, March 13, 2017.

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:

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C. Report received on March 10, 2017.

JOURNAL OF THE SENATE

SIXTY-FOURTH CALENDAR DAY
FORTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 13, 2017

The Senate met in regular session at 1:01 p.m., President Whitver presiding.

Prayer was offered by Pastor Tim Olson of the Holy Trinity Lutheran Church in Ankeny, Iowa. He was the guest of Senator Lykam.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jordyn Sanders.

The Journal of Friday, March 10, 2017, was approved.

The Senate stood at ease at 1:10 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:18 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 232, 251, 332, and 333.

Senate File 232

On motion of Senator Guth, **Senate File 232**, a bill for an act relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries, was taken up for consideration.

Senator Guth asked for unanimous consent that **House File 303** be **substituted** for **Senate File 232**.

Senator Hogg raised an objection that only Senate Files and bills on the Unfinished Business Calendar can be considered under the joint rules.

The Chair ruled that there is a precedent to call up a Senate File and substitute a House File during this week of the Legislative session and that the motion to substitute is in order.

Senator Guth asked and received unanimous consent that **House File 303** be **substituted** for **Senate File 232**.

House File 303

On motion of Senator Guth, **House File 303**, a bill for an act relating to notifications made by the commissioner of insurance of the potential need for a receivership for certain preneed sellers and cemeteries, was taken up for consideration.

Senator Guth 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. 303), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

The Senate stood at ease at 3:27 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:00 p.m., President Whitver presiding.

Senate File 251

On motion of Senator Anderson, **Senate File 251**, a bill for an act relating to turns against red lights made by vehicular traffic, was taken up for consideration.

Senator Anderson asked for unanimous consent that **House File 372 be substituted for Senate File 251.**

Senator Hogg raised an objection that only Senate Files and bills on the Unfinished Business Calendar can be considered under the joint rules.

The Chair ruled that there is a precedent to call up a Senate File and substitute a House File during this week of the Legislative session and that the motion to substitute is in order.

Senator Anderson asked and received unanimous consent that **House File 372 be substituted for Senate File 251.**

House File 372

On motion of Senator Anderson, **House File 372**, a bill for an act relating to turns against red lights made by vehicular traffic, was taken up for consideration.

Senator Anderson 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. 372), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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 332

On motion of Senator Garrett, **Senate File 332**, a bill for an act making changes to the controlled substance schedules, and providing penalties, and including effective date provisions, 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?" (S.F. 332), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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 333

On motion of Senator Shipley, **Senate File 333**, a bill for an act relating to a fiduciary's access to digital assets and including applicability provisions, 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. 333), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart

Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 332 and 333** and **House Files 303 and 372** 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 451, 452, and 403.

Senate File 451

On motion of Senator Lofgren, **Senate File 451**, a bill for an act relating to certain payments made through a county treasurer's internet site, was taken up for consideration.

Senator Lofgren 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. 451), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 452

On motion of Senator Kraayenbrink, **Senate File 452**, a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration, was taken up for consideration.

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. 452), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor

Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 403

On motion of Senator Edler, **Senate File 403**, a bill for an act relating to the theft of equipment rental property, and making penalties applicable, was taken up for consideration.

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. 403), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiplee
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 403, 451, and 452** be **immediately messaged** to the House.

WITHDRAWN

Senator Guth asked and received unanimous consent that **Senate File 232** be **withdrawn** from further consideration of the Senate.

WITHDRAWN

Senator Anderson asked and received unanimous consent that **Senate File 251** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 472, 479, and 184.

Senate File 472

On motion of Senator Rozenboom, **Senate File 472**, a bill for an act relating to snowmobile registration and use of moneys from the special snowmobile fund, 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. 472), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach

Chelgren	Hogg	Quirmbach
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 479

On motion of Senator Segebart, **Senate File 479**, a bill for an act relating to the performance of educational services by licensed dental hygienists, was taken up for consideration.

Senator Segebart 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. 479), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 184

On motion of Senator Kapucian, **Senate File 184**, a bill for an act authorizing the use of primary road fund moneys for the secondary road and municipal street systems, was taken up for consideration.

Senator Hogg deferred amendment S-3080, filed by him on February 20, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Bolkcom asked and received unanimous consent to defer amendment S-3133, filed by Senator Bolkcom, et al., from the floor to page 1 of the bill.

Senator Danielson offered amendment S-3131, filed by Senator Danielson, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3131 be adopted?" (S.F. 184), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Bertrand

Amendment S-3131 lost.

Senator Danielson offered amendment S–3132, filed by Senator Danielson, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3132 be adopted?” (S.F. 184), the vote was:

Yeas, 21:

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

Nays, 28:

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

Absent, 1:

Bertrand

Amendment S–3132 lost.

The Senate resumed consideration of amendment S–3080, previously deferred.

Senator Kapucian raised the point of order that amendment S–3080 was not germane to the bill.

The Chair ruled the point well-taken and amendment S–3080 out of order.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Chapman, until he returns, on request of Senator Dix.

The Senate resumed consideration of amendment S-3133, previously deferred.

Senator Bolkcom moved the adoption of amendment S-3133.

A record roll call was requested.

On the question "Shall amendment S-3133 be adopted?" (S.F. 184), the vote was:

Yeas, 21:

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

Nays, 27:

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

Absent, 2:

Bertrand	Chapman
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Amendment S-3133 lost.

Senator Kapucian asked for unanimous consent that **House File 203** be substituted for **Senate File 184**.

Senator Hogg raised an objection that only Senate Files and bills on the Unfinished Business Calendar can be considered under the joint rules.

The Chair ruled that there is a precedent to call up a Senate File and substitute a House File during this week of the Legislative session and that the motion to substitute is in order.

A record roll call was requested.

On the question "Shall House File 203 be substituted for Senate File 184?", the vote was:

Yeas, 27:

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

Nays, 21:

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

Absent, 2:

Bertrand	Chapman
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The motion prevailed and **House File 203** was **substituted** for **Senate File 184**.

House File 203

On motion of Senator Kapucian, **House File 203**, a bill for an act authorizing the use of primary road fund moneys for the secondary road and municipal street systems, was taken up for consideration.

(House File 203 was deferred.)

The Senate stood at ease at 5:49 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 6:16 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Sinclair, until she returns, on request of Senator Dix.

The Senate resumed consideration of House File 203, previously deferred.

Senator Kapucian 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. 203), the vote was:

Yeas, 26:

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

Nays, 21:

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

Absent, 3:

Bertrand	Chapman	Sinclair
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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 472 and 479** and **House File 203** be **immediately messaged** to the House.

WITHDRAWN

Senator Kapucian asked and received unanimous consent that **Senate File 184** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 6:47 p.m. until 9:00 a.m., Tuesday, March 14, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

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

ATTORNEY GENERAL

Revised Report Iowa Sexual Assault Kit Initiative Inventory Report, pursuant to 2016 Iowa Acts, Chapter 1042, section 1. Report received on March 13, 2017.

DEPARTMENT OF REVENUE

Iowa Capital Investment Board Annual Report, pursuant to Iowa Code section 15E.63. Report received on March 13, 2017.

CERTIFICATE OF RECOGNITION

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

Iowa City West High School Trojans—For winning the 2017 Iowa State Boys' Class 4A Basketball Championship. Senator Dvorsky.

INTRODUCTION OF RESOLUTION

Senate Concurrent Resolution 5, by Dix, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-seventh General Assembly.

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

INTRODUCTION OF BILLS

Senate File 490, by Danielson, a bill for an act relating to the funding of fire and emergency response services training in the state by creating a fire and emergency response services training grant fund, providing for certain transfers to the fund, and repealing and creating certain other funds.

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

Senate File 491, by Danielson, a bill for an act relating to the individual income tax credits for volunteer fire fighters, volunteer emergency medical services personnel members, and reserve peace officers by increasing the amounts of the credits and requesting an interim study related to the credits, and including effective date and retroactive applicability provisions.

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

BILL REFERRED TO COMMITTEE

President Whitver referred **House File 295**, previously passed on file, to the committee on **State Government**.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 10

STATE GOVERNMENT: Feenstra, Chair; Horn and Schultz

House File 396

HUMAN RESOURCES: Costello, Chair; Ragan and Shipley

House File 467

STATE GOVERNMENT: Brown, Chair; Danielson and Schneider

House File 471

STATE GOVERNMENT: Chapman, Chair; Bisignano and Brown

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Thursday, March 9, 2017, when the vote was taken on Senate Files 331, 355, 358, 409, 410, 438, 444, 455, and 462. Had I been present, I would have voted AYE on all of them.

BILL ANDERSON

ALSO: MR. PRESIDENT: I was necessarily absent from the Senate chamber on Thursday, March 9, 2017, when the vote was taken on Senate Files 438 and 455. Had I been present, I would have voted AYE on both of them.

THOMAS A. GREENE

AMENDMENTS FILED

S-3122	S.F.	447	Dan Zumbach
S-3123	S.F.	435	Nate Boulton
S-3124	S.F.	435	Nate Boulton
S-3125	S.F.	435	Nate Boulton
S-3126	S.F.	435	Nate Boulton
S-3127	S.F.	435	Nate Boulton
S-3128	S.F.	435	Nate Boulton
S-3129	S.F.	435	Nate Boulton
S-3130	S.F.	435	Nate Boulton
S-3131	S.F.	184	Jeff Danielson
			Rich Taylor
			Wally E. Horn
			Pam Jochum
			Robert E. Dvorsky
			Robert M. Hogg
			Joe Bolkcom
			Jim Lykam
			Matt McCoy

			Tod R. Bowman
			Janet Petersen
			Nate Boulton
			Herman C. Quirmbach
			Tony Bisignano
			William A. Dotzler, Jr.
			Rita Hart
			Kevin Kinney
			Chaz Allen
			Amanda Ragan
			Liz Mathis
S-3132	S.F.	184	Jeff Danielson
			Rich Taylor
			Wally E. Horn
			Pam Jochum
			Robert E. Dvorsky
			Robert M. Hogg
			Joe Bolkcom
			Jim Lykam
			Matt McCoy
			Tod R. Bowman
			Janet Petersen
			Nate Boulton
			Herman C. Quirmbach
			Tony Bisignano
			William A. Dotzler, Jr.
			Rita Hart
			Kevin Kinney
			Chaz Allen
			Liz Mathis
			Amanda Ragan
S-3133	S.F.	184	Joe Bolkcom
			Robert E. Dvorsky
			Matt McCoy
			Herman C. Quirmbach
			Liz Mathis
			Tony Bisignano
			Robert M. Hogg
			Pam Jochum
			Rita Hart
			Janet Petersen

			Nate Boulton
			Rich Taylor
			Jim Lykam
			William A. Dotzler, Jr.
S-3134	S.F.	250	Mark Segebart

JOURNAL OF THE SENATE

SIXTY-FIFTH CALENDAR DAY
FORTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 14, 2017

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

Prayer was offered by the Honorable Nate Boulton, member of the Senate from Polk County, Des Moines, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cub Scout Pack 38 from Clive, West Des Moines, and Windsor Heights, Iowa. They were the guests of Senator Schneider.

The Journal of Monday, March 13, 2017, was approved.

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 13, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 331, a bill for an act relating to energy efficiency reporting requirements applicable to certain gas and electric utilities.

Senate File 376, a bill for an act relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

Senate File 409, a bill for an act relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties.

ALSO: That the House has on March 13, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 393, a bill for an act relating to programs and activities under the purview of the department of public health, and including effective date provisions.

Read first time and referred to committee on **Human Resources**.

House File 440, a bill for an act relating to the filing and publication duties of county agricultural extension councils.

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

House File 445, a bill for an act relating to public utilities and other infrastructure, including the confidentiality of certain information relating to cyber security or critical infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions.

Read first time and attached to **companion Senate File 417**.

House File 462, a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission.

Read first time and attached to **similar Senate File 396**.

House File 464, a bill for an act relating to the crossing of highways by all-terrain vehicles and off-road utility vehicles, and making a penalty applicable.

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

House File 475, a bill for an act relating to the use of a straight wall cartridge rifle to hunt deer and including penalties.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 488, a bill for an act relating to nonsubstantive Code corrections.

Read first time and attached to **companion Senate File 384**.

House File 527, a bill for an act relating to correctional institution utilization.

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

House File 529, a bill for an act providing for conformity with federal law relating to civil penalties for violations of the state occupational safety and health law and including effective date provisions.

Read first time and referred to committee on **Labor and Business Relations**.

The Senate stood at ease at 9:16 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 1:12 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Horn, until he arrives, on request of Senator Hogg.

CONFIRMATION OF GOVERNOR'S APPOINTMENT
(Individual Confirmation Calendar)

Senator Dix called up the appointment of Dr. Michael Richards as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on February 22, 2017, found on page 388 of the Senate Journal.

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

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

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 480, 250, and 404.

Senate File 480

On motion of Senator Garrett, **Senate File 480**, a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **Senate File 480** be **deferred**.

Senate File 250

On motion of Senator Segebart, **Senate File 250**, a bill for an act establishing a notification requirement for mammogram reports to patients, was taken up for consideration.

Senator Segebart offered amendment S-3134, filed by him on March 13, 2017, to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S-3134 was adopted by a voice vote.

Senator Segebart 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. 250), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 404

On motion of Senator Bertrand, **Senate File 404**, a bill for an act relating to the use of experimental treatments for patients with a terminal illness, was taken up for consideration.

Senator Bertrand 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. 404), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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 250** and **404** 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 411, 441, and 442.

Senate File 411

On motion of Senator Anderson, **Senate File 411**, a bill for an act relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions, was taken up for consideration.

Senator Anderson 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. 411), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 441

On motion of Senator Smith, **Senate File 441**, a bill for an act relating to the issuance of birth certificates and providing for a repeal, was taken up for consideration.

Senator Smith offered amendment S–3137, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S–3137 was adopted by a voice vote.

Senator Smith 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. 441), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 442

On motion of Senator Smith, **Senate File 442**, a bill for an act concerning persons voluntarily excluded from gambling facilities, was taken up for consideration.

Senator Smith 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. 442), the vote was:

Yeas, 47:

Allen	Costello	Hogg	Ragan
Anderson	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	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
Chapman	Guth	McCoy	Zumbach
Chelgren	Hart	Petersen	

Nays, 2:

Quirmbach	Zaun
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Absent, 1:

Horn

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 411, 441, and 442** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 2:09 p.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 4:38 p.m., President Whitver presiding.

The Senate stood at ease at 4:39 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 5:21 p.m., President Whitver presiding.

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 14, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 296, a bill for an act relating to controlled substances, including by temporarily designating substances as controlled substances, modifying the penalties for imitation controlled substances and certain controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and providing penalties.

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

House File 306, a bill for an act relating to the requirements for nurse aide training and testing programs.

Read first time and referred to committee on **Human Resources**.

House File 511, a bill for an act relating to the administration of the state forest nurseries.

Read first time and referred to committee on **Natural Resources and Environment**.

House File 534, a bill for an act relating to exceptions from child care facility licensing requirements.

Read first time and referred to committee on **Human Resources**.

House File 543, a bill for an act relating to child in need of assistance and child abuse cases involving certain drugs and other substances.

Read first time and referred to committee on **Human Resources**.

House File 544, a bill for an act including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals, and including effective date provisions.

Read first time and attached to **similar Senate File 420**.

House File 547, a bill for an act relating to background investigations conducted by the department of human services.

Read first time and referred to committee on **Human Resources**.

House File 568, a bill for an act relating to pari-mutuel wagering, including horse and dog racing medication requirements and the applicability of certain setoff procedures to advance deposit wagering operators and including effective date provisions.

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

House File 577, a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions.

Read first time and attached to **companion Senate File 480**.

House File 581, a bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal.

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

House File 584, a bill for an act concerning the duties of the department of veterans affairs relative to veteran exposure to Agent Orange.

Read first time and referred to committee on **Veterans Affairs**.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 447 and 471.

Senate File 447

On motion of Senator Zumbach, **Senate File 447**, a bill for an act providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions, was taken up for consideration.

Senator Kinney offered amendment S-3141, filed by him from the floor to pages 1 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3141 be adopted?" (S.F. 447), the vote was:

Yeas, 22:

Allen	Danielson	Johnson, D.	Quirnbach
Bisignano	Dotzler	Kinney	Ragan
Bolkcom	Dvorsky	Lykam	Taylor
Boulton	Hart	Mathis	Zaun
Bowman	Hogg	McCoy	
Chelgren	Jochum	Petersen	

Nays, 27:

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

Absent, 1:

Horn

Amendment S–3141 lost.

Senator Zumbach offered amendment S–3122, filed by him on March 13, 2017, to pages 1–3 of the bill.

Senator D. Johnson offered amendment S–3153, filed by from the floor to pages 1 and 3 of amendment S–3122, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3153 to amendment S–3122 be adopted?” (S.F. 447), the vote was:

Yeas, 20:

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

Nays, 29:

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

Absent, 1:

Horn

Amendment S–3153 to S–3122 lost.

Senator Zumbach moved the adoption of amendment S–3122.

Amendment S–3122 was adopted by a voice vote.

Senator Hogg offered amendment S–3154, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3154 be adopted?” (S.F. 447), the vote was:

Yeas, 18:

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

Nays, 31:

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

Absent, 1:

Horn

Amendment S–3154 lost.

Senator Hart offered amendment S–3155, filed by her from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3155 be adopted?" (S.F. 447), the vote was:

Yeas, 20:

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

Nays, 29:

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

Absent, 1:

Horn

Amendment S-3155 lost.

Senator D. Johnson offered amendment S-3152, filed by him from the floor to page 3 of the bill.

President Pro Tempore Behn took the chair at 6:54 p.m.

President Whitver took the chair at 6:57 p.m.

Senator D. Johnson moved the adoption of amendment S-3152.

A record roll call was requested.

On the question "Shall amendment S-3152 be adopted?" (S.F. 447), the vote was:

Yeas, 20:

Allen	Danielson	Jochum	McCoy
Bisignano	Dotzler	Johnson, D.	Petersen
Bolkcom	Dvorsky	Kinney	Quirmbach
Boulton	Hart	Lykam	Ragan

Bowman	Hogg	Mathis	Taylor
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Nays, 29:

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

Absent, 1:

Horn

Amendment S-3152 lost.

Senator Zumbach 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. 447), the vote was:

Yeas, 31:

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

Nays, 18:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Lykam	Ragan
Bolkcom	Hart	Mathis	Taylor
Boulton	Hogg	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Horn

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

Senate File 471

On motion of Senator Costello, **Senate File 471**, a bill for an act relating to feticide, making penalties applicable, and including effective date provisions, was taken up for consideration.

Senator Chapman offered amendment S-3142, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Costello raised the point of order that amendment S-3142 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3142 out of order.

Senator Chapman requested under Rule 25 to suspend the rules to consider amendment S-3142.

A record roll call was requested.

On the question "Shall the rules be suspended?", the vote was:

Yeas, 16:

Anderson	Chapman	Johnson, C.	Segebart
Behn	Feenstra	Kraayenbrink	Sinclair
Bertrand	Garrett	Lofgren	Smith
Breitbach	Guth	Rozenboom	Zaun

Nays, 33:

Allen	Dawson	Johnson, D.	Schneider
Bisignano	Dix	Kapucian	Schultz
Bolkcom	Dotzler	Kinney	Shipley
Boulton	Dvorsky	Lykam	Taylor
Bowman	Edler	Mathis	Whitver
Brown	Greene	McCoy	Zumbach
Chelgren	Hart	Petersen	
Costello	Hogg	Quirmbach	
Danielson	Jochum	Ragan	

Absent, 1:

Horn

The motion failed and the rules were not suspended.

Senator Chelgren withdrew amendment S-3136, filed by him from the floor to page 1 and amending the title page of the bill.

Senator Chelgren offered amendment S-3149, filed by him from the floor to page 1 and amending the title page of the bill.

Senator Bolkcom raised the point of order that amendment S-3149 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-3149 in order.

(Senate File 471 and amendment S-3149 were deferred.)

The Senate stood at ease at 8:12 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 8:51 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 471 and amendment S-3149, previously deferred.

Senator Bolkcom called for the following division of amendment S-3149:

Division S-3149A: Page 1, line 2 through page 2, line 21; and page 2 lines 28-30; and

Division S-3149B: Page 2, lines 22-27.

Senator Chelgren withdrew division S-3149A.

Senator Jochum offered amendment S-3146, filed by Senator Jochum, et al., from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3146 be adopted?" (S.F. 471), the vote was:

Yeas, 19:

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

Nays, 30:

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

Absent, 1:

Horn

Amendment S-3146 lost.

Senator Chelgren moved the adoption of division S-3149B.

A nonrecord roll call was requested.

Division S-3149B was adopted.

Senator Costello 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. 471), the vote was:

Yeas, 32:

Anderson	Costello	Johnson, C.	Schultz
Behn	Dawson	Johnson, D.	Segebart
Bertrand	Dix	Kapucian	Shiple
Bowman	Edler	Kinney	Sinclair

Breitbach	Feenstra	Kraayenbrink	Smith
Brown	Garrett	Lofgren	Whitver
Chapman	Greene	Rozenboom	Zaun
Chelgren	Guth	Schneider	Zumbach

Nays, 17:

Allen	Dotzler	Lykam	Ragan
Bisignano	Dvorsky	Mathis	Taylor
Bolkcom	Hart	McCoy	
Boulton	Hogg	Petersen	
Danielson	Jochum	Quirnbach	

Absent, 1:

Horn

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 447 and 471** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:31 p.m. until 9:00 a.m., Wednesday, March 15, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

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

Stross Newcom, Forest City—For achieving the rank of Eagle Scout, Troop 1418. Senator Guth.

Pocahontas Area Community Schools—For winning their second straight Iowa State Girls' Class 3A State Basketball Championship. Senator Kraayenbrink.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Tuesday, March 14, 2017, 3:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Bertrand, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed SJR 9.

Adjourned: 4:25 p.m.

JUDICIARY

Convened: Tuesday, March 14, 2017, 2:15 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved HFs 52, 133, 183, and 253.

Adjourned: 2:35 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 13, by Schneider, a resolution honoring the peaceful kinship between the peoples of Canada and the United States, and recognizing March 15, 2017, as Canada Day at the Iowa Capitol.

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

SUBCOMMITTEE ASSIGNMENTS

Senate File 487

JUDICIARY: Sinclair, Chair; Petersen and Schultz

Senate File 491

WAYS AND MEANS: Feenstra, Chair; Brown and McCoy

House File 440

AGRICULTURE: Shipley, Chair; Bowman and Brown

House File 464

TRANSPORTATION: Zumbach, Chair; Bowman and Brown

House File 469

AGRICULTURE: Edler, Chair; Bowman and Brown

House File 485

LOCAL GOVERNMENT: Guth, Chair; Allen and Kraayenbrink

House File 496

TRANSPORTATION: Kraayenbrink, Chair; Anderson and Bowman

House File 527

JUDICIARY: Zaun, Chair; Edler and Taylor

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE JOINT RESOLUTION 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation.

Recommendation: DO PASS.

Final Vote: Ayes, 17: Schneider, Kraayenbrink, Bertrand, Chelgren, Costello, Danielson, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, Ragan, Rozenboom, Shipley, and Zumbach. Nays, 4: Bolkcom, Boulton, Dotzler, and McCoy. Absent, none.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 52, a bill for an act relating to the criminal offense of interference with official acts and certain county-provided bailiff services, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 133, a bill for an act relating to guardians ad litem, attorneys for minor children, child custody investigators, and child and family reporters involved in child custody and visitation proceedings.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 183, a bill for an act relating to service of copies of court documents on certain persons relating to the receipt of emergency protective services by a dependent adult.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 253, a bill for an act relating to proceedings and actions regarding paternity and the obligation for support.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Monday, March 13, 2017, when the vote was taken on House File 203. Had I been present, I would have voted AYE.

JAKE CHAPMAN

ALSO: MR. PRESIDENT: I was necessarily absent from the Senate chamber on Monday, March 13, 2017, when the vote was taken on House File 203. Had I been present, I would have voted AYE.

AMY SINCLAIR

AMENDMENTS FILED

S-3135	S.F.	435	Nate Boulton
S-3136	S.F.	471	Mark Chelgren
S-3137	S.F.	441	Roby Smith
S-3138	S.F.	395	Robert M. Hogg
S-3139	S.F.	395	Pam Jochum
S-3140	S.F.	395	Robert M. Hogg
S-3141	S.F.	447	Kevin Kinney
S-3142	S.F.	471	Jake Chapman
S-3143	S.F.	399	Tod R. Bowman
S-3144	S.F.	399	Pam Jochum
S-3145	S.F.	433	Matt McCoy
S-3146	S.F.	471	Pam Jochum
			Robert E. Dvorsky
			Rita Hart
			Matt McCoy
			Janet Petersen
			William A. Dotzler, Jr.
			Joe Bolkcom
			Herman C. Quirmbach
			Nate Boulton
S-3147	S.F.	399	Janet Petersen
S-3148	S.F.	395	Robert M. Hogg
S-3149	S.F.	471	Mark Chelgren
S-3150	S.F.	445	Dan Dawson
S-3151	S.F.	480	Liz Mathis
S-3152	S.F.	447	David Johnson

S-3153	S.F.	447	David Johnson
S-3154	S.F.	447	Robert M. Hogg
S-3155	S.F.	447	Rita Hart

JOURNAL OF THE SENATE

SIXTY-SIXTH CALENDAR DAY
FORTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 15, 2017

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

Prayer was offered by Pastor Kent Hillesland of the Community Chapel in Lakota, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Abram Watson.

Nic Englin with the South Central Calhoun Interact Club played the National Anthem on the baritone. He was the guest of Senator Zumbach.

The Journal of Tuesday, March 14, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:17 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:29 a.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 13, a resolution honoring the peaceful kinship between the peoples of Canada and the United States, and recognizing March 15, 2017, as Canada Day at the Iowa Capitol.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dix, Whitver, Hogg, 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 13.

Senate Resolution 13

On motion of Senator Schneider, **Senate Resolution 13**, a resolution honoring the peaceful kinship between the peoples of Canada and the United States, and recognizing March 15, 2017, as Canada Day at the Iowa Capitol, with report of committee recommending passage, was taken up for consideration.

Senator Schneider moved the adoption of Senate Resolution 13, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Schneider introduced to the Senate chamber Minneapolis Canadian Consul General, Khawar Nasim; accompanied by Saskatchewan Premier, Brad Wall; and Parliamentary Secretary for Foreign Affairs, Andrew Leslie.

Consul General Nasim addressed the Senate with brief remarks.

The Honorable Brad Wall addressed the Senate with brief remarks.

The Honorable Andrew Leslie addressed the Senate with brief remarks.

The Senate rose and expressed its welcome.

The Senate stood at ease at 9:43 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:47 a.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Horn, until he arrives, on request of Senator Hogg.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Dix called up the appointment of Linda Miller as Director of the Department on Aging, placed on the Individual Confirmation Calendar on February 27, 2017, found on page 416 of the Senate Journal.

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

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

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senator Dix called up the appointment of Camille Valley as a member of the Property Assessment Appeal Board, placed on the Individual Confirmation Calendar on February 27, 2017, found on page 416 of the Senate Journal.

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

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

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senator Dix called up the appointment of Dr. Ann Lebo as Executive Director of the Board of Educational Examiners, placed on the Individual Confirmation Calendar on February 22, 2017, found on page 388 of the Senate Journal.

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

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

Yeas, 49:

Allen	Danielson	Johnson, C.	Schneider
Anderson	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart

Bertrand	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Edler	Lofgren	Smith
Boulton	Feenstra	Lykam	Taylor
Bowman	Garrett	Mathis	Whitver
Breitbach	Greene	McCoy	Zaun
Brown	Guth	Petersen	Zumbach
Chapman	Hart	Quirnbach	
Chelgren	Hogg	Ragan	
Costello	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Horn

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

Senator Dix called up the appointment of Katherine Schmidt as a member of the Board of Educational Examiners, placed on the Individual Confirmation Calendar on February 22, 2017, found on page 388 of the Senate Journal.

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

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 405 and 415.

Senate File 405

On motion of Senator Schultz, **Senate File 405**, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions, 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. 405), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 415

On motion of Senator Zaun, **Senate File 415**, a bill for an act providing immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons who report, seek, or require emergency assistance for alcohol overdoses or protection from certain crimes, and modifying penalties, 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?” (S.F. 415), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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 405 and 415** 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 439, 445, and 483.

Senate File 439

On motion of Senator Lofgren, **Senate File 439**, a bill for an act relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time, was taken up for consideration.

Senator Lofgren 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. 439), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 445

On motion of Senator Dawson, **Senate File 445**, a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records, was taken up for consideration.

Senator Dawson offered amendment S-3150, filed by him on March 14, 2017, to pages 1-3 of the bill, and moved its adoption.

Amendment S-3150 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. 445), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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

Senate File 483

On motion of Senator Zaun, **Senate File 483**, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions, 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?" (S.F. 483), the vote was:

Yeas, 49:

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

Nays, none.

Absent, 1:

Horn

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 439, 445, and 483** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR’S APPOINTMENTS

In accordance with Senate Rule 59, Senator Dix called up the following eligible appointees on the En Bloc Confirmation Calendar:

Bruce Lehrman, Economic Development Authority

Kathleen Stoppelmoor, Electrical Examining Board

Jacob Anderson, Enhance Iowa Board

Eric Bookmeyer, Enhance Iowa Board

Michael Broshar, Enhance Iowa Board

Emily Damman, Enhance Iowa Board

Lisa Hein, Enhance Iowa Board

Mark Kapfer, Enhance Iowa Board

Stefanie Kohn, Enhance Iowa Board

Derek Lumsden, Enhance Iowa Board

Kate McGann, Enhance Iowa Board

Tammy Robinson, Enhance Iowa Board

Charese Yanney, Enhance Iowa Board

Brenda Perrin, Health Facilities Council

Dr. Jonathan Crosbie, Healthy and Well Kids in Iowa (HAWK-I)

Dr. Nicole Gilg Gachiani, Board of Medicine

E. J. Giovannetti, Iowa Public Information Board

Keith Luchtel, Iowa Public Information Board

Frederick (Rick) Morain, Iowa Public Information Board

William Peard, Iowa Public Information Board

Julie Pottorff, Iowa Public Information Board

Renee Twedt, Iowa Public Information Board

Mary Ungs-Sogaard, Iowa Public Information Board

Mary Van Horn, Commission of Veterans Affairs

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 49:

Allen
Anderson
Behn
Bertrand

Danielson
Dawson
Dix
Dotzler

Johnson, C.
Johnson, D.
Kapucian
Kinney

Schneider
Schultz
Segebart
ShIPLEY

Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Edler	Lofgren	Smith
Boulton	Feenstra	Lykam	Taylor
Bowman	Garrett	Mathis	Whitver
Breitbach	Greene	McCoy	Zaun
Brown	Guth	Petersen	Zumbach
Chapman	Hart	Quirmbach	
Chelgren	Hogg	Ragan	
Costello	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Horn

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 12:54 p.m. until 9:00 a.m., Thursday, March 16, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

IOWA STATE FAIR BOARD

Judicial Review Report, pursuant to Iowa Code section 625.29. Report received on March 15, 2017.

DEPARTMENT OF PUBLIC DEFENSE

Offenses Reported to Civilian Law Enforcement Authorities, pursuant to Iowa Code section 29B.116B. Report received on March 15, 2017.

DEPARTMENT OF REVENUE

Central Collections Unit (CCU) Quarterly Debt Report for Qtr Ending 9/30/16, pursuant to Iowa Code section 421.17. Report received on March 15, 2017.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Richard and Delores DeLarm, Onslow—For celebrating their 60th wedding anniversary. Senator Bowman.

Julius and Ann Nims, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman.

REPORTS OF COMMITTEE MEETINGS

HUMAN RESOURCES

Convened: Wednesday, March 15, 2017, 2:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley.

Members Absent: Chapman and Chelgren (both excused).

Committee Business: Service Provider Documentation presentation.

Adjourned: 2:45 p.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 15, 2017, 1:00 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Dvorsky, Greene, Guth, Kraayenbrink, Quirnbach, and Segebart.

Members Absent: Chelgren and McCoy (both excused).

Committee Business: Approved HFs 307 and 308.

Adjourned: 1:10 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, March 15, 2017, 9:20 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith.

Members Absent: None.

Committee Business: Passed SR 13 and SCR 5. Gubernatorial appointments.

Adjourned: 9:25 a.m.

WAYS AND MEANS

Convened: Wednesday, March 15, 2017, 3:05 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Bolkom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: Anderson (excused).

Committee Business: Approved SF 233. Passed SSB 1125.

Adjourned: 3:15 p.m.

SUBCOMMITTEE ASSIGNMENTS

Senate File 408

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Smith

House File 295

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Chapman

House File 306

HUMAN RESOURCES: Costello, Chair; Garrett and Ragan

House File 393

HUMAN RESOURCES: Costello, Chair; Jochum and Shipley

House File 534

HUMAN RESOURCES: Shipley, Chair; Costello and Mathis

House File 543

HUMAN RESOURCES: Chapman, Chair; Bolkom and C. Johnson

House File 547

HUMAN RESOURCES: C. Johnson, Chair; Costello and Mathis

FINAL COMMITTEE REPORTS OF BILL ACTION

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 307, a bill for an act relating to the procedures for granting a waterworks or sewer services franchise by a city and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Garrett, Lofgren, Allen, Dvorsky, Greene, Guth, Kraayenbrink, Quirmbach, and Segebart. Nays, none. Absent, 2: Chelgren and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 308, a bill for an act concerning the release of certain military personnel records.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Garrett, Lofgren, Allen, Dvorsky, Greene, Guth, Kraayenbrink, Quirmbach, and Segebart. Nays, none. Absent, 2: Chelgren and McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

RULES AND ADMINISTRATION

Bill Title: SENATE CONCURRENT RESOLUTION 5, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-seventh General Assembly.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dix, Whitver, Hogg, Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Nicholas Chilcoat to Economic Development Authority be removed from the "En Bloc Confirmation Calendar" and placed on the "Individual Confirmation Calendar":

ROBERT M. HOGG

APPOINTMENTS

The following appointees were submitted to the Secretary of the Senate for Senate confirmation (all appointees are submitted as **members** unless otherwise specified):

BY THE GOVERNOR

TERM

ACCOUNTANCY EXAMINING BOARD (Sec. 542.4)	
Shelley Laracuente, Ankeny	05/01/2017 – 04/30/2020
Aaron Olson, Bode	05/01/2017 – 04/30/2019
S. James Smith, Earlham	05/01/2017 – 04/30/2020
ADJUTANT GENERAL, STATE OF IOWA (Sec. 29A.11)	
Major General Timothy Orr, Johnston	05/01/2017 – Pleasure of the Governor
AFRICAN AMERICANS, COMMISSION ON THE STATUS OF (Sec. 216A.142)	
Tobi Parks, Des Moines	05/01/2017 – 04/30/2021
AGING, COMMISSION ON (Sec. 231.11)	
Cheryl Arnold, Russell	05/01/2017 – 04/30/2021
Quentin Hart, Waterloo	05/01/2017 – 04/30/2021
G. Willard Jenkins, Waterloo	05/01/2017 – 04/30/2021
AGRICULTURAL DEVELOPMENT BOARD (Sec. 16.2C)	
John Fredrickson, Gowrie	05/01/2017 – 04/30/2023
ALCOHOLIC BEVERAGES COMMISSION (Sec. 123.5)	
Christine Spratt, Burlington	05/01/2017 – 04/30/2022
ARCHITECTURAL EXAMINING BOARD (Sec. 544A.1)	
Tandi Brannaman, Iowa City	05/01/2017 – 04/30/2020
Joseph Ferrentino, Des Moines	05/01/2017 – 04/30/2020
Jerry Purdy, Adel	05/01/2017 – 04/30/2020
ASIAN AND PACIFIC ISLANDER AFFAIRS, COMMISSION OF (Sec. 216A.152)	
Benjamin Jung, West Des Moines	05/01/2017 – 04/30/2020
James Suong, Des Moines	05/01/2017 – 04/30/2020
ATHLETIC TRAINING, BOARD OF (Sec. 147.14(1)(r))	
Susan Theisen, Dyersville	05/01/2017 – 04/30/2020
AUTISM COUNCIL, IOWA (Sec. 256.35A)	
Christine Bowker, Fort Madison	05/01/2017 – 04/30/2020
Jeanne Kerkoff, Templeton	05/01/2017 – 04/30/2020

Angela Logsdon, Urbandale	05/01/2017 – 04/30/2020
Nicholos Nopoulos, Des Moines	05/01/2017 – 04/30/2019
Dr. Sean Peterson, Sioux City	05/01/2017 – 04/30/2020
BANKING, SUPERINTENDENT OF (Sec. 524.201)	
Ron Hansen, Durant	05/01/2017 – 04/30/2021
BARBERING, BOARD OF (Sec. 147.14(1)(a))	
John Anderson, Nevada	05/01/2017 – 04/30/2020
Terry Moll, Des Moines	05/01/2017 – 04/30/2020
BEHAVIORAL SCIENCE, BOARD OF (Sec. 147.14(1)(m))	
Dr. Kevin Allemagne, Johnston	05/01/2017 – 04/30/2018
Donald Gilbert, Bondurant	05/01/2017 – 04/30/2020
Jeff Kerber, Johnston	05/01/2017 – 04/30/2020
Sherill Whisenand, Des Moines	05/01/2017 – 04/30/2020
BLIND, COMMISSION FOR THE (Sec. 216B.2)	
Ryan Brems, Cedar Rapids	05/01/2017 – 04/30/2020
BOILER AND PRESSURE VESSEL BOARD (Sec. 89.14)	
Robert Brecke, Palo	05/01/2017 – 04/30/2021
Timothy Fehr, Iowa City	05/01/2017 – 04/30/2021
Amy Iles, Hastings	05/01/2017 – 04/30/2021
CAPITAL INVESTMENT BOARD, IOWA (Sec. 15E.63)	
Jennifer Pavlovec, Johnston	05/01/2017 – 04/30/2022
CHILD ADVOCACY BOARD (Sec. 237.16)	
Courtney Clarke, Waukee	05/01/2017 – 04/30/2021
Marc Elcock, Osceola	05/01/2017 – 04/30/2021
Sara Parris, Johnston	05/01/2017 – 04/30/2019
Elaine Sanders, Sioux City	05/01/2017 – 04/30/2021
Wayne Schellhammer, Urbandale	05/01/2017 – 04/30/2021
CHIROPRACTIC, BOARD OF (Sec. 147.14(1)(h))	
Leslie Duinink, Monroe	05/01/2017 – 04/30/2020
Dr. Rex Jones, Spencer	05/01/2017 – 04/30/2020
Nancy Netolicky, Cedar Rapids	05/01/2017 – 04/30/2020
CIVIL RIGHTS COMMISSION, IOWA STATE (Sec. 216.3)	
Tom Conley, Urbandale	05/01/2017 – 04/30/2021
Lauren Haugh, Des Moines	05/01/2017 – 04/30/2021
Douglas Oelschlaeger, Cedar Rapids	05/01/2017 – 04/30/2021
Marcelena Ordaz, Eldridge	05/01/2017 – 04/30/2021

COMMUNITY ACTION AGENCIES, COMMISSION ON (Sec. 216A.92A)

Anna Brown, De Witt	05/01/2017 – 04/30/2020
Ajit Kumar, Clive	05/01/2017 – 04/30/2020
Mary Whisenand, Des Moines	05/01/2017 – 04/30/2020

CORRECTIONS, BOARD OF (Sec. 904.104)

Richard LaMere, Jr., Anamosa	05/01/2017 – 04/30/2021
Rebecca Williams, Cedar Rapids	05/01/2017 – 04/30/2021

COSMETOLOGY ARTS AND SCIENCES, BOARD OF (Sec. 147.14(1)(n))

Jerry Akers, Palo	05/01/2017 – 04/30/2020
Mary Clausen, Webster City	05/01/2017 – 04/30/2020
Jacquelyn Hein, Monticello	05/01/2017 – 04/30/2020
Lois Leytem, Dubuque	05/01/2017 – 04/30/2020
Nichole Origer, West Bend	05/01/2017 – 04/30/2020

COUNTY FINANCE COMMITTEE (Sec. 333A.2)

David Farmer, Davenport	05/01/2017 – 04/30/2021
Janine Sulzner, Anamosa	05/01/2017 – 04/30/2021
Patricia Wright, Mason City	05/01/2017 – 04/30/2021

CREDIT UNION REVIEW BOARD (Sec. 533.107)

Janet Pepper, Des Moines	05/01/2017 – 04/30/2020
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CRIMINAL AND JUVENILE JUSTICE PLANNING ADVISORY COUNCIL
(216A.132)

Tiffany Allison, Des Moines	05/01/2017 – 04/30/2018
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DEAF SERVICES, COMMISSION OF (Sec. 216A.113)

Dirk Hillard, Davenport	05/01/2017 – 04/30/2021
Telina McKenna-Quintana, Waterloo	05/01/2017 – 04/30/2021

DENTISTRY, BOARD OF (Sec. 147.14(1)(d))

Dr. Michael Davidson, Urbandale	05/01/2017 – 04/30/2020
Mary Kelly Grief, Des Moines	05/01/2017 – 04/30/2020
Bruce Thorsen, Clive	05/01/2017 – 04/30/2020

DIETETICS, BOARD OF (Sec. 147.14(1)(k))

Daniel Deutschman, Pella	05/01/2017 – 04/30/2020
Julie Eichenberger, Iowa City	05/01/2017 – 04/30/2019
Stacey Loftus, Missouri Valley	05/01/2017 – 04/30/2020

DRUG POLICY ADVISORY COUNCIL, IOWA (Sec. 80E.2)

Jennifer Miller, Marshalltown	05/01/2017 – 04/30/2021
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DRUG POLICY COORDINATOR (Sec. 80E.1)

Steve Lukan, West Des Moines	05/30/2016 – Pleasure of the Governor
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EARLY CHILDHOOD IOWA STATE BOARD (Sec. 256I.3)

David Arens, Urbandale	05/01/2017 – 04/30/2020
James Christensen, Waterloo	05/01/2017 – 04/30/2020
Terry Harrmann, Des Moines	05/01/2017 – 04/30/2020

ECONOMIC DEVELOPMENT AUTHORITY (Sec. 15.105)

Dr. Nicholas Chilcoat, Clive	05/01/2017 – 04/30/2021
Craig Francisco, Storm Lake	05/01/2017 – 04/30/2021
Megan McKay, Pella	05/01/2017 – 04/30/2021

EDUCATIONAL EXAMINERS, BOARD OF (Sec. 272.3)

Mary Overholtzer, Tingley	05/01/2017 – 04/30/2021
Michael Ross, Davenport	05/01/2017 – 04/30/2020
Erin Schoening, Underwood	05/01/2017 – 04/30/2021
Anthony Voss, Hudson	05/01/2017 – 04/30/2021

ELECTRICAL EXAMINING BOARD (Sec. 103.2)

Marg Stoldorf, Red Oak	05/01/2017 – 04/30/2020
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ELEVATOR SAFETY BOARD (Sec. 89A.13)

Kerry Dixon, Ames	05/01/2017 – 04/30/2021
Kristine Kesterson, Williamsburg	05/01/2017 – 04/30/2021
Wayne Sims, Des Moines	05/01/2017 – 04/30/2021

ENGINEERING AND LAND SURVEYING EXAMINING BOARD (Sec. 542B.3)

Paul Herold, Fort Atkinson	05/01/2017 – 04/30/2020
Rita Perea, Des Moines	05/01/2017 – 04/30/2020
Marlon Vogt, Marion	05/01/2017 – 04/30/2020

ENHANCE IOWA BOARD (Sec. 15F.102)

Michael Broshar, Buckingham	05/01/2017 – 04/30/2019
Lisa Hein, Ames	05/01/2017 – 04/30/2019
Stefanie Kohn, Cedar Rapids	05/01/2017 – 04/30/2019
Derek Lumsden, Osceola	05/01/2017 – 04/30/2019
Kate McGann, Malvern	05/01/2017 – 04/30/2019

ENVIRONMENTAL PROTECTION COMMISSION (Sec. 455A.6)

Howard Hill, Cambridge	05/01/2017 – 04/30/2021
Chad Ingels, Randalia	05/01/2017 – 04/30/2021
Bob Sinclair, Williamsburg	05/01/2017 – 04/30/2021

ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA (Sec. 68B.32)

Karin Derry, Johnston	05/01/2017 – 04/30/2021
Jonathan Roos, Polk City	05/01/2017 – 04/30/2023
Mary Rueter, De Witt	05/01/2017 – 04/30/2023

FINANCE AUTHORITY, IOWA (Sec. 16.2(1))

Ashley Aust, Des Moines	05/01/2017 – 04/30/2023
David Greenspon, West Des Moines	05/01/2017 – 04/30/2023
Michel Nelson, Carroll	05/01/2017 – 04/30/2023
Ruth Randleman, Carlisle	05/01/2017 – 04/30/2023

FLOOD MITIGATION BOARD (Sec. 418.5)

Ronald Herrig, Dubuque	05/01/2017 – 04/30/2020
Amy Kaleita, Ames	05/01/2017 – 04/30/2020

GRAIN INDEMNITY FUND BOARD, IOWA (Sec. 203D.4)

Lori Goetzinger, Carroll	05/01/2017 – 04/30/2020
Debra Keller, Clarion	05/01/2017 – 04/30/2020

GREAT PLACES BOARD, IOWA (Sec. 303.3C)

Alexsis Fleener, Atlantic	05/01/2017 – 04/30/2020
Nick Glew, Marion	05/01/2017 – 04/30/2019
Ruth Haus, Urbandale	05/01/2017 – 04/30/2020
Mark Jackson, Story City	05/01/2017 – 04/30/2020
Kasey Johnson Steen, Pleasant Hill	05/01/2017 – 04/30/2019
Jared McGovern, Dubuque	05/01/2017 – 04/30/2020

HEALTH FACILITIES COUNCIL (Sec. 135.62)

Harold Miller, Bettendorf	05/01/2017 – 04/30/2023
Brenda Perrin, Cherokee	05/01/2017 – 04/30/2023

HEALTHY AND WELL KIDS IN IOWA (HAWK-I) BOARD (Sec. 514I.5)

Alana Dizdarevic, Urbandale	05/01/2017 – 04/30/2018
Eric Kohlsdorf, Des Moines	05/01/2017 – 04/30/2019
Dr. Kaaren Vargas, Coralville	05/01/2017 – 04/30/2019

HEARING AID SPECIALISTS, BOARD OF (Sec. 147.14(v))

Bret Battles, Marshalltown	05/01/2017 – 04/30/2020
Jon McAvoy, Adel	05/01/2017 – 04/30/2020
Gregory Moore, Ottumwa	05/01/2017 – 04/30/2019

HIGHER EDUCATION LOAN AUTHORITY, IOWA (Sec. 261A.6)

Gary Steinke, Urbandale	05/01/2017 – 04/30/2023
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HUMAN SERVICES, COUNCIL ON (Sec. 217.2)

Mark Anderson, Waverly	05/01/2017 – 04/30/2023
Kimberly Kudej, Swisher	05/01/2017 – 04/30/2023

INNOVATION CORPORATION, BOARD OF IOWA (Sec. 15.107(4)(a))

Georgia Van Gundy, Des Moines	05/01/2017 – 04/30/2021
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INSURANCE, COMMISSIONER OF (Sec. 505.2)

Doug Ommen, Ankeny	05/01/2017 – 04/30/2021
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IPERS, INVESTMENT BOARD OF THE (Sec. 97B.8A)

Marlene Sprouse, Ottumwa 05/01/2017 – 04/30/2023
 Lisa Stange, West Des Moines 05/01/2017 – 04/30/2023

LABOR COMMISSIONER (Sec. 91.2)

Michael Mauro, Des Moines 05/01/2017 – 04/30/2023

LANDSCAPE ARCHITECTURAL EXAMINING BOARD (Sec. 544B.3)

Jack Jones, Mondamin 05/01/2017 – 04/30/2020
 Jonathan Martin, Norwalk 05/01/2017 – 04/30/2020
 Debra Schiel-Larson, Indianola 05/01/2017 – 04/30/2020

LATINO AFFAIRS, COMMISSION OF (Sec. 216A.12)

Sal Alaniz, Mt Pleasant 05/11/2016 – 04/30/2018
 Lorena Gingerich, West Branch 05/01/2017 – 04/30/2018

LAW ENFORCEMENT ACADEMY COUNCIL, IOWA (Sec. 80B.6)

Brian Gardner, Cedar Rapids 05/01/2017 – 04/30/2021
 Kevin Pals, Clear Lake 05/01/2017 – 04/30/2021
 Melinda Ruopp, Marshalltown 05/01/2017 – 04/30/2021
 Megan Weiss, Johnston 05/01/2017 – 04/30/2021

LOTTERY AUTHORITY, CHIEF EXECUTIVE OFFICER OF THE IOWA (Sec. 99G.5)

Terry Rich, Urbandale 05/01/2017 – 04/30/2021

MASSAGE THERAPY, BOARD OF (Sec. 147.14(1)(q))

Ryan Crawford, Stuart 05/01/2017 – 04/30/2020
 David Edwards, Des Moines 05/01/2017 – 04/30/2020
 Emily Farrell, Norwalk 05/01/2017 – 04/30/2020
 Michael Hammer, McGregor 05/01/2017 – 04/30/2020
 Irene Richards, Mason City 05/01/2017 – 04/30/2019
 Catherine Sampson, Des Moines 05/01/2017 – 04/30/2019

MEDICINE, BOARD OF (Sec. 147.14(1)(b))

Diane Clark, Lake Mills 05/01/2017 – 04/30/2020
 Hamed Tewfik, Iowa City 05/01/2017 – 04/30/2020
 Brian Wilson, Spencer 05/01/2017 – 04/30/2020

MENTAL HEALTH AND DISABILITY SERVICES COMMISSION (Sec. 225C.5(1))

Thomas Bouska, Council Bluffs 05/01/2017 – 04/30/2020
 Peter Brantner, Lenox 05/01/2017 – 04/30/2020
 Thomas Broeker, Burlington 05/01/2017 – 04/30/2020
 Kathryn Johnson, Cedar Rapids 05/01/2017 – 04/30/2020
 Betty King, Cedar Rapids 05/01/2017 – 04/30/2019
 Geoff Lauer, Iowa City 05/01/2017 – 04/30/2020

MORTUARY SCIENCE, BOARD OF (Sec. 147.14(1)(p))

Ryan Fredregill, Baxter	05/01/2017 – 04/30/2020
Todd Kale, Osceola	05/01/2017 – 04/30/2020
Mollie Pawlosky, Earlham	05/01/2017 – 04/30/2020

NATIVE AMERICAN AFFAIRS, COMMISSION OF (Sec. 216A.162)

Dr. Joe Coulter, Iowa City	05/01/2017 – 04/30/2021
Crystal Davis, Waterloo	05/01/2017 – 04/30/2021
Karen Mackey, Sioux City	05/01/2017 – 04/30/2021

NATURAL RESOURCE COMMISSION (Sec. 455A.5)

Laura Hommel, Eldora	05/01/2017 – 04/30/2023
Tom Prickett, Glenwood	05/01/2017 – 04/30/2023
Margo Underwood, Clear Lake	05/01/2017 – 04/30/2023

NATURAL RESOURCES, DIRECTOR OF THE DEPARTMENT OF (Sec. 455A.3)

Chuck Gipp, Decorah	05/31/2016 – Pleasure of the Governor
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NURSING, BOARD OF (Sec. 147.14(1)(c))

Kierstyn Borg Mickelson, Ankeny	05/01/2017 – 04/30/2020
B. J. Hoffman, Liscomb	05/01/2017 – 04/30/2020
Patrick Mooney, Pocahontas	05/01/2017 – 04/30/2019

NURSING HOME ADMINISTRATORS, BOARD OF (Sec. 147.14(w))

Daniel Boor, Des Moines	05/01/2017 – 04/30/2020
Michael Jenison, Ankeny	05/01/2017 – 04/30/2020

OPTOMETRY, BOARD OF (Sec. 147.14(1)(f))

Dr. Scott Ihrke, Le Mars	05/01/2017 – 04/30/2020
Dr. Michael Portz, Red Oak	05/01/2017 – 04/30/2020
Jacqueline Pullen, West Des Moines	05/01/2017 – 04/30/2020

PAROLE, BOARD OF (Sec. 904A.1)

Charles Larson, Sr., Des Moines	05/01/2017 – 04/30/2021
Sheila Wilson, West Des Moines	05/01/2017 – 04/30/2021

PAROLE - ALTERNATE, BOARD OF (Sec. 904A.2A)

Gregory Crocker, Mitchellville	05/01/2017 – 04/30/2021
Jackie Romp, Des Moines	05/01/2017 – 04/30/2021
Sue Weinacht, Cedar Rapids	05/01/2017 – 04/30/2021

PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE (Sec. 455G.4(4))

Timothy Gartin, Ames	05/01/2017 – 04/30/2021
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PHARMACY, BOARD OF (Sec. 147.14(1)(e))

Dr. Brett Barker, Nevada	05/01/2017 – 04/30/2020
LaDonna Gratijs, Clive	05/01/2017 – 04/30/2020

Gayle Mayer, Spirit Lake	05/01/2017 – 04/30/2020
Joan Skogstrom, Urbandale	05/01/2017 – 04/30/2019
PHYSICAL AND OCCUPATIONAL THERAPY, BOARD OF (Sec. 147.14(1)(j))	
Robert Palmer, West Des Moines	05/01/2017 – 04/30/2020
Melinda Shetler, North Liberty	05/01/2017 – 04/30/2020
PHYSICIAN ASSISTANTS, BOARD OF (Sec. 147.14(1)(l))	
Dr. Jon Ahrendsen, Clarion	05/01/2017 – 04/30/2020
Michael Schnurr, Roland	05/01/2017 – 04/30/2019
Peter Stopulos, Davenport	05/01/2017 – 04/30/2020
PLUMBING AND MECHANICAL SYSTEMS EXAMINING BOARD (Sec. 105.3)	
Jim Cooper, Urbandale	05/01/2017 – 04/30/2020
Carol Crane, Knoxville	05/01/2017 – 04/30/2020
Jason Hayes, Norwalk	05/01/2017 – 04/30/2020
PODIATRY, BOARD OF (Sec. 147.14(1)(s))	
John Bennett, West Des Moines	05/01/2017 – 04/30/2020
Gerald Edgar, Garner	05/01/2017 – 04/30/2020
Rebecca Kmett, West Des Moines	05/01/2017 – 04/30/2018
Dr. Eugene Nassif, Cedar Rapids	05/01/2017 – 04/30/2019
Dr. Mindy Trotter, Le Claire	05/01/2017 – 04/30/2019
PROPERTY ASSESSMENT APPEAL BOARD (Sec. 421.1A)	
Stewart Iverson, Clarion	05/01/2017 – 04/30/2023
PROPERTY ASSESSMENT APPEAL BOARD, CHAIR OF THE (Sec. 421.1A(2))	
Stewart Iverson, Clarion	05/01/2017 – 04/30/2019
PSYCHOLOGY, BOARD OF (Sec. 147.14(1)(g))	
Joshua Goodman, Des Moines	05/01/2017 – 04/30/2020
Holly Herbert, Des Moines	05/01/2017 – 04/30/2019
Dr. Earl Kilgore, Cumming	05/01/2017 – 04/30/2020
Dr. Heidi Vermeer-Quist, Urbandale	05/01/2017 – 04/30/2020
RACING AND GAMING COMMISSION, STATE (Sec. 99D.5)	
Dr. Carl Heinrich, Council Bluffs	05/01/2017 – 04/30/2020
Jeffrey Lamberti, Ankeny	05/01/2017 – 04/30/2020
REAL ESTATE APPRAISER EXAMINING BOARD (Sec. 543D.4)	
Dan O'Hern, Clare	05/01/2017 – 04/30/2018
James Pooley, Indianola	05/01/2017 – 04/30/2020
Teresa Selberg, Urbandale	05/01/2017 – 04/30/2020
REAL ESTATE COMMISSION (Sec. 543B.8)	
Janet DeMott, Bedford	05/01/2017 – 04/30/2020
Elizabeth Hansen, Des Moines	05/01/2017 – 04/30/2020

Helen Kimes, Osceola	05/01/2017 – 04/30/2020
Michael Telford, Dallas Center	05/01/2017 – 04/30/2020
REGENTS, STATE BOARD OF (Sec. 262.1)	
Sherry Bates, Scranton	05/01/2017 – 04/30/2023
Nancy Boettger, Harlan	05/01/2017 – 04/30/2023
Nancy Dunkel, Dyersville	05/01/2017 – 04/30/2023
RENEWABLE FUEL INFRASTRUCTURE BOARD (Sec. 159A.13)	
Jennifer Carpenter, Urbandale	05/01/2017 – 04/30/2020
Niki DePhillips, Waukee	05/01/2017 – 04/30/2021
Kelsey Erickson, Ames	05/01/2017 – 04/30/2021
RESPIRATORY CARE, BOARD OF (Sec. 147.14(1)(o))	
Lawrence Lilla, Ames	05/01/2017 – 04/30/2020
SCHOOL BUDGET REVIEW COMMITTEE (Sec. 257.30)	
Keith England, Hubbard	05/01/2017 – 04/30/2020
SIGN LANGUAGE INTERPRETERS AND TRANSLITERATORS, BOARD OF (Sec. 147.14(1)(u))	
Cindy Crawford, Pleasantville	05/01/2017 – 04/30/2020
SOCIAL WORK, BOARD OF (Sec. 147.14(1)(t))	
Megan Begley, Cedar Rapids	05/01/2017 – 04/30/2020
Karilynne Lenning, Johnston	05/01/2017 – 04/30/2020
Tony Raymer, Des Moines	05/01/2017 – 04/30/2019
SOIL CONSERVATION COMMITTEE, STATE (Sec. 161A.4)	
Lisa Donlon, Monona	05/01/2017 – 04/30/2023
Dale Farnham, Ames	05/01/2017 – 04/30/2023
SPEECH PATHOLOGY AND AUDIOLOGY, BOARD OF (Sec. 147.14(1)(i))	
Ashley Bahr, Johnston	05/01/2017 – 04/30/2019
Julia Duer, Runnells	05/01/2017 – 04/30/2020
George Eichhorn, Johnston	05/01/2017 – 04/30/2020
TECHNOLOGY ADVISORY COUNCIL (Sec. 8B.8)	
Tim Peterson, Cross Plains	05/01/2017 – 04/30/2019
TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION, IOWA (Sec. 8D.3(2))	
Timothy Lapointe, Mason City	05/01/2017 – 04/30/2023
TITLE GUARANTY DIVISION BOARD (Sec. 16.2A)	
Charles Winkleblack, Ames	05/01/2017 – 04/30/2023
TOBACCO USE PREVENTION AND CONTROL, COMMISSION ON (Sec. 142A.3)	
George Belitsos, Ames	05/01/2017 – 04/30/2020

TRANSPORTATION COMMISSION, STATE (Sec. 307A.1A)

Nancy Maher, Shenandoah	05/01/2017 – 04/30/2021
Tom Rielly, Oskaloosa	05/01/2017 – 04/30/2021

UTILITIES BOARD (474.1(1))

Richard Lozier, Des Moines	05/01/2017 – 04/30/2023
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UTILITIES BOARD, CHAIR OF THE (Sec. 474.1(2))

Geri Huser, Altoona	05/01/2017 – 04/30/2019
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VETERINARY MEDICINE, IOWA BOARD OF (Sec. 169.5)

Keith Leonard, Atlantic	05/01/2017 – 04/30/2020
Ann Werner, Diagonal	05/01/2017 – 04/30/2020

WORKFORCE DEVELOPMENT BOARD, IOWA (Sec. 84A.1A)

Mary Hunter, Clive	05/01/2017 – 04/30/2020
Janette Miller Straub, Des Moines	05/01/2017 – 04/30/2020
Lynn Schreder, Granger	05/01/2017 – 04/30/2018

The appointments were referred to the committee on **Rules and Administration**.

REPORT OF THE COMMITTEE ON RULES AND ADMINISTRATION

The committee on Rules and Administration referred the following Governor's appointments to state boards, commissions, and departments to Senate standing committees, as indicated for investigation on March 15, 2017:

AGRICULTURE

John Fredrickson – Agricultural Development Board

Lori Goetzinger – Iowa Grain Indemnity Fund Board
Debra Keller – Iowa Grain Indemnity Fund Board

Lisa Donlon – State Soil Conservation Committee
Dale Farnham – State Soil Conservation Committee

APPROPRIATIONS

Michael Broshar – Enhance Iowa Board
Lisa Hein – Enhance Iowa Board
Stefanie Kohn – Enhance Iowa Board
Derek Lumsden – Enhance Iowa Board
Kate McGann – Enhance Iowa Board

COMMERCE

Ron Hansen – Superintendent of Banking

Janet Pepper – Credit Union Review Board

Ashley Aust – Iowa Finance Authority

David Greenspon – Iowa Finance Authority

Michel Nelson – Iowa Finance Authority

Ruth Randleman – Iowa Finance Authority

Doug Ommen – Commissioner of Insurance

Timothy Lapointe – Iowa Telecommunications and Technology Commission

Charles Winkleblack – Title Guaranty Division Board

Geri Huser – Chair of the Utilities Board

Richard Lozier – Utilities Board

EDUCATION

Christine Bowker – Iowa Autism Council

Jeanne Kerkoff – Iowa Autism Council

Angela Logsdon – Iowa Autism Council

Nicholas Nopoulos – Iowa Autism Council

Dr. Sean Peterson – Iowa Autism Council

David Arens – Early Childhood Iowa State Board

James Christensen – Early Childhood Iowa State Board

Terry Harrmann – Early Childhood Iowa State Board

Mary Overholtzer – Board of Educational Examiners

Michael Ross – Board of Educational Examiners

Erin Schoening – Board of Educational Examiners

Anthony Voss – Board of Educational Examiners

Gary Steinke – Iowa Higher Education Loan Authority

Sherry Bates – State Board of Regents

Nancy Boettger – State Board of Regents

Nancy Dunkel – State Board of Regents

Keith England – School Budget Review Committee

HUMAN RESOURCES

Cheryl Arnold – Commission on Aging

Quentin Hart – Commission on Aging

G. Willard Jenkins – Commission on Aging

Susan Theisen – Board of Athletic Training

Dr. Kevin Allemagne – Board of Behavioral Science
 Donald Gilbert – Board of Behavioral Science
 Jeff Kerber – Board of Behavioral Science
 Sherill Whisenand – Board of Behavioral Science

Courtney Clarke – Child Advocacy Board
 Marc Elcock – Child Advocacy Board
 Sara Parris – Child Advocacy Board
 Elaine Sanders – Child Advocacy Board
 Wayne Schellhammer – Child Advocacy Board

Harold Miller – Health Facilities Council
 Brenda Perrin – Health Facilities Council

Alana Dizdarevic – Healthy and Well Kids in Iowa (HAWK-I) Board
 Eric Kohlsdorf – Healthy and Well Kids in Iowa (HAWK-I) Board
 Dr. Kaaren Vargas – Healthy and Well Kids in Iowa (HAWK-I) Board

Mark Anderson – Council on Human Services
 Kimberly Kudej – Council on Human Services

Sal Alaniz – Commission of Latino Affairs
 Lorena Gingerich – Commission of Latino Affairs

Thomas Bouska – Mental Health and Disability Services Commission
 Peter Brantner – Mental Health and Disability Services Commission
 Thomas Broeker – Mental Health and Disability Services Commission
 Kathryn Johnson – Mental Health and Disability Services Commission
 Betty King – Mental Health and Disability Services Commission
 Geoff Lauer – Mental Health and Disability Services Commission

Cindy Crawford – Board of Sign Language Interpreters and Transliterators

George Belitsos – Commission on Tobacco Use Prevention and Control

JUDICIARY

Tom Conley – Iowa State Civil Rights Commission
 Lauren Haugh – Iowa State Civil Rights Commission
 Douglas Oelschlaeger – Iowa State Civil Rights Commission
 Marcelena Ordaz – Iowa State Civil Rights Commission

Richard LaMere, Jr. – Board of Corrections
 Rebecca Williams – Board of Corrections

Tiffany Allison – Criminal and Juvenile Justice Planning Advisory Council

Jennifer Miller – Iowa Drug Policy Advisory Council

Steve Lukan – Drug Policy Coordinator

Brian Gardner – Iowa Law Enforcement Academy Council
Kevin Pals – Iowa Law Enforcement Academy Council
Melinda Ruopp – Iowa Law Enforcement Academy Council
Megan Weiss – Iowa Law Enforcement Academy Council

Charles Larson, Sr. – Board of Parole
Sheila Wilson – Board of Parole

Gregory Crocker – Board of Parole - Alternate
Jackie Romp – Board of Parole - Alternate
Sue Weinacht – Board of Parole – Alternate

LABOR AND BUSINESS RELATIONS

Georgia Van Gundy – Board of Iowa Innovation Corporation

Michael Mauro – Labor Commissioner

Jim Cooper – Plumbing and Mechanical Systems Examining Board
Carol Crane – Plumbing and Mechanical Systems Examining Board
Jason Hayes – Plumbing and Mechanical Systems Examining Board

Mary Hunter – Iowa Workforce Development Board
Janette Miller Straub – Iowa Workforce Development Board
Lynn Schreder – Iowa Workforce Development Board

LOCAL GOVERNMENT

David Farmer – County Finance Committee
Janine Sulzner – County Finance Committee
Patricia Wright – County Finance Committee

Stewart Iverson – Chair of the Property Assessment Appeal Board

Stewart Iverson – Property Assessment Appeal Board

NATURAL RESOURCES AND ENVIRONMENT

Howard Hill – Environmental Protection Commission
Chad Ingels – Environmental Protection Commission
Bob Sinclair – Environmental Protection Commission

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

Laura Hommel – Natural Resource Commission
Tom Prickett – Natural Resource Commission
Margo Underwood – Natural Resource Commission

Chuck Gipp – Director of the Department of Natural Resources

Timothy Gartin – Iowa Petroleum Underground Storage Tank Fund Board

Jennifer Carpenter – Renewable Fuel Infrastructure Board

Niki DePhillips – Renewable Fuel Infrastructure Board

Kelsey Erickson – Renewable Fuel Infrastructure Board

STATE GOVERNMENT

Shelley Laracuente – Accountancy Examining Board

Aaron Olson – Accountancy Examining Board

S James Smith – Accountancy Examining Board

Tobi Parks – Commission on the Status of African Americans

Christine Spratt – Alcoholic Beverages Commission

Tandi Brannaman – Architectural Examining Board

Joseph Ferrentino – Architectural Examining Board

Jerry Purdy – Architectural Examining Board

Benjamin Jung – Commission of Asian and Pacific Islander Affairs

James Suong – Commission of Asian and Pacific Islander Affairs

John Anderson – Board of Barbering

Terry Moll – Board of Barbering

Ryan Brems – Commission for the Blind

Robert Brecke – Boiler and Pressure Vessel Board

Timothy Fehr – Boiler and Pressure Vessel Board

Amy Iles – Boiler and Pressure Vessel Board

Leslie Duinink – Board of Chiropractic

Dr. Rex Jones – Board of Chiropractic

Nancy Netolicky – Board of Chiropractic

Anna Brown – Commission on Community Action Agencies

Ajit Kumar – Commission on Community Action Agencies

Mary Whisenand – Commission on Community Action Agencies

Jerry Akers – Board of Cosmetology Arts and Sciences

Mary Clausen – Board of Cosmetology Arts and Sciences

Jacquelyn Hein – Board of Cosmetology Arts and Sciences

Lois Leytem – Board of Cosmetology Arts and Sciences

Nichole Origer – Board of Cosmetology Arts and Sciences

Dirk Hillard – Commission of Deaf Services

Telina McKenna-Quintana – Commission of Deaf Services

Dr. Michael Davidson – Board of Dentistry

Mary Kelly Grief – Board of Dentistry

Bruce Thorsen – Board of Dentistry

Daniel Deutschman – Board of Dietetics
Julie Eichenberger – Board of Dietetics
Stacey Loftus – Board of Dietetics

Marg Stoldorf – Electrical Examining Board

Kerry Dixon – Elevator Safety Board
Kristine Kesterson – Elevator Safety Board
Wayne Sims – Elevator Safety Board

Paul Herold – Engineering and Land Surveying Examining Board
Rita Perea – Engineering and Land Surveying Examining Board
Marlon Vogt – Engineering and Land Surveying Examining Board

Karin Derry – Iowa Ethics and Campaign Disclosure Board
Jonathan Roos – Iowa Ethics and Campaign Disclosure Board
Mary Rueter – Iowa Ethics and Campaign Disclosure Board

Bret Battles – Board of Hearing Aid Specialists
Jon McAvoy – Board of Hearing Aid Specialists
Gregory Moore – Board of Hearing Aid Specialists

Marlene Sprouse – Investment Board of the IPERS
Lisa Stange – Investment Board of the IPERS

Jack Jones – Landscape Architectural Examining Board
Jonathan Martin – Landscape Architectural Examining Board
Debra Schiel-Larson – Landscape Architectural Examining Board

Terry Rich – Chief Executive Officer of the Iowa Lottery Authority

Ryan Crawford – Board of Massage Therapy
David Edwards – Board of Massage Therapy
Emily Farrell – Board of Massage Therapy
Michael Hammer – Board of Massage Therapy
Irene Richards – Board of Massage Therapy
Catherine Sampson – Board of Massage Therapy

Diane Clark – Board of Medicine
Hamed Tewfik – Board of Medicine
Brian Wilson – Board of Medicine

Ryan Fredregill – Board of Mortuary Science
Todd Kale – Board of Mortuary Science
Mollie Pawlosky – Board of Mortuary Science

Dr. Joe Coulter – Commission of Native American Affairs
Crystal Davis – Commission of Native American Affairs
Karen Mackey – Commission of Native American Affairs

Kierstyn Borg Mickelson – Board of Nursing
B. J. Hoffman – Board of Nursing
Patrick Mooney – Board of Nursing

Daniel Boor – Board of Nursing Home Administrators
Michael Jenison – Board of Nursing Home Administrators

Dr. Scott Ihrke – Board of Optometry
Dr. Michael Portz – Board of Optometry
Jacqueline Pullen – Board of Optometry

Dr. Brett Barker – Board of Pharmacy
LaDonna Gratias – Board of Pharmacy
Gayle Mayer – Board of Pharmacy
Joan Skogstrom – Board of Pharmacy

Robert Palmer – Board of Physical and Occupational Therapy
Melinda Shetler – Board of Physical and Occupational Therapy

Dr. Jon Ahrendsen – Board of Physician Assistants
Michael Schnurr – Board of Physician Assistants
Peter Stopulos – Board of Physician Assistants

John Bennett – Board of Podiatry
Gerald Edgar – Board of Podiatry
Rebecca Kmett – Board of Podiatry
Dr. Eugene Nassif – Board of Podiatry
Dr. Mindy Trotter – Board of Podiatry

Joshua Goodman – Board of Psychology
Holly Herbert – Board of Psychology
Dr. Earl Kilgore – Board of Psychology
Dr. Heidi Vermeer-Quist – Board of Psychology

Dr. Carl Heinrich – State Racing and Gaming Commission
Jeffrey Lamberti – State Racing and Gaming Commission

Dan O'Hern – Real Estate Appraiser Examining Board
James Pooley – Real Estate Appraiser Examining Board
Teresa Selberg – Real Estate Appraiser Examining Board

Janet DeMott – Real Estate Commission
Elizabeth Hansen – Real Estate Commission
Helen Kimes – Real Estate Commission
Michael Telford – Real Estate Commission

Lawrence Lilla – Board of Respiratory Care

Megan Begley – Board of Social Work
Karilynne Lenning – Board of Social Work
Tony Raymer – Board of Social Work

Ashley Bahr – Board of Speech Pathology and Audiology
 Julia Duer – Board of Speech Pathology and Audiology
 George Eichhorn – Board of Speech Pathology and Audiology

Tim Peterson – Technology Advisory Council

Keith Leonard – Iowa Board of Veterinary Medicine
 Ann Werner – Iowa Board of Veterinary Medicine

TRANSPORTATION

Nancy Maher – State Transportation Commission

Tom Rielly – State Transportation Commission

VETERANS AFFAIRS

Major General Timothy Orr – State of Iowa Adjutant General

WAYS AND MEANS

Jennifer Pavlovec – Iowa Capital Investment Board

Dr. Nicholas Chilcoat – Economic Development Authority
 Craig Francisco – Economic Development Authority
 Megan McKay – Economic Development Authority

Alexsis Fleener – Iowa Great Places Board
 Nick Glew – Iowa Great Places Board
 Ruth Haus – Iowa Great Places Board
 Mark Jackson – Iowa Great Places Board
 Kasey Johnson Steen – Iowa Great Places Board
 Jared McGovern – Iowa Great Places Board

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 1, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Athletic Training, formerly held by Pamela Davis. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Athletic Training, formerly held by Josh Hamann. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Boiler and Pressure Vessel Board, formerly held by Keith Taeger. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Community Action Agencies, formerly held by John Johnson. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Criminal and Juvenile Justice Planning Advisory Council, formerly held by John Spinks. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Persons with Disabilities, formerly held by Harry Van Grevenhof. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Allen DeHeer. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Emily Wuebker. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Theodore Meiners. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Electrical Examining Board, formerly held by Wayne Engle. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Emergency Response Commission, formerly held by Christopher Enyeart. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission, formerly held by Cindy Greiman. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Environmental Protection Commission, formerly held by LaQuanda Hoskins. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Hearing Aid Specialists, formerly held by Jaime Secory. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Council on Human Services, formerly held by Guy Richardson. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Interior Design Examining Board, formerly held by Dorothy Fowles. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Interior Design Examining Board, formerly held by Scott Hatfield. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Interior Design Examining Board, formerly held by Julie Ann Quebe. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Judicial Qualifications, formerly held by Duane Cottingham. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Judicial Qualifications, formerly held by Henry (H.I.) Thomas. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Judicial Qualifications, formerly held by Stephanie Netolicky. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Landscape Architectural Examining Board, formerly held by Erica Andersen. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Law Enforcement Academy Council, formerly held by Brian Guy. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disability Services Commission, formerly held by Lynn Grobe. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health and Disability Services Commission, formerly held by Richard Crouch. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health Risk Pool Board, formerly held by Mechelle Dhondt. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health Risk Pool Board, formerly held by Peggy Rice. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Mental Health Risk Pool Board, formerly held by Shane Walter. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Dawn Buffalo. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Dirk Whitebreast. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Judy Yellowbank. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Franklin Phillips. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission of Native American Affairs, formerly held by Larry Lasley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Nursing, formerly held by Debra Larson. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Physical and Occupational Therapy, formerly held by Bradley Earp. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Plumbing and Mechanical Systems Board, formerly held by Rodney Schultz. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Podiatry, formerly held by K. Linda Bratkiewicz. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Psychology, formerly held by Melinda Green. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Public Information Board, formerly held by Anthony Gaughan. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Real Estate Commission, formerly held by Carol Haines. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Respiratory Care, formerly held by Gregory Hicklin. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Transliterators, formerly held by Brent Welsch. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Sign Language Interpreters and Translitterators, formerly held by Bill Ainsley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the State Soil Conservation Committee, formerly held by Sharon Krause. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Speech Pathology and Audiology, formerly held by Jon Schuttinga. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Title Guaranty Division Board, formerly held by Kimberly Downing-Manning. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on Tobacco Use Prevention and Control, formerly held by Brian Pins. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

AMENDMENTS FILED

S-3156	H.F.	577	Liz Mathis
S-3157	S.F.	448	Tim Kraayenbrink
S-3158	S.F.	418	Michael Breitbach
S-3159	S.F.	177	Bill Anderson

JOURNAL OF THE SENATE

SIXTY-SEVENTH CALENDAR DAY
FORTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 16, 2017

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was sung by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ella Whitver, daughter of President Whitver.

Senator Zaun took the chair at 9:06 a.m.

The Journal of Wednesday, March 15, 2017, was approved.

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 15, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 134, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property.

Read first time and attached to **companion Senate File 416**.

House File 215, a bill for an act requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions.

Read first time and attached to **similar Senate File 400**.

House File 523, a bill for an act providing medical examiners access to information in the drug prescribing and dispensing information program.

Read first time and referred to committee on **Judiciary**.

House File 545, a bill for an act relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality.

Read first time and referred to committee on **Human Resources**.

House File 563, a bill for an act providing for certain emergency medical procedures training requirements for school coaches and concussion and brain injury policies for certain extracurricular interscholastic activities, and including applicability provisions.

Read first time and referred to committee on **Education**.

House File 564, a bill for an act relating to school district funding and authorized expenditures and transfers and including effective date, applicability, and retroactive applicability provisions.

Read first time and referred to committee on **Education**.

House File 565, a bill for an act relating to public school funding by authorizing the establishment of school district flexibility fund accounts and authorizing the transfer and expenditure of certain unexpended and unobligated funds.

Read first time and referred to committee on **Education**.

House File 591, a bill for an act relating to physician supervision of physician assistants, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Human Resources**.

ALSO: That the House has on March 15, 2017, **adopted** the following resolutions in which the concurrence of the Senate is asked:

House Joint Resolution 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to searches and seizures of electronic communications and data.

Read first time and referred to committee on **Judiciary**.

House Joint Resolution 12, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, and limit the power and jurisdiction of the federal government, and requesting Congress to similarly propose such amendments.

Read first time and attached to **similar Senate Joint Resolution 8**.

RECESS

On motion of Senator Dix, the Senate recessed at 9:16 a.m. until the completion of a meeting of the committee on Judiciary.

RECONVENED

The Senate reconvened at 1:31 p.m., President Whitver presiding.

BILLS REFERRED TO COMMITTEE

President Whitver announced that **Senate File 177** and **Senate File 418** be referred from the Regular Calendar to the committee on **Ways and Means** under Senate Rule 38.

The Senate stood at ease at 1:32 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 3:00 p.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Zumbach, until they arrive, on request of Senator Dix.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Joint Resolution 9.

Senate Joint Resolution 9

On motion of Senator Schneider, **Senate Joint Resolution 9**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation, with report of committee recommending passage, was taken up for consideration.

Senator Schneider withdrew amendment S-3162, filed by him from the floor to page 3 of the resolution.

Senator Boulton offered amendment S-3164, filed by him from the floor to page 3 of the resolution, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3164 be adopted?" (S.J.R. 9), the vote was:

Yeas, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirnbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Nays, 28:

Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Breitbach	Edler	Kapucian	Shiple
Brown	Feenstra	Kraayenbrink	Sinclair
Chapman	Garrett	Lofgren	Smith
Chelgren	Greene	Rozenboom	Whitver
Costello	Guth	Schneider	Zaun

Absent, 2:

Bertrand Zumbach

Amendment S–3164 lost.

Senator Schneider offered amendment S–3165, filed by him from the floor to page 3 of the resolution, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3165 be adopted?” (S.J.R. 9), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun

Nays, none.

Absent, 2:

Bertrand Zumbach

Amendment S–3165 was adopted.

Senator Schneider 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 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation. BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

The Constitution of the State of Iowa is amended by adding the following new section to a new Article:

ARTICLE ____.

EXPENDITURE LIMITATION.

General fund expenditure limitation. SECTION 1.

1. For the purposes of this section:

- a. "Adjusted revenue estimate" means the most recent revenue estimate determined before January 1, or a later and lower revenue estimate determined before adjournment of the regular session of the general assembly, for the general fund for the following fiscal year, as determined by the revenue estimating conference, adjusted by subtracting estimated refunds payable from that estimated revenue. However, if the state general fund expenditure limitation is calculated based upon the adjusted revenue estimate and not based upon the net revenue estimate and the general assembly holds an extraordinary session prior to the commencement of the fiscal year to which the adjusted revenue estimate applies and if before or during the extraordinary session the revenue estimating conference determines a lower revenue estimate, the lower estimate shall be used for calculating the adjusted revenue estimate.
- b. "Current fiscal year" means the fiscal year preceding the fiscal year to which the state general fund expenditure limitation applies.
- c. "General fund" means the principal operating fund of the state.
- d. "Net revenue estimate" means the most recent revenue estimate determined before January 1, or a later and lower estimate determined before adjournment of the regular session of the general assembly, for the general fund

for the current fiscal year, as determined by the revenue estimating conference, and adjusted by subtracting estimated refunds payable from that estimated revenue. However, if the state general fund expenditure limitation is calculated based upon the net revenue estimate and not based upon the adjusted revenue estimate and the general assembly holds an extraordinary session prior to the completion of the fiscal year to which the net revenue estimate applies and if before or during the extraordinary session the revenue estimating conference determines a lower revenue estimate for the current fiscal year, the lower estimate shall be used for calculating the net revenue estimate for the general fund.

e. "New revenue" means moneys received by the general fund due to increased tax rates or fees or newly created taxes or fees over and above those moneys received by the general fund due to state taxes or fees in effect as of January 1 following the most recent meeting of the revenue estimating conference. "New revenue" also includes moneys received by the general fund due to new transfers to the general fund over and above those moneys received by the general fund due to transfers in effect as of January 1 following the most recent meeting of the revenue estimating conference.

2. A state general fund expenditure limitation is created, as calculated in subsection 3, for each fiscal year beginning on or after July 1 following ratification by the voters of this amendment to the Constitution of the State of Iowa.

3. The state general fund expenditure limitation for a fiscal year shall be the lesser of the following amounts:

a. Ninety-nine percent of the adjusted revenue estimate for the following fiscal year for the general fund.

b. One hundred four percent of the current fiscal year net revenue estimate for the general fund.

4. The state general fund expenditure limitation shall be used by the governor in the preparation and approval of the budget and by the general assembly in the budget process.

5. If a new revenue source is proposed, the budget revenue projection used for that new revenue source for the period beginning on the effective date of the new revenue source and ending in the fiscal year in which that source is included in the adjusted revenue estimate or the net revenue estimate, as applicable, shall be ninety-five percent of the amount

remaining after subtracting estimated refunds payable from the projected revenue from that source.

6. If a revenue decrease is proposed, the projection for the revenue source used for that revenue decrease for the period beginning on the effective date of the revenue decrease and ending in the fiscal year in which that decrease is included in the adjusted revenue estimate or the net revenue estimate, as applicable, shall be one hundred percent of the amount of the projected revenue decrease from that source.

7. The scope of the state general fund expenditure limitation calculated in accordance with this section shall not include federal funds, donations, constitutionally dedicated moneys, and moneys expended from a state retirement system.

8. The governor shall submit and the general assembly shall pass a budget which does not exceed the state general fund expenditure limitation. The governor shall not approve or disapprove appropriation bills or items of appropriation bills passed by the general assembly in a manner that would cause the final appropriations approved by the governor to exceed the state general fund expenditure limitation.

9. The governor shall not submit and the general assembly shall not pass a budget which in order to balance assumes reversion of any part of the total of the appropriations included in the budget.

10. The general assembly shall establish by law a general fund of the state and a revenue estimating conference. The general assembly shall enact laws to implement this section.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing 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 same 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. 9), the vote was:

Yeas, 38:

Allen	Costello	Johnson, C.	Schneider
Anderson	Danielson	Johnson, D.	Schultz
Behn	Dawson	Kapucian	Segebart
Bisignano	Dix	Kinney	Shiple
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Whitver
Brown	Greene	Mathis	Zaun
Chapman	Guth	Ragan	
Chelgren	Hart	Rozenboom	

Nays, 10:

Bolkcom	Hogg	McCoy	Taylor
Dotzler	Horn	Petersen	
Dvorsky	Jochum	Quirnbach	

Absent, 2:

Bertrand	Zumbach
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The resolution, having received a constitutional majority, was declared to have been adopted by the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 458 and 466.

Senate File 458

On motion of Senator Garrett, **Senate File 458**, a bill for an act relating to the establishment of a psychiatric practitioner loan repayment program, 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?" (S.F. 458), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiplely
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun

Nays, none.

Absent, 2:

Bertrand Zumbach

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 466

On motion of Senator Garrett, **Senate File 466**, a bill for an act relating to judicial administration by requiring the master list for juror service to be updated annually using an electronic data processing system, eliminating jury commissions, placing shorthand reporters in exempt status, and requiring the supreme court to supervise the board of examiners of shorthand reporters, 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?" (S.F. 466), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom

Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun

Nays, none.

Absent, 2:

Bertrand Zumbach

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 Joint Resolution 9** and **Senate Files 458** and **466** 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 467 and 484.

Senate File 467

On motion of Senator Garrett, **Senate File 467**, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits, was taken up for consideration.

Senator Garrett offered amendment S-3163, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3163 was adopted by a voice vote.

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. 467), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun

Nays, none.

Absent, 2:

Bertrand	Zumbach
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 484

On motion of Senator Shipley, **Senate File 484**, a bill for an act relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites, 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. 484), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom

Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun

Nays, none.

Absent, 2:

Bertrand Zumbach

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 467** and **484** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 4:05 p.m. until 9:00 a.m., Friday, March 17, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Fagen Elevator, Keota—For celebrating their 100 years of business as of September 2017. Senator Kinney.

Lady Lancers, North Scott School District—For winning the 4A State Basketball Championship. Senator Lofgren.

Marion Girls' Basketball Team—For their achievements in the State Basketball Tournament. Senator Mathis.

INTRODUCTION OF BILLS

Senate File 492, by committee on Ways and Means, a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 493, by committee on Ways and Means, a bill for an act relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, March 16, 2017, 10:05 a.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: Kapucian (excused).

Committee Business: Passed HF 440, as amended; and HF 469.

Adjourned: 10:20 a.m.

JUDICIARY

Convened: Thursday, March 16, 2017, 11:00 a.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Passed HFs 517 and 527.

Adjourned: 1:15 p.m.

STUDY BILLS RECEIVED

SSB 1182 Ways and Means

Exempting from the sales tax the sale of instructional materials required for use in a course of instruction at a public or private nonprofit educational institution in this state.

SSB 1183 Ways and Means

Relating to fantasy sports contests, providing for a tax, making penalties applicable, and including implementation provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 482
(Reassigned)

APPROPRIATIONS: Shipley, Chair; Bertrand and Bolkcom

House File 296

JUDICIARY: Schultz, Chair; Bisignano and Shipley

House File 475

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Greene and Kinney

House File 511

NATURAL RESOURCES AND ENVIRONMENT: Shipley, Chair; Greene and Lykam

House File 581

JUDICIARY: Schneider, Chair; Bisignano and Garrett

House File 584

VETERANS AFFAIRS: Rozenboom, Chair; Ragan and Segebart

House File 591

HUMAN RESOURCES: Costello, Chair; Quirnbach and Segebart

SSB 1182

WAYS AND MEANS: Feenstra, Chair; Bolkcom and Edler

SSB 1183

WAYS AND MEANS: Feenstra, Chair; Brown and Jochum

FINAL COMMITTEE REPORTS OF BILL ACTION**AGRICULTURE**

Bill Title: HOUSE FILE 440, a bill for an act relating to the filing and publication duties of county agricultural extension councils.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3160.

Final Vote: Ayes, 12: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Hart, Ragan, Rozenboom, Segebart, Shipley, and Taylor. Nays, none. Absent, 1: Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 469, a bill for an act relating to the election of commissioners of soil and water conservation districts.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Zumbach, Brown, Kinney, Bowman, Costello, Edler, Hart, Ragan, Rozenboom, Segebart, Shipley, and Taylor. Nays, none. Absent, 1: Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 517, a bill for an act relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Zaun, Dawson, Taylor, Edler, Garrett, Kinney, Schneider, Schultz, Shipley, and Sinclair. Nays, 2: Boulton and Petersen. Present, 1: Bisignano. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 527, a bill for an act relating to correctional institution utilization.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Zaun, Dawson, Taylor, Boulton, Edler, Garrett, Kinney, Schneider, Schultz, Shipley, and Sinclair. Nays, 2: Bisignano and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 492 (formerly SF 233), a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Feenstra, Behn, Jochum, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, none. Absent, 2: Anderson and Bolkcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 493 (SSB 1125), a bill for an act relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Feenstra, Behn, Jochum, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, none. Absent, 2: Anderson and Bolkcom.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

APPOINTMENTS TO BOARDS AND COMMISSIONS

In accordance with Senate Rule 59, the following senators were appointed to subcommittees of standing committees on March 16, 2017, to investigate the appointment and reappointment of the following appointees:

AGRICULTURE

As a member of the Agricultural Development Board:

John Fredrickson – Segebart, Chair; Brown and Hart

As members of the Iowa Grain Indemnity Fund Board:

Lori Goetzinger – Shipley, Chair; Edler and Taylor
Debra Keller – Edler, Chair; Shipley and Taylor

As members of the State Soil Conservation Committee:

Lisa Donlon – Kapucian, Chair; Costello and Ragan
Dale Farnham – Kapucian, Chair; Costello and Ragan

APPROPRIATIONS

As members of the Enhance Iowa Board:

Michael Broshar – Bertrand, Chair; Dotzler and Greene
Lisa Hein – Chelgren, Chair; Hart and Johnson
Stefanie Kohn – Costello, Chair; Boulton and Guth
Derek Lumsden – Costello, Chair; Boulton and Guth
Kate McGann – Costello, Chair; Boulton and Guth

COMMERCE

As Superintendent of Banking:

Ron Hansen – Zumbach, Chair; C. Johnson and Lykam

As a member of the Credit Union Review Board:

Janet Pepper – Zumbach, Chair; C. Johnson and Petersen

As members of the Iowa Finance Authority:

Ashley Aust – Guth, Chair; Feenstra and McCoy
David Greenspon – Guth, Chair; Feenstra and McCoy
Michel Nelson – Guth, Chair; Feenstra and McCoy
Ruth Randleman – Guth, Chair; Feenstra and McCoy

As Commissioner of Insurance:

Doug Ommen – C. Johnson, Chair; Mathis and Zumbach

As a member of the Iowa Telecommunications and Technology Commission:

Timothy Lapointe – Zaun, Chair; Allen and Zumbach

As a member of the Title Guaranty Division Board:

Charles Winkleblack – Zaun, Chair; Lykam and Zumbach

As Chair of the Utilities Board:

Geri Huser – Bertrand, Chair; Boulton and C. Johnson

As a member of the Utilities Board:

Richard Lozier – Bertrand, Chair; Boulton and C. Johnson

EDUCATION

As members of the Iowa Autism Council:

Christine Bowker – Chelgren, Chair; Greene and Mathis

Jeanne Kerkoff – Chelgren, Chair; Greene and Mathis

Angela Logsdon – Chelgren, Chair; Greene and Mathis

Nicholos Nopoulos – Chelgren, Chair; Greene and Mathis

Dr. Sean Peterson – Chelgren, Chair; Greene and Mathis

As members of the Early Childhood Iowa State Board:

David Arens – Kraayenbrink, Chair; Edler and Hart

James Christensen – Kraayenbrink, Chair; Edler and Hart

Terry Harrmann – Kraayenbrink, Chair; Edler and Hart

As members of the Board of Educational Examiners:

Mary Overholtzer – C. Johnson, Chair; Bowman and Rozenboom

Michael Ross – C. Johnson, Chair; Bowman and Rozenboom

Erin Schoening – C. Johnson, Chair; Bowman and Rozenboom

Anthony Voss – C. Johnson, Chair; Bowman and Rozenboom

As a member of the Iowa Higher Education Loan Authority:

Gary Steinke – Kraayenbrink, Chair; Lofgren and Quirnbach

As members of the State Board of Regents:

Sherry Bates – Rozenboom, Chair; Chelgren and Dvorsky

Nancy Boettger – Sinclair, Chair; Behn and Quirnbach

Nancy Dunkel – Rozenboom, Chair; Bowman and Chelgren

As a member of the School Budget Review Committee:

Keith England – Lofgren, Chair; Quirnbach and Rozenboom

HUMAN RESOURCES

As members of the Commission on Aging:

Cheryl Arnold – Segebart, Chair; Costello and Ragan

Quentin Hart – Segebart, Chair; Costello and Ragan

G. Willard Jenkins – Segebart, Chair; Costello and Ragan

As a member of the Board of Athletic Training:

Susan Theisen – Greene, Chair; Garrett and Ragan

As members of the Board of Behavioral Science:

Dr. Kevin Allemagne – Chapman, Chair; Chelgren and Jochum

Donald Gilbert – Chapman, Chair; Chelgren and Jochum

Jeff Kerber – Chapman, Chair; Chelgren and Jochum

Sherill Whisenand – Chapman, Chair; Chelgren and Jochum

As members of the Child Advocacy Board:

Courtney Clarke – Shipley, Chair; Bolkcom and Costello
 Marc Elcock – Shipley, Chair; Bolkcom and Costello
 Sara Parris – Shipley, Chair; Bolkcom and Costello
 Elaine Sanders – Shipley, Chair; Bolkcom and Costello
 Wayne Schellhammer – Shipley, Chair; Bolkcom and Costello

As members of the Health Facilities Council:

Harold Miller – C. Johnson, Chair; Bolkcom and Shipley
 Brenda Perrin – C. Johnson, Chair; Bolkcom and Shipley

As members of the Healthy and Well Kids in Iowa (HAWK-I) Board:

Alana Dizdarevic – Chelgren, Chair; Chapman and Quirmbach
 Eric Kohlsdorf – Chelgren, Chair; Chapman and Quirmbach
 Dr. Kaaren Vargas – Chelgren, Chair; Chapman and Quirmbach

As members of the Council on Human Services:

Mark Anderson – Segebart, Chair; Costello and Quirmbach
 Kimberly Kudej – Segebart, Chair; Costello and Quirmbach

As members of the Commission of Latino Affairs:

Sal Alaniz – Garrett, Chair; Greene and Quirmbach
 Lorena Gingerich – Garrett, Chair; Greene and Quirmbach

As members of the Mental Health and Disability Services Commission:

Thomas Bouska – C. Johnson, Chair; Costello and Mathis
 Peter Brantner – C. Johnson, Chair; Costello and Mathis
 Thomas Broeker – C. Johnson, Chair; Costello and Mathis
 Kathryn Johnson – C. Johnson, Chair; Costello and Mathis
 Betty King – C. Johnson, Chair; Costello and Mathis
 Geoff Lauer – C. Johnson, Chair; Costello and Mathis

As a member of the Board of Sign Language Interpreters and Translitterators:

Cindy Crawford – Garrett, Chair; Greene and Ragan

As a member of the Commission on Tobacco Use Prevention and Control:

George Belitsos – Garrett, Chair; Greene and Ragan

JUDICIARY

As members of the Iowa State Civil Rights Commission:

Tom Conley – Dawson, Chair; Boulton and Schneider
 Lauren Haugh – Edler, Chair; Boulton and Schultz
 Douglas Oelschlaeger – Edler, Chair; Boulton and Sinclair
 Marcelena Ordaz – Shipley, Chair; Boulton and Zaun

As members of the Board of Corrections:

Richard LaMere, Jr. – Garrett, Chair; Dawson and Taylor
Rebecca Williams – Edler, Chair; Sinclair and Taylor

As a member of the Criminal and Juvenile Justice Planning Advisory Council:

Tiffany Allison – Garrett, Chair; Shipley and Taylor

As a member of the Iowa Drug Policy Advisory Council:

Jennifer Miller – Edler, Chair; Petersen and Schultz

As the Drug Policy Coordinator:

Steve Lukan – Zaun, Chair; Petersen and Schultz

As members of the Iowa Law Enforcement Academy Council:

Brian Gardner – Sinclair, Chair; Garrett and Kinney
Kevin Pals – Schultz, Chair; Kinney and Shipley
Melinda Ruopp – Edler, Chair; Kinney and Schneider
Megan Weiss – Zaun, Chair; Kinney and Schneider

As members of the Board of Parole:

Charles Larson, Sr. – Schneider, Chair; Bisignano and Zaun
Sheila Wilson – Schneider, Chair; Petersen and Zaun

As members of the Board of Parole – Alternate:

Gregory Crocker – Sinclair, Chair; Bisignano and Garrett
Jackie Romp – Garrett, Chair; Bisignano and Zaun
Sue Weinacht – Shipley, Chair; Garrett and Petersen

LABOR AND BUSINESS RELATIONS

As a member of the Board of Iowa Innovation Corporation:

Georgia Van Gundy – Schultz, Chair; Boulton and Costello

As the Labor Commissioner:

Michael Mauro – Schultz, Chair; Boulton and Costello

As members of the Plumbing and Mechanical Systems Examining Board:

Jim Cooper – Guth, Chair; Brown and Dotzler
Carol Crane – Guth, Chair; Brown and Dotzler
Jason Hayes – Guth, Chair; Brown and Dotzler

As members of the Iowa Workforce Development Board:

Mary Hunter – Chapman, Chair; Breitbach and Taylor
Janette Miller Straub – Chapman, Chair; Breitbach and Taylor
Lynn Schreder – Chapman, Chair; Breitbach and Taylor

LOCAL GOVERNMENT

As members of the County Finance Committee:

David Farmer – Lofgren, Chair; Dvorsky and Greene
Janine Sulzner – Lofgren, Chair; Chelgren and Quirnbach
Patricia Wright – Guth, Chair; McCoy and Segebart

As Chair of the Property Assessment Appeal Board:

Stewart Iverson – Guth, Chair; Allen and Kraayenbrink

As a member of the Property Assessment Appeal Board:

Stewart Iverson – Guth, Chair; Allen and Kraayenbrink

NATURAL RESOURCES AND ENVIRONMENT

As members of the Environmental Protection Commission:

Howard Hill – Greene, Chair; Hart and Rozenboom
Chad Ingels – Greene, Chair; Hart and Rozenboom
Bob Sinclair – Greene, Chair; Hart and Rozenboom

As members of the Flood Mitigation Board:

Ronald Herrig – Anderson, Chair; Bertrand and Kinney
Amy Kaleita – Anderson, Chair; Bertrand and Kinney

As members of the Natural Resource Commission:

Laura Hommel – Breitbach, Chair; Greene and Lykam
Tom Prickett – Breitbach, Chair; Greene and Lykam
Margo Underwood – Breitbach, Chair; Greene and Lykam

As Director of the Department of Natural Resources:

Chuck Gipp – Greene, Chair; Dvorsky and Rozenboom

As a member of the Iowa Petroleum Underground Storage Tank Fund Board:

Timothy Gartin – Behn, Chair; Kapucian and Kinney

As members of the Renewable Fuel Infrastructure Board:

Jennifer Carpenter – Kapucian, Chair; Behn and D. Johnson
Niki DePhillips – Kapucian, Chair; Behn and D. Johnson
Kelsey Erickson – Kapucian, Chair; Behn and D. Johnson

STATE GOVERNMENT

As members of the Accountancy Examining Board:

Shelley Laracuente – Anderson, Chair; Bisignano and Brown
Aaron Olson – Anderson, Chair; Bisignano and Brown
S James Smith – Anderson, Chair; Bisignano and Brown

As a member of the Commission on the Status of African Americans:

Tobi Parks – Anderson, Chair; Bisignano and Brown

As a member of the Alcoholic Beverages Commission:

Christine Spratt – Anderson, Chair; Bisignano and Brown

As members of the Architectural Examining Board:

Tandi Brannaman – Anderson, Chair; Bisignano and Brown
Joseph Ferrentino – Anderson, Chair; Bisignano and Brown
Jerry Purdy – Anderson, Chair; Bisignano and Brown

As members of the Commission of Asian and Pacific Islander Affairs:

Benjamin Jung – Brown, Chair; Bowman and Zaun
James Suong – Brown, Chair; Bowman and Zaun

As members of the Board of Barbering:

John Anderson – Brown, Chair; Bowman and Zaun
Terry Moll – Brown, Chair; Bowman and Zaun

As a member of the Commission for the Blind:

Ryan Brems – Brown, Chair; Bowman and Zaun

As members of the Boiler and Pressure Vessel Board:

Robert Brecke – Brown, Chair; Bowman and Zaun
Timothy Fehr – Brown, Chair; Bowman and Zaun
Amy Iles – Brown, Chair; Bowman and Zaun

As members of the Board of Chiropractic:

Leslie Duinink – Brown, Chair; Bowman and Zaun
Dr. Rex Jones – Brown, Chair; Bowman and Zaun
Nancy Netolicky – Brown, Chair; Bowman and Zaun

As members of the Commission on Community Action Agencies:

Anna Brown – Brown, Chair; Bowman and Zaun
Ajit Kumar – Brown, Chair; Bowman and Zaun
Mary Whisenand – Brown, Chair; Bowman and Zaun

As members of the Board of Cosmetology Arts and Sciences:

Jerry Akers – Brown, Chair; Bowman and Zaun
Mary Clausen – Brown, Chair; Bowman and Zaun
Jacquelyn Hein – Brown, Chair; Bowman and Zaun
Lois Leytem – Brown, Chair; Bowman and Zaun
Nichole Origer – Brown, Chair; Bowman and Zaun

As members of the Commission of Deaf Services:

Dirk Hillard – Smith, Chair; Bowman and Feenstra
Telina McKenna-Quintana – Smith, Chair; Bowman and Feenstra

As members of the Board of Dentistry:

Dr. Michael Davidson – Schultz, Chair; Dawson and Jochum
Mary Kelly Grief – Schultz, Chair; Dawson and Jochum
Bruce Thorsen – Schultz, Chair; Dawson and Jochum

As members of the Board of Dietetics:

Daniel Deutschman – Schultz, Chair; Dawson and Jochum
Julie Eichenberger – Schultz, Chair; Dawson and Jochum
Stacey Loftus – Schultz, Chair; Dawson and Jochum

As a member of the Electrical Examining Board:

Marg Stoldorf – Schultz, Chair; Dawson and Jochum

As members of the Elevator Safety Board:

Kerry Dixon – Schultz, Chair; Dawson and Jochum
Kristine Kesterson – Schultz, Chair; Dawson and Jochum
Wayne Sims – Schultz, Chair; Dawson and Jochum

As members of the Engineering and Land Surveying Examining Board:

Paul Herold – Anderson, Chair; Bisignano and Schneider
Rita Perea – Anderson, Chair; Bisignano and Schneider
Marlon Vogt – Anderson, Chair; Bisignano and Schneider

As members of the Iowa Ethics and Campaign Disclosure Board:

Karin Derry – Anderson, Chair; Bisignano and Schneider
Jonathan Roos – Anderson, Chair; Bisignano and Schneider
Mary Rueter – Anderson, Chair; Bisignano and Schneider

As members of the Board of Hearing Aid Specialists:

Bret Battles – Dawson, Chair; Horn, and Smith
Jon McAvoy – Dawson, Chair; Horn, and Smith
Gregory Moore – Dawson, Chair; Horn, and Smith

As members of the Investment Board of the IPERS:

Marlene Sprouse – Schneider, Chair; Anderson and Horn
Lisa Stange – Schneider, Chair; Anderson and Horn

As members of the Landscape Architectural Examining Board:

Jack Jones – Schultz, Chair; Chapman and Horn
Jonathan Martin – Schultz, Chair; Chapman and Horn
Debra Schiel-Larson – Schultz, Chair; Chapman and Horn

As the Chief Executive Officer of the Iowa Lottery Authority:

Terry Rich – Smith, Chair; Bisignano and Dawson

As members of the Board of Massage Therapy:

Ryan Crawford – Feenstra, Chair; Petersen and Smith
David Edwards – Feenstra, Chair; Petersen and Smith
Emily Farrell – Feenstra, Chair; Petersen and Smith
Michael Hammer – Feenstra, Chair; Petersen and Smith
Irene Richards – Feenstra, Chair; Petersen and Smith
Catherine Sampson – Feenstra, Chair; Petersen and Smith

As members of the Board of Medicine:

Diane Clark – Smith, Chair; Feenstra and Petersen
Hamed Tewfik – Feenstra, Chair; Chapman and Petersen
Brian Wilson – Smith, Chair; Feenstra and Petersen

As members of the Board of Mortuary Science:

Ryan Fredregill – Dawson, Chair; Feenstra and Petersen
Todd Kale – Dawson, Chair; Feenstra and Petersen
Mollie Pawlosky – Dawson, Chair; Feenstra and Petersen

As members of the Commission of Native American Affairs:

Dr. Joe Coulter – Feenstra, Chair; Bisignano and Zaun
Crystal Davis – Feenstra, Chair; Bisignano and Zaun
Karen Mackey – Chapman, Chair; Bisignano and Zaun

As members of the Board of Nursing:

Kierstyn Borg Mickelson – Chapman, Chair; Bisignano and Zaun
B. J. Hoffman – Chapman, Chair; Anderson and Bisignano
Patrick Mooney – Chapman, Chair; Anderson and Bisignano

As members of the Board of Nursing Home Administrators:

Daniel Boor – Chapman, Chair, Bisignano and Zaun
Michael Jenison – Chapman, Chair, Bisignano and Zaun

As members of the Board of Optometry:

Dr. Scott Ihrke – Anderson, Chair; Brown and Danielson
Dr. Michael Portz – Anderson, Chair; Brown and Danielson
Jacqueline Pullen – Anderson, Chair; Brown and Danielson

As members of the Board of Pharmacy:

Dr. Brett Barker – Chapman, Chair; Brown and Danielson
LaDonna Gratias – Chapman, Chair; Brown and Danielson
Gayle Mayer – Chapman, Chair; Brown and Danielson
Joan Skogstrom – Chapman, Chair; Brown and Danielson

As members of the Board of Physical and Occupational Therapy:

Robert Palmer – Zaun, Chair; Bowman and Dawson
Melinda Shetler – Zaun, Chair; Bowman and Dawson

As members of the Board of Physician Assistants:

Dr. Jon Ahrendsen – Zaun, Chair; Bowman and Dawson
Michael Schnurr – Zaun, Chair; Bowman and Dawson
Peter Stopulos – Smith, Chair; Bowman and Dawson

As members of the Board of Podiatry:

John Bennett – Chapman, Chair; Danielson and Smith
Gerald Edgar – Chapman, Chair; Danielson and Smith
Rebecca Kmett – Chapman, Chair; Danielson and Smith
Dr. Eugene Nassif – Chapman, Chair; Danielson and Smith
Dr. Mindy Trotter – Smith, Chair; Danielson and Chapman

As members of the Board of Psychology:

Joshua Goodman – Zaun, Chair; Chapman and Danielson
Holly Herbert – Zaun, Chair; Chapman and Danielson
Dr. Earl Kilgore – Zaun, Chair; Chapman and Danielson
Dr. Heidi Vermeer-Quist – Zaun, Chair; Chapman and Danielson

As members of the State Racing and Gaming Commission:

Dr. Carl Heinrich – Smith, Chair; Bisignano and Feenstra
Jeffrey Lamberti – Smith, Chair; Bisignano and Feenstra

As members of the Real Estate Appraiser Examining Board:

Dan O'Hern – Smith, Chair; Chapman and Horn
James Pooley – Smith, Chair; Chapman and Horn
Teresa Selberg – Smith, Chair; Chapman and Horn

As members of the Real Estate Commission:

Janet DeMott – Schneider, Chair; Chapman and Horn
Elizabeth Hansen – Schneider, Chair; Chapman and Horn
Helen Kimes – Schneider, Chair; Chapman and Horn
Michael Telford – Schneider, Chair; Chapman and Horn

As a member of the Board of Respiratory Care:

Lawrence Lilla – Schneider, Chair; Petersen and Schultz

As members of the Board of Social Work:

Megan Begley – Schneider, Chair; Petersen and Schultz
Karilynne Lenning – Schneider, Chair; Petersen and Schultz
Tony Raymer – Schneider, Chair; Petersen and Schultz

As members of the Board of Speech Pathology and Audiology:

Ashley Bahr – Dawson, Chair; Jochum and Schultz
Julia Duer – Dawson, Chair; Jochum and Schultz
George Eichhorn – Dawson, Chair; Jochum and Schultz

As a member of the Technology Advisory Council:

Tim Peterson – Dawson, Chair; Jochum and Schultz

As members of the Iowa Board of Veterinary Medicine:

Keith Leonard – Dawson, Chair; Jochum and Schultz
Ann Werner – Dawson, Chair; Jochum and Schultz

TRANSPORTATION

As members of the State Transportation Commission:

Nancy Maher – Kraayenbrink, Chair; Brown and Lykam
Tom Rielly – Kapucian, Chair; Anderson and Danielson

VETERANS AFFAIRS

As the State of Iowa Adjutant General:

Major General Timothy Orr – Dawson, Chair; Allen and Rozenboom

WAYS AND MEANS

As a member of the Iowa Capital Investment Board:

Jennifer Pavlovec – Dawson, Chair; Feenstra and Quirmbach

As members of the Economic Development Authority:

Dr. Nicholas Chilcoat – Dawson, Chair; Feenstra and McCoy
Craig Francisco – Edler, Chair; Bolkcom and Feenstra
Megan McKay – Edler, Chair; Bolkcom and Feenstra

As members of the Iowa Great Places Board:

Alexis Fleener – Brown, Chair; Dotzler and Feenstra
Nick Glew – Brown, Chair; Dotzler and Feenstra
Ruth Haus – Dawson, Chair; Dotzler and Feenstra
Mark Jackson – Smith, Chair; Dotzler and Feenstra
Kasey Johnson Steen – Schultz, Chair; Dotzler and Feenstra
Jared McGovern – Brown, Chair; Dotzler and Feenstra

AMENDMENTS FILED

S-3160	H.F.	440	Agriculture
S-3161	S.F.	465	Charles Schneider
S-3162	S.J.R.	9	Charles Schneider
S-3163	S.F.	467	Julian B. Garrett
S-3164	S.J.R.	9	Nate Boulton
S-3165	S.J.R.	9	Charles Schneider
S-3166	S.F.	465	Nate Boulton
S-3167	S.F.	465	Nate Boulton
S-3168	S.F.	465	Nate Boulton
S-3169	S.F.	465	Nate Boulton
S-3170	S.J.R.	8	Jason Schultz

JOURNAL OF THE SENATE

SIXTY-EIGHTH CALENDAR DAY
FORTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 17, 2017

The Senate met in regular session at 9:00 a.m., President Whitver presiding.

Prayer and the Pledge of Allegiance were led by Andy Conlin from West Des Moines, Iowa.

The Journal of Thursday, March 16, 2017, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 16, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 518, a bill for an act relating to workers' compensation and including applicability provisions.

Read first time and attached to **similar Senate File 435**.

ADJOURNMENT

On motion of Senator Kapucian, the Senate adjourned at 9:02 a.m. until 1:00 p.m., Monday, March 20, 2017.

JOURNAL OF THE SENATE

SEVENTY-FIRST CALENDAR DAY
FORTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 20, 2017

The Senate met in regular session at 1:03 p.m., President Whitver presiding.

Prayer was offered by the Honorable Ken Rozenboom, member of the Senate from Mahaska County, Oskaloosa, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carter Sinclair, son of Senator Amy Sinclair.

The Oskaloosa String Ensemble played “America the Beautiful”.

The Journal of Friday, March 17, 2017, was approved.

INTRODUCTION OF GOVERNOR’S APPOINTEE

The Secretary of the Senate introduced Chuck Gipp, the governor’s appointee to be the Director of the Department of Natural Resources. He was the guest of Senators Dvorsky and Rozenboom and the Department of Natural Resources and Environment.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Tom Rielly, former member of the Senate from Mahaska County, Oskaloosa, Iowa.

The Senate rose and expressed its welcome.

The Senate stood at ease at 1:15 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:37 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shipley, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 465.

Senate File 465

On motion of Senator Schneider, **Senate File 465**, a bill for an act relating to medical malpractice claims, including noneconomic damage awards and expert witnesses, was taken up for consideration.

Senator Schneider offered amendment S-3161, filed by him on March 16, 2017, to pages 1-7 and amending the title page of the bill.

Senator Boulton offered amendment S-3166, filed by him on March 16, 2017, to pages 1-3 of amendment S-3161, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3166 to amendment S-3161 be adopted?" (S.F. 465), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Absent, 1:

Shipley

Amendment S–3166 to amendment S–3161 lost.

Senator Boulton offered amendment S–3169, filed by him on March 16, 2017, to page 2 of amendment S–3161, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3169 to amendment S–3161 be adopted?” (S.F. 465), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Absent, 1:

Shipley

Amendment S–3169 to amendment S–3161 lost.

Senator Boulton offered amendment S-3168, filed by him on March 16, 2017, to page 2 of amendment S-3161, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3168 to amendment S-3161 be adopted?" (S.F. 465), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Absent, 1:

Shipleigh

Amendment S-3168 to amendment S-3161 lost.

Senator Boulton offered amendment S-3167, filed by him on March 16, 2017, to page 3 of amendment S-3161, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3167 to amendment S-3161 be adopted?" (S.F. 465), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Nays, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Absent, 1:

Shipley

Amendment S-3167 to amendment S-3161 lost.

Senator Boulton called for the following division of amendment S-3161:

Division S-3161A: Page 1, lines 2-18 and Page 1, line 35 through Page 3, line 16; and

Division S-3161B: Page 1, lines 19-34.

Senator Schneider moved the adoption of division S-3161A.

A record roll call was requested.

On the question "Shall division S-3161A be adopted?" (S.F. 465), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

Division S–3161A was adopted.

Senator Schneider moved the adoption of division S–3161B.

A record roll call was requested.

On the question “Shall division S–3161B be adopted?” (S.F. 465), the vote was:

Yeas, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Shipley

Division S–3161B was adopted.

Senator Schneider 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. 465), the vote was:

Yeas, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Shiple

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 465** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 396 and House File 289.

Senate File 396

On motion of Senator Anderson, **Senate File 396**, a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission, was taken up for consideration.

Senator Anderson offered amendment S–3171, filed by him from the floor to pages 1 and 2 of the bill, and moved its adoption.

Amendment S–3171 was adopted by a voice vote.

Senator Anderson asked and received unanimous consent that **House File 462** be **substituted** for **Senate File 396**.

House File 462

On motion of Senator Anderson, **House File 462**, a bill for an act providing for the confidentiality of certain records provided by gambling licensees to the racing and gaming commission, was taken up for consideration.

Senator Anderson 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. 462), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Anderson asked and received unanimous consent that **Senate File 396** be **withdrawn** from further consideration of the Senate.

House File 289

On motion of Senator Breitbart, **House File 289**, a bill for an act relating to the issuance of driver's licenses, nonoperator's identification cards, and persons with disabilities identification devices by certain counties, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Breitbart 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. 289), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbart	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

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 **House Files 289** and **462** be **immediately messaged** to the House.

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 20, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 146, a bill for an act relating to notice requirements for actions for forcible entry and detainer.

Read first time and referred to committee on **Judiciary**.

House File 441, a bill for an act relating to the use of child labor in laundry occupations.

Read first time and referred to committee on **Labor and Business Relations**.

House File 472, a bill for an act relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state.

Read first time and referred to committee on **Education**.

House File 531, a bill for an act relating to oversight of public assistance programs, and including effective date provisions.

Read first time and attached to **companion Senate File 469**.

House File 533, a bill for an act relating to disqualification from eligibility for unemployment benefits and including effective date provisions.

Read first time and referred to committee on **Labor and Business Relations**.

House File 539, a bill for an act relating to the procedure for obtaining an administrative release from the Iowa civil rights commission.

Read first time and referred to committee on **Judiciary**.

House File 542, a bill for an act relating to eligibility requirements for individuals claiming unemployment insurance benefits in consecutive benefit years and including effective date provisions.

Read first time and referred to committee on **Labor and Business Relations**.

House File 548, a bill for an act relating to continuous quality improvement for the care of individuals with stroke, and providing for contingent implementation.

Read first time and **passed on file**.

House File 579, a bill for an act relating to criminal sentencing by modifying criminal penalties for cocaine base and attempted murder, making inapplicable certain provisions relating to mandatory sentences, mandatory minimum sentences, limitations on parole and work release, and limitations on earned time, and modifying the reconsideration of certain felons' sentences.

Read first time and referred to committee on **Judiciary**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:57 p.m. until 9:00 a.m., Tuesday, March 21, 2017.

APPENDIX

STUDY BILL RECEIVED

SSB 1184 Government Oversight

Prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 1

JUDICIARY: Shipley, Chair; Boulton and Dawson

House File 523

JUDICIARY: Edler, Chair; Kinney and Schultz

House File 545

HUMAN RESOURCES: Chapman, Chair; Garrett and Ragan

SSB 1184

GOVERNMENT OVERSIGHT: Lofgren, Chair; McCoy and Sinclair

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 17, 2017:

I am withdrawing the name of Ryan Fredregill to serve as a member of the Board of Mortuary Science from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

AMENDMENTS FILED

S-3171	S.F.	396	Bill Anderson
S-3172	S.F.	435	Michael Breitbach
S-3173	H.F.	518	Michael Breitbach
S-3174	S.F.	475	Amy Sinclair

JOURNAL OF THE SENATE

SEVENTY-SECOND CALENDAR DAY
FORTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 21, 2017

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by Reverend Christopher Arch, pastor of the Good News Bible Church in Iowa City, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brianna Goebel.

The Journal of Monday, March 20, 2017, was approved.

The Senate stood at ease at 9:09 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:25 a.m., President Whitver presiding.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 5.

Senate Concurrent Resolution 5

On motion of Senator Dix, **Senate Concurrent Resolution 5**, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-seventh General Assembly, with report of committee recommending passage, was taken up for consideration.

Senator Dix moved the adoption of Senate Concurrent Resolution 5, which motion prevailed by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shipley, until he arrives, on request of Senator Dix.

UNFINISHED BUSINESS (Deferred March 14, 2107)

Senate File 480

The Senate resumed consideration of **Senate File 480**, a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions, deferred March 14, 2107.

Senator Mathis withdrew amendment S-3151, filed by her on March 14, 2017, to pages 1 and amending the title page of the bill.

Senator Garrett asked and received unanimous consent that **House File 577** be **substituted** for **Senate File 480**.

House File 577

On motion of Senator Garrett, **House File 577**, a bill for an act relating to exemptions from disciplinary action for persons licensed to practice health-related professions based on their treatment of Lyme disease or other tick-borne diseases, and including effective date provisions, was taken up for consideration.

Senator Mathis offered amendment S-3156, filed by her on March 15, 2017, to pages 1 and amending the title page of the bill.

Senator Chelgren raised the point of order that amendment S-3156 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3156 out of order

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. 577), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 406 and 417.

Senate File 406

On motion of Senator Zumbach, **Senate File 406**, a bill for an act exempting motor vehicles carrying an implement of husbandry from certain permit requirements, was taken up for consideration.

Senator Zumbach 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. 406), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipleigh

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 417

On motion of Senator Zumbach, **Senate File 417**, a bill for an act relating to public utilities and other infrastructure, including the confidentiality of certain information relating to cyber security or critical infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions, was taken up for consideration.

Senator Zumbach asked and received unanimous consent that **House File 445** be substituted for **Senate File 417**.

House File 445

On motion of Senator Zumbach, **House File 445**, a bill for an act relating to public utilities and other infrastructure, including the confidentiality of certain information relating to cyber security or critical infrastructure, the authority of utilities to make temporary rate changes, and presiding officers at public information meetings held for electric transmission line franchise petitions, was taken up for consideration.

Senator Zumbach 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. 445), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

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 Concurrent Resolution 5, Senate File 406, and House Files 445 and 577** be **immediately messaged** to the House.

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 480** be **withdrawn** from further consideration of the Senate.

WITHDRAWN

Senator Zumbach asked and received unanimous consent that **Senate File 417** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 448.

Senate File 448

On motion of Senator Kraayenbrink, **Senate File 448**, a bill for an act relating to insurers in possession of salvage motor vehicles, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3157, filed by him on March 15, 2017, to page 1 of the bill, and moved its adoption.

Amendment S-3157 was adopted by a voice vote.

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. 448), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver

Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shiplely

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 489.

Senate File 489

On motion of Senator Chapman, **Senate File 489**, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **Senate File 489** be **deferred**.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 449 and 468.

Senate File 449

On motion of Senator Kapucian, **Senate File 449**, a bill for an act relating to the installation of cattle guards by landowners along certain streets or highways, and including effective date provisions, was taken up for consideration.

Senator Kapucian 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. 449), the vote was:

Yeas, 48:

Allen	Costello	Horn	Quirnbach
Anderson	Danielson	Jochum	Ragan
Behn	Dawson	Johnson, C.	Rozenboom
Bertrand	Dix	Johnson, D.	Schneider
Bisignano	Dotzler	Kapucian	Schultz
Bolkcom	Dvorsky	Kinney	Segebart
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	Mathis	Whitver
Chapman	Guth	McCoy	Zaun
Chelgren	Hart	Petersen	Zumbach

Nays, none.

Present, 1:

Hogg

Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 468

On motion of Senator Dawson, **Senate File 468**, a bill for an act relating to the definition of stalking and making penalties applicable, was taken up for consideration.

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. 468), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

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 448, 449, and 468** 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 475 and 420.

Senate File 475

On motion of Senator Sinclair, **Senate File 475**, a bill for an act relating to educational programs developed or administered by the department or state board of education, school districts, or accredited nonpublic schools, and to school-age children's health screenings, providing for or relating to fees, and including effective date provisions, was taken up for consideration.

Senator Sinclair asked and received unanimous consent that action on **Senate File 475** be **deferred**.

Senate File 420

On motion of Senator Costello, **Senate File 420**, a bill for an act including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals, and including effective date provisions, was taken up for consideration.

Senator Costello asked and received unanimous consent that **House File 544** be substituted for **Senate File 420**.

House File 544

On motion of Senator Costello, **House File 544**, a bill for an act including personal degradation as a form of dependent adult abuse by caretakers in facilities and programs regulated by the department of inspections and appeals, and including effective date provisions, was taken up for consideration.

Senator Costello 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. 544), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

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 **House File 544** 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 433 and 434.

Senate File 433

On motion of Senator Garrett, **Senate File 433**, a bill for an act relating to termination of parental rights and adoption proceedings, and providing penalties, was taken up for consideration.

Senator McCoy offered amendment S-3145, filed by him on March 14, 2017, to page 1 of the bill.

Senator Garrett raised the point of order that amendment S-3145 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3145 out of order.

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. 433), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 420** be **withdrawn** from further consideration of the Senate.

Senate File 434

On motion of Senator Dawson, **Senate File 434**, a bill for an act relating to the sealing of certain criminal offenders' juvenile delinquency records, was taken up for consideration.

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. 434), the vote was:

Yeas, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Shipley

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 433 and 434** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 12:21 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 2:58 p.m., President Whitver presiding.

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 21, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 413, a bill for an act relating to statute-of-repose periods for improvements to real property and including applicability provisions.

ALSO: That the House has on March 21, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 89, a bill for an act authorizing a retirement system merger relating to an alternative retirement system for certain school district employees.

Read first time and referred to committee on **State Government**.

House File 524, a bill for an act relating to controlled substances, including reporting under the drug prescribing and dispensing information program and making penalties applicable.

Read first time and referred to committee on **Judiciary**.

House File 572, a bill for an act relating to employment services programs administered by the department of workforce development by modifying the membership requirements and duties of the Iowa workforce development board and authorizing the department to carry out unemployment insurance systems modernization, making appropriations, and including effective date provisions.

Read first time and referred to committee on **Labor and Business Relations**.

House File 576, a bill for an act relating to background investigations of individuals employed through temporary staffing agencies with certain health care providers.

Read first time and referred to committee on **Human Resources**.
BUSINESS PENDING

Senate File 475

The Senate resumed consideration of **Senate File 475**, a bill for an act relating to educational programs developed or administered by the department or state board of education, school districts, or accredited nonpublic schools, and to school-age children's health screenings, providing for or relating to fees, and including effective date provisions, previously deferred.

The Senate stood at ease at 3:03 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:08 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Brown, until he returns, on request of Senator Dix.

Senator Sinclair offered amendment S-3174, filed by her on March 20, 2017, to pages 5-7 of the bill.

Senator Sinclair offered amendment S-3216, filed by her from the floor to pages 2-3 of amendment S-3174, and moved its adoption.

Amendment S-3216 to amendment S-3174 was adopted by a voice vote.

Senator Sinclair offered amendment S-3217, filed by her from the floor to page 3 of amendment S-3174, and moved its adoption.

Amendment S-3217 to amendment S-3174 was adopted by a voice vote.

Senator Sinclair offered amendment S-3208, filed by her from the floor to page 4 of amendment S-3174, and moved its adoption.

Amendment S–3208 to amendment S–3174 was adopted by a voice vote.

Senator Sinclair moved the adoption of amendment S–3174 as amended.

Amendment S–3174, as amended, was adopted by a voice vote.

With the adoption of amendment S–3208 to amendment S–3174, the Chair ruled amendment S–3175, filed by Senator Quirmbach from the floor to page 11 of the bill, out of order.

Senator Sinclair offered amendment S–3215, filed by her from the floor to page 8 of the bill, and moved its adoption.

Amendment S–3215 was adopted by a voice vote.

Senator Petersen offered amendment S–3213, filed by her from the floor to page 12 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3213 be adopted?” (S.F. 475), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	Petersen
Bertrand	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	Zaun
Bowman	Horn	McCoy	

Nays, 25:

Anderson	Dix	Kapucian	Sinclair
Behn	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zumbach
Chelgren	Greene	Schneider	
Costello	Guth	Schultz	
Dawson	Johnson, C.	Segebart	

Absent, 2:

Brown	Shipley
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Amendment S–3213 lost.

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. 475), the vote was:

Yeas, 33:

Anderson	Dawson	Johnson, D.	Segebart
Behn	Dix	Kapucian	Sinclair
Bertrand	Dvorsky	Kinney	Smith
Bowman	Edler	Kraayenbrink	Whitver
Breitbach	Feenstra	Lofgren	Zaun
Chapman	Garrett	Quirmbach	Zumbach
Chelgren	Greene	Rozenboom	
Costello	Guth	Schneider	
Danielson	Johnson, C.	Schultz	

Nays, 15:

Allen	Dotzler	Jochum	Petersen
Bisignano	Hart	Lykam	Ragan
Bolkcom	Hogg	Mathis	Taylor
Boulton	Horn	McCoy	

Absent, 2:

Brown	Shipley
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

BUSINESS PENDING

Senate File 489

The Senate resumed consideration of **Senate File 489**, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions, previously deferred.

Senator Petersen offered amendment S–3184, filed by her from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3184 be adopted?” (S.F. 489), the vote was:

Yeas, 19:

Allen	Dvorsky	Johnson, D.	Petersen
Bisignano	Hart	Kinney	Quirmbach
Bolkcom	Hogg	Lykam	Ragan
Boulton	Horn	Mathis	Taylor
Bowman	Jochum	McCoy	

Nays, 29:

Anderson	Dawson	Johnson, C.	Sinclair
Behn	Dix	Kapucian	Smith
Bertrand	Dotzler	Kraayenbrink	Whitver
Breitbach	Edler	Lofgren	Zaun
Chapman	Feenstra	Rozenboom	Zumbach
Chelgren	Garrett	Schneider	
Costello	Greene	Schultz	
Danielson	Guth	Segebart	

Absent, 2:

Brown	Shipley
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Amendment S–3184 lost.

Senator D. Johnson offered amendment S–3209, filed by him from the floor to pages 2 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3209 be adopted?” (S.F. 489), the vote was:

Yeas, 13:

Bisignano	Hart	Johnson, D.	Quirmbach
Bolkcom	Hogg	Mathis	
Boulton	Horn	McCoy	
Dvorsky	Jochum	Petersen	

Nays, 35:

Allen	Danielson	Johnson, C.	Schultz
Anderson	Dawson	Kapucian	Segebart

Behn	Dix	Kinney	Sinclair
Bertrand	Dotzler	Kraayenbrink	Smith
Bowman	Edler	Lofgren	Taylor
Breitbach	Feenstra	Lykam	Whitver
Chapman	Garrett	Ragan	Zaun
Chelgren	Greene	Rozenboom	Zumbach
Costello	Guth	Schneider	

Absent, 2:

Brown Shipley

Amendment S-3209 lost.

Senator D. Johnson offered amendment S-3210, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3210 be adopted?" (S.F. 489), the vote was:

Yeas, 15:

Bisignano	Dvorsky	Jochum	Petersen
Bolkcom	Hart	Johnson, D.	Quirmbach
Boulton	Hogg	Mathis	Ragan
Dotzler	Horn	McCoy	

Nays, 33:

Allen	Danielson	Kapucian	Sinclair
Anderson	Dawson	Kinney	Smith
Behn	Dix	Kraayenbrink	Taylor
Bertrand	Edler	Lofgren	Whitver
Bowman	Feenstra	Lykam	Zaun
Breitbach	Garrett	Rozenboom	Zumbach
Chapman	Greene	Schneider	
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Absent, 2:

Brown Shipley

Amendment S-3210 lost.

Senator Petersen offered amendment S–3185, filed by her from the floor to page 3 of the bill, and moved its adoption.

Amendment S–3185 lost by a voice vote.

Senator Boulton offered amendment S–3214, filed by him from the floor to pages 3, 5, and 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3214 be adopted?” (S.F. 489), the vote was:

Yeas, 15:

Bisignano	Hart	Johnson, D.	Petersen
Bolkcom	Hogg	Kinney	Quirmbach
Boulton	Horn	Mathis	Ragan
Dvorsky	Jochum	McCoy	

Nays, 33:

Allen	Danielson	Johnson, C.	Sinclair
Anderson	Dawson	Kapucian	Smith
Behn	Dix	Kraayenbrink	Taylor
Bertrand	Dotzler	Lofgren	Whitver
Bowman	Edler	Lykam	Zaun
Breitbach	Feenstra	Rozenboom	Zumbach
Chapman	Garrett	Schneider	
Chelgren	Greene	Schultz	
Costello	Guth	Segebart	

Absent, 2:

Brown	Shiple
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Amendment S–3214 lost.

Senator Petersen offered amendment S–3176, filed by her from the floor to pages 3–5 of the bill, and moved its adoption.

Amendment S–3176 lost by a voice vote.

Senator Bisignano offered amendment S–3181, filed by him from the floor to pages 3–5, 9, and 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3181 be adopted?" (S.F. 489), the vote was:

Yeas, 19:

Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirmbach
Boulton	Hogg	Lykam	Ragan
Bowman	Horn	Mathis	Taylor
Dotzler	Jochum	McCoy	

Nays, 29:

Allen	Danielson	Johnson, C.	Sinclair
Anderson	Dawson	Kapucian	Smith
Behn	Dix	Kraayenbrink	Whitver
Bertrand	Edler	Lofgren	Zaun
Breitbach	Feenstra	Rozenboom	Zumbach
Chapman	Garrett	Schneider	
Chelgren	Greene	Schultz	
Costello	Guth	Segebart	

Absent, 2:

Brown	Shipley
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Amendment S-3181 lost.

Senator Bisignano offered amendment S-3189, filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3189 be adopted?" (S.F. 489), the vote was:

Yeas, 21:

Bertrand	Dvorsky	Kapucian	Quirmbach
Bisignano	Hart	Kinney	Ragan
Bolkcom	Hogg	Lykam	Taylor
Boulton	Horn	Mathis	
Bowman	Jochum	McCoy	
Dotzler	Johnson, D.	Petersen	

Nays, 27:

Allen	Danielson	Guth	Segebart
Anderson	Dawson	Johnson, C.	Sinclair
Behn	Dix	Kraayenbrink	Smith
Breitbach	Edler	Lofgren	Whitver
Chapman	Feenstra	Rozenboom	Zaun
Chelgren	Garrett	Schneider	Zumbach
Costello	Greene	Schultz	

Absent, 2:

Brown Shipley

Amendment S–3189 lost.

Senator Petersen offered amendment S–3188, filed by her from the floor to page 4 of the bill, and moved its adoption.

Amendment S–3188 lost by a voice vote.

Senator Bisignano offered amendment S–3186, filed by him from the floor to page 4 of the bill, and moved its adoption.

Amendment S–3186 lost by a voice vote.

Senator Petersen offered amendment S–3187, filed by her from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3187 be adopted?” (S.F. 489), the vote was:

Yeas, 18:

Bisignano	Dvorsky	Johnson, D.	Quirnbach
Bolkcom	Hart	Kinney	Ragan
Boulton	Hogg	Mathis	Taylor
Bowman	Horn	McCoy	
Dotzler	Jochum	Petersen	

Nays, 30:

Allen	Danielson	Johnson, C.	Segebart
Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Lykam	Zaun
Chapman	Garrett	Rozenboom	Zumbach
Chelgren	Greene	Schneider	
Costello	Guth	Schultz	

Absent, 2:

Brown	Shipley
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Amendment S–3187 lost.

Senator Bisignano offered amendment S–3194, filed by him from the floor to page 4 of the bill, and moved its adoption.

Amendment S–3194 lost by a voice vote.

Senator Bisignano offered amendment S–3182, filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3182 be adopted?” (S.F. 489), the vote was:

Yeas, 18:

Bisignano	Dvorsky	Johnson, D.	Quirmbach
Bolkcom	Hart	Kinney	Ragan
Boulton	Hogg	Mathis	Taylor
Bowman	Horn	McCoy	
Dotzler	Jochum	Petersen	

Nays, 30:

Allen	Danielson	Johnson, C.	Segebart
Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Lykam	Zaun
Chapman	Garrett	Rozenboom	Zumbach
Chelgren	Greene	Schneider	
Costello	Guth	Schultz	

Absent, 2:

Brown Shipley

Amendment S–3182 lost.

President Pro Tempore Behn took the chair at 6:55 p.m.

Senator Petersen offered amendment S–3190, filed by her from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3190 be adopted?” (S.F. 489), the vote was:

Yeas, 16:

Bisignano	Hart	Johnson, D.	Petersen
Bolkcom	Hogg	Kinney	Quirmbach
Boulton	Horn	Mathis	Ragan
Dvorsky	Jochum	McCoy	Taylor

Nays, 32:

Allen	Costello	Greene	Schneider
Anderson	Danielson	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Bowman	Dotzler	Kraayenbrink	Smith
Breitbach	Edler	Lofgren	Whitver
Chapman	Feenstra	Lykam	Zaun
Chelgren	Garrett	Rozenboom	Zumbach

Absent, 2:

Brown Shipley

Amendment S–3190 lost.

President Whitver took the chair at 7:05 p.m.

Senator Petersen offered amendment S–3191, filed by her from the floor to pages 5 and 11 and amending the title page of the bill, and moved its adoption.

Amendment S–3191 lost by a voice vote.

Senator Petersen offered amendment S–3192, filed by her from the floor to page 5 of the bill, and moved its adoption.

Amendment S–3192 lost by a voice vote.

Senator Petersen offered amendment S–3193, filed by her from the floor to page 5 of the bill, and moved its adoption.

Amendment S–3193 lost by a voice vote.

Senator Boulton offered amendment S–3218, filed by him from the floor to page 5 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3218 be adopted?” (S.F. 489), the vote was:

Yeas, 16:

Bisignano	Dotzler	Jochum	McCoy
Bolkcom	Dvorsky	Johnson, D.	Petersen
Boulton	Hart	Kinney	Quirmbach
Bowman	Hogg	Mathis	Ragan

Nays, 32:

Allen	Danielson	Horn	Schultz
Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Taylor
Chapman	Garrett	Lykam	Whitver
Chelgren	Greene	Rozenboom	Zaun
Costello	Guth	Schneider	Zumbach

Absent, 2:

Brown	Shipley
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Amendment S–3218 lost.

Senator Petersen offered amendment S–3195, filed by her from the floor to page 6 of the bill, and moved its adoption.

Amendment S–3195 lost by a voice vote.

Senator Bisignano offered amendment S–3197, filed by him from the floor to page 7 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3197 be adopted?” (S.F. 489), the vote was:

Yeas, 17:

Bisignano	Hart	Lykam	Ragan
Bolkcom	Hogg	Mathis	Taylor
Boulton	Jochum	McCoy	
Bowman	Johnson, D.	Petersen	
Dvorsky	Kinney	Quirmbach	

Nays, 31:

Allen	Danielson	Guth	Schultz
Anderson	Dawson	Horn	Segebart
Behn	Dix	Johnson, C.	Sinclair
Bertrand	Dotzler	Kapucian	Smith
Breitbach	Edler	Kraayenbrink	Whitver
Chapman	Feenstra	Lofgren	Zaun
Chelgren	Garrett	Rozenboom	Zumbach
Costello	Greene	Schneider	

Absent, 2:

Brown	Shipley
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Amendment S–3197 lost.

Senator Bisignano offered amendment S–3177, filed by him from the floor to pages 7 and 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3177 be adopted?” (S.F. 489), the vote was:

Yeas, 16:

Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirmbach
Boulton	Hogg	Mathis	Ragan
Bowman	Jochum	McCoy	Taylor

Nays, 32:

Allen	Danielson	Guth	Schneider
Anderson	Dawson	Horn	Schultz

Behn	Dix	Johnson, C.	Segebart
Bertrand	Dotzler	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Chapman	Feenstra	Lofgren	Whitver
Chelgren	Garrett	Lykam	Zaun
Costello	Greene	Rozenboom	Zumbach

Absent, 2:

Brown	Shipley
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Amendment S-3177 lost.

Senator Petersen withdrew amendment S-3196, filed by her from the floor to pages 7, 9, and 10 of the bill.

Senator Petersen offered amendment S-3198, filed by her from the floor to page 7 of the bill, and moved its adoption.

Amendment S-3198 lost by a voice vote.

Senator Petersen offered amendment S-3199, filed by her from the floor to page 7 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3199 be adopted?" (S.F. 489), the vote was:

Yeas, 22:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	Zaun
Bowman	Horn	McCoy	
Chelgren	Jochum	Petersen	

Nays, 26:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zumbach
Costello	Greene	Schneider	
Danielson	Guth	Schultz	

Absent, 2:

Brown Shipley

Amendment S–3199 lost.

Senator Bisignano withdrew amendment S–3180, filed by him from the floor to pages 7 and 9 of the bill.

Senator D. Johnson offered amendment S–3211, filed by him from the floor to pages 7 and 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3211 be adopted?” (S.F. 489), the vote was:

Yeas, 18:

Allen	Hart	Kinney	Quirmbach
Bisignano	Hogg	Lykam	Ragan
Bolkcom	Horn	Mathis	Taylor
Boulton	Jochum	McCoy	
Dvorsky	Johnson, D.	Petersen	

Nays, 30:

Anderson	Danielson	Guth	Segebart
Behn	Dawson	Johnson, C.	Sinclair
Bertrand	Dix	Kapucian	Smith
Bowman	Dotzler	Kraayenbrink	Whitver
Breitbach	Edler	Lofgren	Zaun
Chapman	Feenstra	Rozenboom	Zumbach
Chelgren	Garrett	Schneider	
Costello	Greene	Schultz	

Absent, 2:

Brown Shipley

Amendment S–3211 lost.

Senator Bisignano withdrew amendment S–3219, filed by him from the floor to pages 7 and 9 of the bill.

Senator D. Johnson withdrew amendment S-3212, filed by him from the floor to pages 7-9 of the bill.

Senator Bisignano offered amendment S-3183, filed by him from the floor to page 9 of the bill, and moved its adoption.

Amendment S-3183 lost by a voice vote.

Senator Bisignano offered amendment S-3179, filed by him from the floor to page 10 of the bill, and moved its adoption.

Amendment S-3179 lost by a voice vote.

Senator Bisignano withdrew amendment S-3200, filed by him from the floor to page 10 of the bill.

Senator Petersen withdrew amendment S-3201, filed by her from the floor to page 10 of the bill.

Senator Petersen withdrew amendment S-3202, filed by her from the floor to page 10 of the bill.

Senator Bisignano offered amendment S-3203, filed by him from the floor to page 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3203 be adopted?" (S.F. 489), the vote was:

Yeas, 20:

Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirmbach
Boulton	Hogg	Lykam	Ragan
Bowman	Horn	Mathis	Taylor
Dotzler	Jochum	McCoy	Zaun

Nays, 28:

Allen	Costello	Greene	Schneider
Anderson	Danielson	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Chapman	Feenstra	Lofgren	Whitver

Chelgren Garrett Rozenboom Zumbach

Absent, 2:

Brown Shipley

Amendment S-3203 lost.

Senator Petersen withdrew amendment S-3204, filed by her from the floor to page 10 of the bill.

Senator Bisignano withdrew amendment S-3178, filed by him from the floor to page 10 of the bill.

Senator Bisignano withdrew amendment S-3206, filed by him from the floor to page 10 of the bill.

Senator Bisignano withdrew amendment S-3207, filed by him from the floor to page 10 of the bill.

Senator Petersen offered amendment S-3205, filed by her from the floor to page 11 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3205 be adopted?" (S.F. 489), the vote was:

Yeas, 19:

Allen	Dvorsky	Johnson, D.	Petersen
Bisignano	Hart	Kinney	Quirmbach
Bolkcom	Hogg	Lykam	Ragan
Boulton	Horn	Mathis	Taylor
Bowman	Jochum	McCoy	

Nays, 29:

Anderson	Dawson	Johnson, C.	Sinclair
Behn	Dix	Kapucian	Smith
Bertrand	Dotzler	Kraayenbrink	Whitver
Breitbach	Edler	Lofgren	Zaun
Chapman	Feenstra	Rozenboom	Zumbach
Chelgren	Garrett	Schneider	
Costello	Greene	Schultz	
Danielson	Guth	Segebart	

Absent, 2:

Brown Shipley

Amendment S-3205 lost.

Senator Chapman 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. 489), the vote was:

Yeas, 34:

Allen	Danielson	Horn	Segebart
Anderson	Dawson	Johnson, C.	Sinclair
Behn	Dix	Kapucian	Smith
Bertrand	Dotzler	Kraayenbrink	Taylor
Bowman	Edler	Lofgren	Whitver
Breitbach	Feenstra	Lykam	Zaun
Chapman	Garrett	Rozenboom	Zumbach
Chelgren	Greene	Schneider	
Costello	Guth	Schultz	

Nays, 14:

Bisignano	Hart	Kinney	Quirmbach
Bolkcom	Hogg	Mathis	Ragan
Boulton	Jochum	McCoy	
Dvorsky	Johnson, D.	Petersen	

Absent, 2:

Brown	Shiple
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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 475** and **489** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:23 p.m. until 9:00 a.m., Wednesday, March 22, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Elaine Thoma, Waterloo—For celebrating her 99th birthday. Senator Dotzler.

Shane Vokaty, Cresco—For achieving the rank of Eagle Scout, Troop 261. Senator Brown.

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Tuesday, March 21, 2017, 2:05 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith.

Members Absent: None.

Committee Business: Passed SSB 1025. Approved HF 242.

Adjourned: 2:35 p.m.

INTRODUCTION OF BILL

Senate File 494, by Danielson, a bill for an act relating to the examination and copying of a public record under Iowa's open records law and federal copyright law.

Read first time under Rule 28 and referred to committee on **State Government**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 177

WAYS AND MEANS: Anderson, Chair; Breitbach and Dotzler

Senate File 418

WAYS AND MEANS: Breitbach, Chair; Anderson and Dotzler

House File 146

JUDICIARY: Edler, Chair; Boulton and Shipley

House File 472

EDUCATION: Kraayenbrink, Chair; Edler and Quirmbach

House File 524

JUDICIARY: Edler, Chair; Garrett and Taylor

House File 539

JUDICIARY: Schultz, Chair; Bisignano and Zaun

House File 563

EDUCATION: Sinclair, Chair; Bowman and Chelgren

House File 564

EDUCATION: Sinclair, Chair; C. Johnson and Quirmbach

House File 565

EDUCATION: Sinclair, Chair; C. Johnson and Quirmbach

House File 579

JUDICIARY: Dawson, Chair; Petersen and Schneider

FINAL COMMITTEE REPORT OF BILL ACTION**NATURAL RESOURCES AND ENVIRONMENT**

Bill Title: HOUSE FILE 475, a bill for an act relating to the use of a straight wall cartridge rifle to hunt deer and including penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Rozenboom, Dvorsky, Anderson, Behn, Bertrand, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam. Nays, none. Absent, 1: Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 242, a bill for an act relating to the individual income tax checkoff for the Iowa election campaign fund by providing for the future repeal of the tax checkoff and the Iowa election campaign fund, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Feenstra, Behn, Anderson, Breitbach, Brown, Dawson, Edler, Schultz, and Smith. Nays, 6: Jochum, Bolkcom, Dotzler, McCoy, Petersen, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 21st day of March, 2017.

Senate Files 331, 357, 376, and 409.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3175	S.F.	475	Herman C. Quirmbach
S-3176	S.F.	489	Janet Petersen
S-3177	S.F.	489	Tony Bisignano
S-3178	S.F.	489	Tony Bisignano
S-3179	S.F.	489	Tony Bisignano
S-3180	S.F.	489	Tony Bisignano
S-3181	S.F.	489	Tony Bisignano
S-3182	S.F.	489	Tony Bisignano
S-3183	S.F.	489	Tony Bisignano
S-3184	S.F.	489	Janet Petersen
S-3185	S.F.	489	Janet Petersen
S-3186	S.F.	489	Tony Bisignano
S-3187	S.F.	489	Janet Petersen
S-3188	S.F.	489	Janet Petersen

S-3189	S.F.	489	Tony Bisignano
S-3190	S.F.	489	Janet Petersen
S-3191	S.F.	489	Janet Petersen
S-3192	S.F.	489	Janet Petersen
S-3193	S.F.	489	Janet Petersen
S-3194	S.F.	489	Tony Bisignano
S-3195	S.F.	489	Janet Petersen
S-3196	S.F.	489	Janet Petersen
S-3197	S.F.	489	Tony Bisignano
S-3198	S.F.	489	Janet Petersen
S-3199	S.F.	489	Janet Petersen
S-3200	S.F.	489	Tony Bisignano
S-3201	S.F.	489	Janet Petersen
S-3202	S.F.	489	Janet Petersen
S-3203	S.F.	489	Tony Bisignano
S-3204	S.F.	489	Janet Petersen
S-3205	S.F.	489	Janet Petersen
S-3206	S.F.	489	Tony Bisignano
S-3207	S.F.	489	Tony Bisignano
S-3208	S.F.	475	Amy Sinclair
S-3209	S.F.	489	David Johnson
S-3210	S.F.	489	David Johnson
S-3211	S.F.	489	David Johnson
S-3212	S.F.	489	David Johnson
S-3213	S.F.	475	Janet Petersen
S-3214	S.F.	489	Nate Boulton
S-3215	S.F.	475	Amy Sinclair
S-3216	S.F.	475	Amy Sinclair
S-3217	S.F.	475	Amy Sinclair
S-3218	S.F.	489	Nate Boulton
S-3219	S.F.	489	Tony Bisignano
S-3220	S.F.	431	Dan Zumbach
S-3221	H.F.	527	Rich Taylor

JOURNAL OF THE SENATE

SEVENTY-THIRD CALENDAR DAY
FORTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 22, 2017

The Senate met in regular session at 9:04 a.m., President Whitver presiding.

Prayer was offered by The Most Reverend Richard Pates, Bishop of the Diocese of Des Moines. He was the guest of Senators Dawson and Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Wylie Halferty.

The Journal of Tuesday, March 21, 2017, was approved.

SPECIAL GUESTS

Senator Sinclair introduced to the Senate chamber the Honorable Nancy J. Boettger, former member of the Senate from Shelby County, Harlan, Iowa.

The Senate rose and expressed its welcome.

Senator Sinclair introduced to the Senate chamber the Honorable Nancy Dunkel, former member of the House from Dubuque County, Dyersville, Iowa.

The Senate rose and expressed its welcome.

RECESS

On motion of Senator Dix, the Senate recessed at 9:13 a.m. until the completion of a meeting of the subcommittee on Transportation, Infrastructure, and Capitals.

RECONVENED

The Senate reconvened at 4:51 p.m., President Whitver presiding.

The Senate stood at ease at 4:52 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:19 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shipley, 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 361 and 234.

Senate File 361

On motion of Senator Sinclair, **Senate File 361**, a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child, was taken up for consideration.

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. 361), the vote was:

Yeas, 47:

Allen	Costello	Horn	Ragan
Anderson	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Dotzler	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Sinclair
Boulton	Edler	Kraayenbrink	Smith

Bowman	Feenstra	Lofgren	Taylor
Breitbach	Garrett	Lykam	Whitver
Brown	Greene	Mathis	Zaun
Chapman	Guth	Petersen	Zumbach
Chelgren	Hart	Quirnbach	

Nays, 2:

Hogg	McCoy
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Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 234

On motion of Senator Breitbach, **Senate File 234**, a bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense, was taken up for consideration.

Senator Breitbach offered amendment S-3222, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3222 was adopted by a voice vote.

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?" (S.F. 234), the vote was:

Yeas, 43:

Allen	Danielson	Horn	Petersen
Anderson	Dawson	Jochum	Quirnbach
Bertrand	Dix	Johnson, C.	Ragan
Bisignano	Dotzler	Johnson, D.	Rozenboom
Bolkcom	Dvorsky	Kapucian	Schneider
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith

Brown	Greene	Lykam	Whitver
Chelgren	Hart	Mathis	Zumbach
Costello	Hogg	McCoy	

Nays, 6:

Behn	Guth	Taylor
Chapman	Schultz	Zaun

Absent, 1:

Shipley

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 Files 234** and **361** 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 51, 220, and 359.

Senate File 51

On motion of Senator Chapman, **Senate File 51**, a bill for an act relating to a cytomegalovirus public health initiative and the testing of newborns for congenital cytomegalovirus, with report of committee recommending passage, was taken up for consideration.

Senator Chapman offered amendment S-3226, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3226 was adopted by a voice vote.

Senator Chapman 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. 51), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Shipley

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 220

On motion of Senator Zaun, **Senate File 220**, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring removal of existing systems, and including effective date provisions, was taken up for consideration.

Senator Zumbach offered amendment S-3225, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Chelgren offered amendment S-3227, filed by him from the floor to pages 6 and 8 of amendment S-3225, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3227 to amendment S-3225 be adopted?" (S.F. 220), the vote was:

Yeas, 16:

Behn	Edler	Johnson, C.	Segebart
Breitbach	Feenstra	Quirnbach	Sinclair
Chapman	Garrett	Schneider	Whitver
Chelgren	Guth	Schultz	Zaun

Nays, 33:

Allen	Danielson	Jochum	Petersen
Anderson	Dawson	Johnson, D.	Ragan
Bertrand	Dix	Kapucian	Rozenboom
Bisignano	Dotzler	Kinney	Smith
Bolkcom	Dvorsky	Kraayenbrink	Taylor
Boulton	Greene	Lofgren	Zumbach
Bowman	Hart	Lykam	
Brown	Hogg	Mathis	
Costello	Horn	McCoy	

Absent, 1:

Shipley

Amendment S-3227 to amendment S-3225 lost.

Senator Zumbach moved the adoption of amendment S-3225.

A record roll call was requested.

On the question "Shall amendment S-3225 be adopted?" (S.F. 220), the vote was:

Yeas, 27:

Allen	Breitbach	Hogg	Mathis
Anderson	Brown	Jochum	McCoy
Bertrand	Danielson	Kapucian	Petersen
Bisignano	Dawson	Kinney	Ragan
Bolkcom	Dvorsky	Kraayenbrink	Rozenboom
Boulton	Greene	Lofgren	Zumbach
Bowman	Hart	Lykam	

Nays, 22:

Behn	Edler	Johnson, D.	Smith
Chapman	Feenstra	Quirnbach	Taylor
Chelgren	Garrett	Schneider	Whitver
Costello	Guth	Schultz	Zaun
Dix	Horn	Segebart	
Dotzler	Johnson, C.	Sinclair	

Absent, 1:

Shiple

Amendment S-3225 was adopted.

With the adoption of amendment S-3225, the Chair ruled amendment S-3224, filed by Senator Kapucian from the floor to page 1 and amending the title page of the bill, out of order.

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?" (S.F. 220), the vote was:

Yeas, 31:

Allen	Costello	Hogg	Quirnbach
Behn	Danielson	Jochum	Ragan
Bisignano	Dawson	Kapucian	Rozenboom
Bolkcom	Dix	Kinney	Schneider
Boulton	Dotzler	Lofgren	Smith
Bowman	Dvorsky	Lykam	Whitver
Breitbach	Garrett	Mathis	Zumbach
Brown	Hart	Petersen	

Nays, 18:

Anderson	Feenstra	Johnson, D.	Sinclair
Bertrand	Greene	Kraayenbrink	Taylor
Chapman	Guth	McCoy	Zaun
Chelgren	Horn	Schultz	
Edler	Johnson, C.	Segebart	

Absent, 1:

Shiple

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 359

On motion of Senator Chapman, **Senate File 359**, a bill for an act prohibiting certain actions regarding fetal body parts and providing penalties, was taken up for consideration.

Senator Chapman 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. 359), the vote was:

Yeas, 43:

Allen	Costello	Horn	Ragan
Anderson	Danielson	Jochum	Rozenboom
Behn	Dawson	Johnson, C.	Schneider
Bertrand	Dix	Johnson, D.	Schultz
Bisignano	Edler	Kapucian	Segebart
Boulton	Feenstra	Kinney	Sinclair
Bowman	Garrett	Kraayenbrink	Smith
Breitbach	Greene	Lofgren	Whitver
Brown	Guth	Lykam	Zaun
Chapman	Hart	Mathis	Zumbach
Chelgren	Hogg	Quirmbach	

Nays, 6:

Bolkcom	Dvorsky	Petersen
Dotzler	McCoy	Taylor

Absent, 1:

Shiplee

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 51, 220, and 359** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:59 p.m. until 9:00 a.m., Thursday, March 23, 2017.

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

Industrial New Jobs Training Program Review, pursuant to Iowa Code section 260E.7. Report received on March 22, 2017.

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Wednesday, March 22, 2017, 2:10 p.m.

Members Present: Sinclair, Chair; Edler, Vice Chair; Quirmbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom.

Members Absent: None.

Committee Business: State Board of Regents.

Adjourned: 3:00 p.m.

HUMAN RESOURCES

Convened: Wednesday, March 22, 2017, 1:05 p.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, and Ragan.

Members Absent: Shipley (excused).

Committee Business: Approved HF's 232 and 306. Presentation on Precision Medicine.

Adjourned: 2:00 p.m.

JUDICIARY

Convened: Wednesday, March 22, 2017, 10:05 a.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Schneider, Schultz, and Sinclair.

Members Absent: Petersen and Shipley (both excused).

Committee Business: Approved HF 371. Presentation by Stephanie Fawkes-Lee and Marty Ryan.

Adjourned: 10:50 a.m.

LOCAL GOVERNMENT

Convened: Wednesday, March 22, 2017, 11:05 a.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Approved HF 485. Confirmation of Janine Sulzner, David Farmer, Stewart Iverson, and Patricia Wright.

Adjourned: 11:20 a.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, March 21, 2017, 1:00 p.m.

Recessed: 1:05 p.m.

Reconvened: 1:15 p.m.

Members Present: Rozenboom, Chair; Dvorsky, Ranking Member; Anderson, Behn, Bertrand, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Shipley, Vice Chair (excused).

Committee Business: Approved HF 475.

Adjourned: 1:20 p.m.

STATE GOVERNMENT

Convened: Wednesday, March 22, 2017, 11:10 a.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Approved SF 408 and HF 295.

Adjourned: 12:00 p.m.

TRANSPORTATION

Convened: Wednesday, March 22, 2017, 1:05 p.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: None.

Committee Business: Approved HFs 313, 314, and 464. Confirmation of Tom Rielly and Nancy Maher.

Adjourned: 1:30 p.m.

VETERANS AFFAIRS

Convened: Wednesday, March 22, 2017, 3:10 p.m.

Members Present: Costello, Chair; Horn, Ranking Member; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Rozenboom, Vice Chair; and Bertrand (both excused).

Committee Business: Approved HF 241.

Adjourned: 3:15 p.m.

INTRODUCTION OF BILL

Senate File 495, by committee on Ways and Means, a bill for an act eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS**Senate File 490**

APPROPRIATIONS: Kraayenbrink, Chair; Chelgren and Danielson

House File 89

STATE GOVERNMENT: Schneider, Chair; Bisignano and Brown

House File 576

HUMAN RESOURCES: Garrett, Chair; Chapman and Mathis

FINAL COMMITTEE REPORTS OF BILL ACTION

HUMAN RESOURCES

Bill Title: HOUSE FILE 232, a bill for an act relating to pronouncements of death by registered nurses and physician assistants.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Segebart, Mathis, Bolkcom, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirmbach, and Ragan. Nays, none. Absent, 3: Costello, Chelgren, and Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 306, a bill for an act relating to the requirements for nurse aide training and testing programs.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Segebart, Mathis, Bolkcom, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirmbach, and Ragan. Nays, none. Absent, 3: Costello, Chelgren, and Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 371, a bill for an act relating to attorney fees and court costs in an action to quiet title after a request for a quitclaim deed.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Schneider, Schultz, and Sinclair. Nays, none. Absent, 2: Petersen and Shipley.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 485, a bill for an act allowing city council members to serve a city's volunteer fire department without compensation in any position or capacity.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Garrett, Lofgren, Allen, Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirmbach, and Segebart. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: SENATE FILE 408 (SSB 1122), a bill for an act requiring licensure rather than registration of architects practicing in this state.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 295, bill for an act prohibiting counties and cities from establishing certain regulations relating to employment matters and the sale or marketing of consumer merchandise, providing for properly related matters, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Smith, Chapman, Anderson, Brown, Dawson, Feenstra, Schneider, Schultz, and Zaun. Nays, 6: Bisignano, Bowman, Danielson, Horn, Jochum, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 313, a bill for an act requiring the removal of motor vehicles involved in certain accidents from the roadway, and providing a penalty.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 314, a bill for an act relating to the definition of utility maintenance vehicle.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 464, a bill for an act relating to the crossing of highways by all-terrain vehicles and off-road utility vehicles, and making a penalty applicable.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Kapucian, Breitbach, Bowman, Anderson, Bertrand, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: HOUSE FILE 241, a bill for an act concerning the administration of the duties of the county commissions of veteran affairs.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Costello, Horn, Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart. Nays, none. Absent, 2: Rozenboom and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 495 (SSB 1025), a bill for an act eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 9: Feenstra, Behn, Anderson, Breitbach, Brown, Dawson, Edler, Schultz, and Smith. Nays, 6: Jochum, Bolkcom, Dotzler, McCoy, Petersen, and Quirnbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILL ATTACHED

House File 548, previously passed on file, was attached to **similar Senate File 457**.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LOCAL GOVERNMENT

David Farmer – County Finance Committee
Janine Sulzner – County Finance Committee
Patricia Wright – County Finance Committee

Stewart Iverson – Chair of the Property Assessment Appeal Board

Stewart Iverson – Property Assessment Appeal Board

TRANSPORTATION

Nancy Maher – State Transportation Commission
Tom Rielly – State Transportation Commission

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 22, 2017, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 331 – Relating to energy efficiency reporting requirements applicable to certain gas and electric utilities.

AMENDMENTS FILED

S-3222	S.F.	234	Michael Breitbach
S-3223	S.F.	457	Mark Segebart
S-3224	S.F.	220	Tim L. Kapucian
S-3225	S.F.	220	Dan Zumbach
S-3226	S.F.	51	Jake Chapman
S-3227	S.F.	220	Mark Chelgren

JOURNAL OF THE SENATE

SEVENTY-FOURTH CALENDAR DAY
FIFTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 23, 2017

The Senate met in regular session at 9:04 a.m., President Whitver presiding.

Prayer was offered by Father Ken Gehling, Chaplain of Mercy Medical Center in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Olivia Habinck.

The Journal of Wednesday, March 22, 2017, was approved.

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 22, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 405, a bill for an act relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

Senate File 447, a bill for an act providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

ALSO: That the House has on March 22, 2017, **adopted** the following resolutions in which the concurrence of the House was asked:

Senate Concurrent Resolution 1, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-seventh general assembly.

Senate Concurrent Resolution 3, a concurrent resolution to approve and confirm the appointment of Kristie Hirschman as Ombudsman.

Senate Concurrent Resolution 5, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-seventh General Assembly.

ALSO: That the House has on March 22, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 566, a bill for an act relating to political subdivision elections by changing the date of the election of directors of local school districts, merged areas, and area education agency boards, by providing for the combined administration of regular and special school and city elections, making changes to the administration of elections for political subdivisions located in more than one county, establishing requirements for ballot arrangement and placement for political subdivision offices, and including effective date and applicability and transition provisions.

Read first time and referred to committee on **State Government**.

House File 571, a bill for an act relating to the confidentiality of information contained in audio and video call recordings.

Read first time and referred to committee on **State Government**.

House File 573, a bill for an act relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts.

Read first time and referred to committee on **Education**.

House File 586, a bill for an act relating to financial matters, including mechanic's liens, and the Iowa finance authority by establishing a rent subsidy program, modifying shelter assistance fund grant award requirements, and revising filing requirements for certain bonds and notes issued by the authority.

Read first time and referred to committee on **Commerce**.

House File 593, a bill for an act authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness.

Read first time and attached to **companion Senate File 464**.

The Senate stood at ease at 9:22 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:00 a.m., President Whitver presiding.

RECESS

On motion of Senator Dix, the Senate recessed at 11:01 a.m. until the completion of a meeting of the committee on Agriculture.

RECONVENED

The Senate reconvened at 12:01 p.m., President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 46 present, 4 absent, and a quorum present.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Shipley and Zaun, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 400.

Senate File 400

On motion of Senator Anderson, **Senate File 400**, a bill for an act requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions, was taken up for consideration.

Senator Anderson asked and received unanimous consent that **House File 215** be **substituted** for **Senate File 400**.

House File 215

On motion of Senator Anderson, **House File 215**, a bill for an act requiring certain health insurance policies, contracts, or plans to provide coverage of applied behavior analysis for treatment of autism spectrum disorder for certain individuals, and including applicability and effective date provisions, was taken up for consideration.

Senator Anderson 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. 215), the vote was:

Yeas, 48:

Allen	Costello	Hogg	Petersen
Anderson	Danielson	Horn	Quirnbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom

Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zumbach

Nays, none.

Absent, 2:

Shipley Zaun

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 **House File 215** be **immediately messaged** to the House.

WITHDRAWN

Senator Anderson asked and received unanimous consent that **Senate File 400** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease at 12:24 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 1:53 p.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson and Bertrand, until they arrive, on request of Senator Dix.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 384, 431, and 457.

Senate File 384

On motion of Senator Garrett, **Senate File 384**, a bill for an act relating to nonsubstantive Code corrections, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Garrett offered amendment S-3081, filed by the committee on Judiciary on March 1, 2017, to page 51 of the bill, and moved its adoption.

Amendment S-3081 was adopted by a voice vote.

Senator Garrett asked and received unanimous consent that **House File 488** be **substituted** for **Senate File 384**.

House File 488

On motion of Senator Garrett, **House File 488**, a bill for an act relating to nonsubstantive Code corrections, 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. 488), the vote was:

Yeas, 47:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor

Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach
Danielson	Horn	Quirnbach	

Nays, none.

Absent, 3:

Anderson	Bertrand	Shipley
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 431

On motion of Senator Zumbach, **Senate File 431**, a bill for an act relating to the siting of small wireless facilities, was taken up for consideration.

Senator Zumbach offered amendment S-3220, filed by him on March 21, 2017, striking and replacing everything after the enacting clause of the bill.

Senator Zumbach offered amendment S-3230, filed by him from the floor to pages 3 and 8 of amendment S-3220, and moved its adoption.

Amendment S-3230 to amendment S-3220 was adopted by a voice vote.

Senator Zumbach moved the adoption of amendment S-3220, as amended.

Amendment S-3220, as amended, was adopted by a voice vote.

Senator Zumbach 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. 431), the vote was:

Yeas, 44:

Allen	Danielson	Hogg	Petersen
Behn	Dawson	Horn	Quirmbach
Bisignano	Dix	Jochum	Rozenboom
Bolkcom	Dotzler	Johnson, C.	Schneider
Boulton	Dvorsky	Johnson, D.	Schultz
Bowman	Edler	Kapucian	Segebart
Breitbach	Feenstra	Kraayenbrink	Sinclair
Brown	Garrett	Lofgren	Smith
Chapman	Greene	Lykam	Taylor
Chelgren	Guth	Mathis	Whitver
Costello	Hart	McCoy	Zumbach

Nays, 3:

Kinney	Ragan	Zaun
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Absent, 3:

Anderson	Bertrand	Shipley
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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 Garrett asked and received unanimous consent that **Senate File 384** be **withdrawn** from further consideration of the Senate.

Senate File 457

On motion of Senator Greene, **Senate File 457**, a bill for an act relating to stroke care quality improvement, was taken up for consideration.

Senator Segebart offered amendment S-3223, filed by him on March 22, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3223 was adopted by a voice vote.

Senator Greene asked and received unanimous consent that **House File 548** be **substituted** for **Senate File 457**.

House File 548

On motion of Senator Greene, **House File 548**, a bill for an act relating to continuous quality improvement for the care of individuals with stroke, and providing for contingent implementation, 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?" (H.F. 548), the vote was:

Yeas, 47:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach
Danielson	Horn	Quirmbach	

Nays, none.

Absent, 3:

Anderson	Bertrand	Shipley
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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 File 431** and **House Files 488** and **548** be **immediately messaged** to the House.

WITHDRAWN

Senator Greene asked and received unanimous consent that **Senate File 457** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 469 and 474.

Senate File 469

On motion of Senator Chelgren, **Senate File 469**, a bill for an act relating to oversight of public assistance programs, and including effective date provisions, was taken up for consideration.

Senator Chelgren asked and received unanimous consent that **House File 531** be **substituted** for **Senate File 469**.

House File 531

On motion of Senator Chelgren, **House File 531**, a bill for an act relating to oversight of public assistance programs, and including effective date provisions, 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?" (H.F. 531), the vote was:

Yeas, 47:

Allen	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor

Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach
Danielson	Horn	Quirnbach	

Nays, none.

Absent, 3:

Anderson	Bertrand	Shipley
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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 Chelgren asked and received unanimous consent that **Senate File 469** be **withdrawn** from further consideration of the Senate.

Senate File 474

On motion of Senator Smith, **Senate File 474**, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner certifications, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions, was taken up for consideration.

Senator Smith offered amendment S-3228, 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-3228 was adopted by a voice vote.

Senator Smith asked and received unanimous consent that **House File 516** be **substituted** for **Senate File 474**.

House File 516

On motion of Senator Smith, **House File 516**, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner certifications, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **House File 516** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House File 531** be **immediately messaged** to the House.

The Senate stood at ease at 2:39 p.m. until the fall of the gavel.

The Senate resumed session at 3:28 p.m., President Whitver presiding.

BUSINESS PENDING

House File 516

The Senate resumed consideration of **House File 516**, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner duties and certifications, voter misconduct information and reporting, straight party voting, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions, previously deferred.

Senator Bowman offered amendment S-3237, 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.

A record roll call was requested.

On the question "Shall amendment S-3237 be adopted?" (H.F. 516), the vote was:

Yeas, 20:

Allen	Dotzler	Jochum	McCoy
Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirnbach
Boulton	Hogg	Lykam	Ragan
Bowman	Horn	Mathis	Taylor

Nays, 27:

Behn	Dawson	Johnson, C.	Segebart
Breitbach	Dix	Kapucian	Sinclair
Brown	Edler	Kraayenbrink	Smith
Chapman	Feenstra	Lofgren	Whitver
Chelgren	Garrett	Rozenboom	Zaun
Costello	Greene	Schneider	Zumbach
Danielson	Guth	Schultz	

Absent, 3:

Anderson	Bertrand	Shiplee
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Amendment S-3237 lost.

Senator Smith withdrew amendment S-3229, filed by him from the floor to pages 1, 2, 4, 6-9, 16, and amending the title page of the bill.

Senator Smith offered amendment S-3231, filed by him from the floor to pages 1, 2, 4, 6-9, 16, and amending the title page of the bill.

Senator Jochum offered amendment S-3235, filed by her from the floor to pages 7-8 of amendment S-3231, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3235 to amendment S–3231 be adopted?” (H.F. 516), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 26:

Behn	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	
Dawson	Johnson, C.	Segebart	

Absent, 3:

Anderson	Bertrand	Shipley
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Amendment S–3235 to amendment S–3231 lost.

Senator Smith moved the adoption of amendment S–3231.

Amendment S–3231 was adopted by a voice vote.

Senator McCoy withdrew amendment S–3233, filed by him from the floor to page 4 of the bill.

Senator Allen offered amendment S–3236, filed by him from the floor to page 9 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3236 be adopted?” (H.F. 516), the vote was:

Yeas, 19:

Allen	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirmbach
Boulton	Hogg	Lykam	Ragan
Bowman	Horn	Mathis	Taylor
Dotzler	Jochum	McCoy	

Nays, 28:

Behn	Danielson	Guth	Schultz
Bisignano	Dawson	Johnson, C.	Segebart
Breitbach	Dix	Kapucian	Sinclair
Brown	Edler	Kraayenbrink	Smith
Chapman	Feenstra	Lofgren	Whitver
Chelgren	Garrett	Rozenboom	Zaun
Costello	Greene	Schneider	Zumbach

Absent, 3:

Anderson	Bertrand	Shipley
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Amendment S-3236 lost.

Senator Jochum offered amendment S-3234, filed by her from the floor to pages 9 and 11 of the bill.

Senator Jochum called for the following division of amendment S-3234:

Division S-3234A: Page 1, lines 3-7; and
 Division S-3234B: Page 1, lines 8-23.

Senator Jochum moved the adoption of division S-3234A.

A record roll call was requested.

On the question "Shall division S-3234A be adopted?" (H.F. 516), the vote was:

Yeas, 20:

Allen	Dotzler	Jochum	McCoy
Bisignano	Dvorsky	Johnson, D.	Petersen
Bolkcom	Hart	Kinney	Quirmbach
Boulton	Hogg	Lykam	Ragan
Bowman	Horn	Mathis	Taylor

Nays, 27:

Behn	Dawson	Johnson, C.	Segebart
Breitbach	Dix	Kapucian	Sinclair
Brown	Edler	Kraayenbrink	Smith
Chapman	Feenstra	Lofgren	Whitver
Chelgren	Garrett	Rozenboom	Zaun
Costello	Greene	Schneider	Zumbach
Danielson	Guth	Schultz	

Absent, 3:

Anderson Bertrand Shipley

Division S–3234A lost.

Senator Jochum withdrew division S–3234B.

Senator Mathis offered amendment S–3232, filed by her from the floor to page 21 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3232 be adopted?” (H.F. 516), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 26:

Behn	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	
Dawson	Johnson, C.	Segebart	

Absent, 3:

Anderson Bertrand Shipley

Amendment S–3232 lost.

President Pro Tempore Behn took the chair at 4:51 p.m.

President Whitver took the chair at 5:18 p.m.

Senator Smith 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. 516), the vote was:

Yeas, 26:

Behn	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	
Dawson	Johnson, C.	Segebart	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 3:

Anderson	Bertrand	Shipley
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

WITHDRAWN

Senator Smith asked and received unanimous consent that **Senate File 474** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House File 516** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 6:08 p.m. until 9:00 a.m., Friday, March 24, 2017.

APPENDIX

SUBCOMMITTEE ASSIGNMENTS

House File 441

LABOR AND BUSINESS RELATIONS: Breitbach, Chair; Bisignano and Guth

House File 529

LABOR AND BUSINESS RELATIONS: Chapman, Chair; Brown and Dotzler

House File 533

LABOR AND BUSINESS RELATIONS: Brown, Chair; Guth and Taylor

House File 542

LABOR AND BUSINESS RELATIONS: Chapman, Chair; Dotzler and Guth

House File 572

LABOR AND BUSINESS RELATIONS: Guth, Chair; Costello and Dotzler

House File 573

EDUCATION: Lofgren, Chair; Behn and Quirnbach

REPORT OF THE DIRECTOR OF THE LEGISLATIVE SERVICES AGENCY

SECRETARY OF THE SENATE: Pursuant to Senate Concurrent Resolution 1, Glen P. Dickinson, Legislative Services Agency, submits the following list of position classifications in the Office of the Legislative Services Agency and the following list of the names, positions, and grades and steps of the employees in the Legislative Services Agency:

POSITION CLASSIFICATIONS

<u>POSITION CLASSIFICATION</u>	<u>PAY GRADE</u>
Senior Administrative Services Officer	35
Administrative Services Officer 3	32
Administrative Services Officer 2	29
Administrative Services Officer 1	26
Administrative Services Officer	23
Administrative Services Assistant	20
Capitol Tour Guide Supervisor 2	25
Capitol Tour Guide Supervisor 1	22

Capitol Tour Guide	18
Director	46
Division Director	43
Senior Finance Officer 2	35
Senior Finance Officer	31
Finance Officer 2	27
Finance Officer 1	24
LIO Director 2	35
LIO Director 1	32
LIO Officer 3	30
LIO Officer 2	27
LIO Officer 1	24
LIO Office Assistant	19
LSA Page	9
LSA Intern	19
Senior Computer Systems Analyst	35
Computer Systems Analyst 2	32
Computer Systems Analyst 1	29
Computer Systems Analyst	27
Computer Systems Assistant	24
Senior Computer Systems Developer	35
Computer Systems Developer 2	32
Computer Systems Developer 1	29
Computer Systems Developer	27
Senior Computer Systems Engineer	35
Computer Systems Engineer 2	32
Computer Systems Engineer 1	29
Computer Systems Engineer	27
Division Administrator 2	41
Division Administrator 1	38
Senior Fiscal Legislative Analyst	38
Fiscal Legislative Analyst 3	35
Fiscal Legislative Analyst 2	32
Fiscal Legislative Analyst 1	29
Fiscal Legislative Analyst	27
Assistant Editor 3	30
Assistant Editor 2	27
Assistant Editor 1	24
Publications Assistant	21
Iowa Code Editor	41
Administrative Code Editor	38
Deputy Code Editor	35
Division Editor/Supervisor	39
Senior Legal Counsel	38
Legal Counsel 2	35
Legal Counsel 1	32
Legal Counsel	30
Senior Research Analyst	38
Research Analyst 3	35
Research Analyst 2	32
Research Analyst 1	29
Research Analyst	27

NAMES, POSITIONS, AND GRADES AND
STEPS OF EMPLOYEES

<u>NAME</u>	<u>POSITION</u>	<u>GRADE/STEP</u>
J. Acton	Division Editor/Supervisor	39-8
D. Adkisson	Senior Legal Counsel	38-8
S. Andhavarapu	Computer Systems Developer 2	32-1
M. Anfinson	Capitol Tour Guide	18-4
J. Arnett	Capitol Tour Guide Supervisor 2	25-8
A. Banks-Adams	Fiscal Legislative Analyst	27-2
H. Bassett	Assistant Editor 1	24-2
H. Beach	Legal Counsel	30-1
J. Bellizzi	Computer Systems Analyst 2	29-8
J. Benson	Senior Fiscal Legislative Analyst	38-5
J. Best	Administrative Services Officer 3	32-2
A. Birkett	Computer Systems Analyst 2	29-3
L. Book	Fiscal Legislative Analyst	27-2
M. Bray	Capitol Tour Guide	18-5
A. Broich	Fiscal Legislative Analyst 2	32-2
J. Bunkers	Capitol Tour Guide	18-1
J. Clark	Computer Systems Analyst 3	32-4
E. Cook	Senior Legal Counsel	38-8
C. Coppock	Capitol Tour Guide	18-3
J. Croatt	Assistant Services Officer 2	29-5
C. Cronbaugh	LIO Director 1	32-8
S. Crowley	Division Editor/Supervisor	39-8
T. Culbertson	Administrative Services Officer 1	26-4
D. DeRaad	Assistant Editor 1	24-2
G. Dickinson	Director	46-8
M. Duster	Senior Legal Counsel	38-4
M. Eaton	Division Editor/Supervisor	39-8
A. Erazo	Administrative Services Officer 1	26-6
J. Ewing	Legal Counsel 2	35-3
M. Fisher	Capitol Tour Guide	18-4
P. Funaro	Senior Legal Counsel	38-8
J. Gerriettes	Fiscal Legislative Analyst	27-2
K. Griesheim	Capitol Tour Guide	18-1
M. Guanci	Fiscal Legislative Analyst	27-1
M. Hagen	Administrative Services Officer	23-8
K. Hanlon	Senior Research Analyst	38-8
G. Harb	Legal Counsel	30-2
E. Heddendorf	Administrative Services Officer	23-2
J. Heggen	Legal Counsel 1	32-2
L. Henschel	Computer Systems Analyst 3	32-3
N. Herselius	Capitol Tour Guide	18-3
L. Hickey	Iowa Code Editor	41-8
R. Hjelmaas	Senior Legal Counsel	38-8
S. Hoff	Division Administrator 1	38-8
N. Hoffman	Division Editor/Supervisor	39-8
J. Hoogland	Capitol Tour Guide	18-1
H. Howard	Administrative Services Assistant	20-1

J. Jess	Capitol Tour Guide	18-3
R. Johnson	Division Director	43-8
D. Kair	Division Editor/Supervisor	39-8
M. Kakavas	Computer Systems Analyst 2	29-2
R. Karns	Administrative Services Officer 3	32-8
D. Kirk	Administrative Services Officer	23-7
K. Knobbe	Administrative Services Assistant	20-2
J. Koth	Senior Computer Systems Engineer	35-8
D. Kozel	Senior Fiscal Legislative Analyst	38-8
E. Kramer	Computer Systems Analyst 1	27-8
J. Kroes	Senior Computer Systems Engineer	35-8
M. Kruse	Senior Finance Officer 2	35-8
B. Lamberti	LIO Officer 3	30-7
C. Lang	Capitol Tour Guide	18-1
S. Laust	Administrative Services Officer	23-8
A. Lynch	Administrative Services Officer	23-5
H. Lyons	Division Director	43-8
R. Madison	Senior Fiscal Legislative Analyst	38-8
T. McDermott	Division Administrator 2	41-8
J. McEniry	Senior Legal Counsel	38-8
C. Mechler	Fiscal Legislative Analyst 1	29-2
M. Mertens	Legal Counsel 2	35-2
L. Mortens	Capitol Tour Guide	18-2
S. Nabholz	Administrative Services Officer	23-8
M. Navara	Administrative Services Officer	23-8
K. Nelson	Administrative Services Officer	23-8
R. Nelson	Division Administrator 2	41-8
K. Ohms	Fiscal Legislative Analyst 2	32-3
M. Olson	Capitol Tour Guide	18-2
T. Parker	Administrative Services Assistant	20-2
W. Paxson	Capitol Tour Guide	18-3
A. Pederson	Finance Officer 1	24-2
S. Person	Capitol Tour Guide	18-6
J. Powell	Administrative Services Officer 1	26-7
T. Reilly	Legal Counsel 1	32-2
D. Reynolds	Senior Fiscal Legislative Analyst	38-8
J. Robinson	Senior Fiscal Legislative Analyst	38-8
R. Robinson	Senior Fiscal Legislative Analyst	38-8
B. Rodenkirk	Senior Computer Systems Engineer	35-8
G. Rudicil	Senior Computer Systems Analyst	35-8
M. Rykhoek	Computer Systems Analyst 2	29-6
N. Schroeder	Legal Counsel 1	32-2
R. Schulze	Administrative Services Officer 2	29-8
T. Souer	Administrative Services Officer 3	32-8
B. Thorpe	Administrative Services Assistant	20-1
C. Thurmond	Administrative Services Officer 2	29-4
J. Van Engelenhoven	Division Editor/Supervisor	39-8
V. Van Vlair Hansen	Senior Computer Systems Analyst	35-8
T. Vander Linden	Assistant Editor 3	30-8
D. Vasey	Capitol Tour Guide	18-2
A. Ver Heul	Senior Legal Counsel	38-8
S. Walsh	Administrative Services Officer	23-2

A. Ward	Legal Counsel 2	35-3
J. Warner	Assistant Editor 2	27-8
C. Weaklend	Administrative Services Officer	23-2
M. Weiford	Administrative Services Officer	23-7
G. Wernimont	Administrative Services Assistant	20-1
L. White	Administrative Services Assistant	20-2
T. Wilson	Capitol Tour Guide	18-1
A. Wisner	Fiscal Legislative Analyst 3	35-1
J. Wood	Capitol Tour Guide	18-4

REPORT OF THE OFFICE OF OMBUDSMAN

SECRETARY OF THE SENATE: Pursuant to Senate Concurrent Resolution 1, Kristie Hirschman, Acting Ombudsman, submits the following list of position classifications in the Office of Ombudsman and the following list of the names, positions, and grades and steps of the employees in the Office of Ombudsman:

POSITION CLASSIFICATIONS

<u>POSITION CLASSIFICATION</u>	<u>PAY GRADE</u>
Ombudsman	45
Deputy	41
Senior Legal Counsel	38
Senior Assistant Ombudsman	38
Legal Counsel 2	35
Assistant Ombudsman 3	35
Senior Finance Officer 2	35
Legal Counsel 1	32
Assistant Ombudsman 2	32
Senior Finance Officer	31
Assistant Ombudsman 1	29
Finance Officer 2	27
Finance Officer 1	24
Executive Secretary	24
Administrative Secretary	21
Office of Ombudsman Secretary/Receptionist	19
Legislative Intern	17

NAMES POSITIONS, GRADES, AND STEPS OF EMPLOYEES

<u>NAME</u>	<u>POSITION</u>	<u>GRADE/STEP</u>
E. Adcock	Assistant Ombudsman 1	29-3
L. Brundies	Assistant Ombudsman 3	35-4
J. Burdick Crane	Senior Finance Officer 2	35-8
J. Burnham	Senior Assistant Ombudsman	38-8
B. Dalmer	Senior Assistant Ombudsman	38-5
E. Hart	Assistant Ombudsman 3	35-8
K. Hirschman	Acting Ombudsman	45-2
D. Julien	Office of Ombudsman Secretary/Receptionist	19-8

A. Long	Assistant Ombudsman 1	29-1
A. McBride	Assistant Ombudsman 3	35-8
E. Mitchell	Assistant Ombudsman 3	35-8
J. Pulliam	Assistant Ombudsman 2	32-3
C. Teas	Legal Counsel 2	35-6
B. Van Allen	Assistant Ombudsman 3	35-7
K. White	Assistant Ombudsman 3	35-8

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

AGRICULTURE

John Fredrickson – Agricultural Development Board

Lori Goetzinger – Iowa Grain Indemnity Fund Board

Debra Keller – Iowa Grain Indemnity Fund Board

Lisa Donlon – State Soil Conservation Committee

Dale Farnham – State Soil Conservation Committee

JUDICIARY

Brian Gardner – Iowa Law Enforcement Academy Council

Gregory Crocker – Board of Parole – Alternate

WITHDRAWAL OF GOVERNOR'S APPOINTEE

The following letter from the Governor was received in the office of the Secretary of the Senate on March 23, 2017:

I am withdrawing the name of Lois Leytem to serve as a member of the Board of Cosmetology Arts and Sciences from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 23, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Cosmetology Arts and Sciences, formerly held by Lois Leytem. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Mortuary Science, formerly held by Martin Mitchell. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Thursday, March 23, 2017, when the vote was taken on House File 215. Had I been present, I would have voted aye.

BRAD ZAUN

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 23, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 357 – Modifying licensing provisions applicable to electricians and electrical contractors.

Senate File 376 – Relating to disclosure of asbestos bankruptcy trust claims in civil asbestos actions, asbestos and silica claims prioritization, and successor corporation asbestos-related liability, and including applicability provisions.

Senate File 409 – Relating to state credit union examinations and board meetings called by the superintendent of credit unions, and providing penalties.

AMENDMENTS FILED

S-3228	S.F.	474	Roby Smith
S-3229	H.F.	516	Roby Smith
S-3230	S.F.	431	Dan Zumbach
S-3231	H.F.	516	Roby Smith
S-3232	H.F.	516	Liz Mathis
S-3233	H.F.	516	Matt McCoy

S-3234	H.F.	516	Pam Jochum
S-3235	H.F.	516	Pam Jochum
S-3236	H.F.	516	Chaz Allen
S-3237	H.F.	516	Tod R. Bowman

JOURNAL OF THE SENATE

SEVENTY-FIFTH CALENDAR DAY
FIFTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 24, 2017

The Senate met in regular session at 9:00 a.m., President Whitver presiding.

The prayer and Pledge of Allegiance were led by Dylan Keller from Donnellson, Iowa.

The Journal of Thursday, March 23, 2017, was approved.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:08 a.m. until 10:00 a.m., Monday, March 27, 2017.

APPENDIX

STUDY BILL RECEIVED

SSB 1185 Appropriations

Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

SUBCOMMITTEE ASSIGNMENT

SSB 1185

APPROPRIATIONS: Kapucian, Chair; McCoy and Schneider

JOURNAL OF THE SENATE

SEVENTY-EIGHTH CALENDAR DAY
FIFTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, March 27, 2017

The Senate met in regular session at 10:05 a.m., President Whitver presiding.

Prayer was offered by Jealaine Marple, pastor of the Elvira Zion Lutheran Church in Clinton, Iowa. She was the guest of Senator Hart.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Cari Kirchhoff.

The Journal of Friday, March 24, 2017, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Stewart Iverson, the Governor's appointee to be the Chair of the Property Assessment Appeal Board. He was the guest of Senators Garrett and Guth and the committee on Local Government.

The Secretary of the Senate introduced Steve Lukan, the Governor's appointee to be the Drug Policy Coordinator. He was the guest of Senators Taylor and Zaun and the committee on Judiciary.

The Senate stood at ease at 10:10 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:39 p.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bisignano, Danielson, and D. Johnson, until they arrive, on request of Senator Hogg; and 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 399, 419, and 435.

Senate File 399

On motion of Senator Chapman, **Senate File 399**, a bill for an act relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions, was taken up for consideration.

Senator Petersen withdrew amendment S-3147, filed by her on March 14, 2017, to page 1 of the bill.

Senator Chapman offered amendment S-3240, filed by him from the floor to page 2 of the bill, and moved its adoption.

Amendment S-3240 was adopted by a voice vote.

Senator Jochum withdrew amendment S-3144, filed by her on March 14, 2017, to page 3 of the bill.

Senator Bowman withdrew amendment S-3143, filed by him on March 14, 2017, to page 9 and amending the title page of the bill.

Senator Chapman 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. 399), the vote was:

Yeas, 46:

Allen	Dix	Johnson, C.	Schneider
Anderson	Dotzler	Kapucian	Schultz
Behn	Dvorsky	Kinney	Segebart
Bolkcom	Edler	Kraayenbrink	Shipley
Boulton	Feenstra	Lofgren	Sinclair
Bowman	Garrett	Lykam	Smith
Breitbach	Greene	Mathis	Taylor
Brown	Guth	McCoy	Whitver
Chapman	Hart	Petersen	Zaun
Chelgren	Hogg	Quirmbach	Zumbach
Costello	Horn	Ragan	
Dawson	Jochum	Rozenboom	

Nays, none.

Absent, 4:

Bertrand	Bisignano	Danielson	Johnson, D.
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Ron Hansen, the Governor's appointee to be the Superintendent of Banking. He was the guest of Senator Zumbach and the committee on Commerce.

Senate File 419

On motion of Senator Shipley, **Senate File 419**, a bill for an act relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions, was taken up for consideration.

Senator Shipley offered amendment S-3247, filed by him from the floor to page 16 of the bill, and moved its adoption.

Amendment S-3247 was adopted by a voice vote.

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. 419), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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 435

On motion of Senator Breitbach, **Senate File 435**, a bill for an act relating to workers’ compensation and including effective date and applicability provisions, was taken up for consideration.

Senator Boulton withdrew amendment S–3135, filed by him on March 14, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Breitbach offered amendment S–3172, filed by him on March 20, 2017, to pages 1, 4–7, 10, 11, and 14, and amending the title page of the bill, and moved its adoption.

Amendment S–3172 was adopted by a voice vote.

With the adoption of amendment S-3172, the Chair ruled the following amendments out of order:

S-3125, filed by Senator Boulton on March 13, 2017, to page 4 of the bill;

S-3126, filed by Senator Boulton on March 13, 2017, to page 5 of the bill;

S-3127, filed by Senator Boulton on March 13, 2017, to page 5 of the bill;

S-3130, filed by Senator Boulton on March 13, 2017, to pages 10 and 13 of the bill; and

S-3251, filed by Senator Chelgren from the floor, to page 1 of amendment S-3125.

Senator Boulton withdrew amendment S-3124, filed by him on March 13, 2017, to page 2 of the bill.

Senator Boulton withdrew amendment S-3123, filed by him on March 13, 2017, to pages 2-3 of the bill.

Senator Boulton withdrew amendment S-3128, filed by him on March 13, 2017, to pages 5-6 of the bill.

Senator Boulton withdrew amendment S-3129, filed by him on March 13, 2017, to page 10 of the bill.

Senator Breitbach asked and received unanimous consent that **House File 518** be **substituted** for **Senate File 435**.

House File 518

On motion of Senator Breitbach, **House File 518**, a bill for an act relating to workers' compensation and including effective date and applicability provisions, was taken up for consideration.

Senator Boulton offered amendment S-3241, filed by him from the floor, striking and replacing everything after the enacting clause and amending the title page of the bill.

(House File 518 and amendment S-3241 were deferred.)

The Senate stood at ease at 1:58 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 2:37 p.m., President Whitver presiding.

The Senate resumed consideration of House File 518 and amendment S-3241, previously deferred.

Senator Boulton moved the adoption of amendment S-3241.

A record roll call was requested.

On the question "Shall amendment S-3241 be adopted?" (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, 1:

Bertrand

Amendment S-3241 lost.

Senator Dotzler deferred amendment S-3242, filed by him from the floor to page 1 of the bill.

Senator Boulton offered amendment S-3243, filed by him from the floor to page 2 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3243 be adopted?” (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, 1:

Bertrand

Amendment S–3243 lost.

Senator Boulton offered amendment S–3244, filed by him from the floor to pages 2–3 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3244 be adopted?” (H.F. 518), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Chelgren	Horn	McCoy	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment S–3244 lost.

Senator Breitbach offered amendment S–3173, filed by him on March 20, 2017, to pages 4, 10, and 16 of the bill.

Senator Boulton offered amendment S–3248, filed by him from the floor to page 1 of amendment S–3173, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3248 to amendment S–3173 be adopted?” (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S–3248 to amendment S–3173 lost.

Senator Breitbach moved the adoption of amendment S-3173.

A record roll call was requested.

On the question "Shall amendment S-3173 be adopted?" (H.F. 518), the vote was:

Yeas, 24:

Allen	Breitbach	Horn	Mathis
Anderson	Danielson	Jochum	McCoy
Bisignano	Dotzler	Johnson, D.	Petersen
Bolkcom	Dvorsky	Kapucian	Quirmbach
Boulton	Hart	Kinney	Ragan
Bowman	Hogg	Lykam	Taylor

Nays, 26:

Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Edler	Lofgren	Smith
Brown	Feenstra	Rozenboom	Whitver
Chapman	Garrett	Schneider	Zaun
Chelgren	Greene	Schultz	Zumbach
Costello	Guth	Segebart	
Dawson	Johnson, C.	Shipley	

Absent, none.

Amendment S-3173 lost.

The Senate stood at ease at 3:37 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 4:37 p.m., President Whitver presiding.

Senator Hogg asked and received unanimous consent that action on **House File 518** be **deferred**.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 295.

House File 295

On motion of Senator Feenstra, **House File 295**, a bill for an act prohibiting counties and cities from establishing certain regulations relating to employment matters and the sale or marketing of consumer merchandise, providing for properly related matters, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Bisignano offered amendment S-3252, filed by him from the floor to pages 1-3 and amending the title page of the bill.

Senator Bisignano asked and received unanimous consent that action on amendment S-3252 and **House File 295** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate Files 399** and **419** be **immediately messaged** to the House.

The Senate stood at ease at 4:44 p.m. until the fall of the gavel.

The Senate resumed session at 5:11 p.m., President Whitver presiding.

BUSINESS PENDING

House File 295

The Senate resumed consideration of **House File 295**, a bill for an act prohibiting counties and cities from establishing certain regulations relating to employment matters and the sale or marketing of consumer merchandise, providing for properly related matters, and including effective date provisions, previously deferred.

Senator D. Johnson offered amendment S-3255, 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.

A record roll call was requested.

On the question "Shall amendment S-3255 be adopted?" (H.F. 295), the vote was:

Yeas, 22:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	Zaun
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 28:

Anderson	Costello	Guth	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zumbach

Absent, none.

Amendment S-3255 lost.

The Senate resumed consideration of amendment S-3252, previously deferred.

Senator Bisignano moved the adoption of amendment S-3252.

A record roll call was requested.

On the question "Shall amendment S-3252 be adopted?" (H.F. 295), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3252 lost.

Senator Bisignano offered amendment S-3253, filed by him from the floor to pages 2 and 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3253 be adopted?" (H.F. 295), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3253 lost.

Senator Zaun took the chair at 6:20 p.m.

President Whitver took the chair at 6:24 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?" (H.F. 295), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 **House File 295** be **immediately messaged** to the House.

The Senate stood at ease at 7:13 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 8:41 p.m., President Whitver presiding.

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 27, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 161, a bill for an act relating to child sexual abuse and sexual assault awareness and prevention.

Read first time and referred to committee on **Judiciary**.

House File 233, a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

Read first time and attached to **similar Senate File 436**.

House File 263, a bill for an act relating to the criminal offenses of domestic abuse and unauthorized placement of a global positioning device, and providing penalties.

Read first time and attached to **similar Senate File 422**.

House File 463, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions.

Read first time and attached to **similar Senate File 473**.

House File 526, a bill for an act relating to the criminal offense of invasion of privacy, providing penalties, and making penalties applicable.

Read first time and referred to committee on **Judiciary**.

House File 528, a bill for an act abolishing county compensation boards.

Read first time and referred to committee on **Local Government**.

House File 541, a bill for an act relating to licensed real estate professionals and real estate disclosure statements.

Read first time and referred to committee on **State Government**.

House File 562, a bill for an act relating to driver education course instruction and requiring an analysis of current courses and providing that peace officers and retired peace officers qualify as classroom driver education instructors.

Read first time and referred to committee on **Education**.

House File 601, a bill for an act providing for the confidentiality of certain cyber security and critical infrastructure information developed and maintained by a government body.

Read first time and referred to committee on **State Government**.

House File 602, a bill for an act providing an exemption to an education requirement for certain children's residential facilities, and including effective date provisions.

Read first time and attached to **similar Senate File 443**.

BUSINESS PENDING

House File 518

The Senate resumed consideration of **House File 518**, a bill for an act relating to workers' compensation and including applicability provisions, previously deferred.

Senator Boulton offered amendment S-3256, filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3256 be adopted?” (H.F. 518), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	Petersen
Bertrand	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	Zaun
Bowman	Horn	McCoy	

Nays, 27:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	

Absent, none.

Amendment S–3256 lost.

Senator Boulton offered amendment S–3245, filed by him from the floor to page 5 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3245 be adopted?” (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun

Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3245 lost.

Senator Boulton offered amendment S-3246, filed by him from the floor to page 8 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3246 be adopted?" (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Eidler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3246 lost.

Senator Boulton offered amendment S-3250, filed by him from the floor to page 10 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3250 be adopted?” (H.F. 518), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S–3250 lost.

Senator Boulton offered amendment S–3257, filed by him from the floor to pages 10 and 16 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3257 be adopted?” (H.F. 518), the vote was:

Yeas, 24:

Allen	Bowman	Hogg	Mathis
Anderson	Breitbach	Horn	McCoy
Bertrand	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor

Nays, 26:

Behn	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver

Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach
Dawson	Johnson, C.	Segebart	
Dix	Kapucian	Shipley	

Absent, none.

Amendment S-3257 lost.

Senator Boulton offered amendment S-3258, filed by him from the floor to pages 10 and 16 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3258 be adopted?" (H.F. 518), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Shipley
Bowman	Hogg	Mathis	Taylor
Brown	Horn	McCoy	

Nays, 27:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	

Absent, none.

Amendment S-3258 lost.

Senator Boulton withdrew amendment S-3249, filed by him from the floor to pages 13 and 16 of the bill.

Senator Boulton offered amendment S-3259, filed by him from the floor to page 16 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3259 be adopted?” (H.F. 518), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bertrand	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment S–3259 lost.

The Senate resumed consideration of amendment S–3242, previously deferred.

Senator Dotzler withdrew amendment S–3242.

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. 518), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 **House File 518** be **immediately messaged** to the House.

WITHDRAWN

Senator Breitbach asked and received unanimous consent that **Senate File 435** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 10:51 p.m. until 9:00 a.m., Tuesday, March 28, 2017.

APPENDIX

STUDY BILL RECEIVED

SSB 1186 Ways and Means

Repealing the beverage containers control program, creating a recycling program and a litter control and community enhancement initiative, imposing certain recycling program fees and litter control and community enhancement excise taxes, repealing and creating funds within the state treasury, and including effective date and transition provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 586

COMMERCE: Feenstra, Chair; C. Johnson and Mathis

SSB 1186

WAYS AND MEANS: Feenstra, Chair; Dawson and Jochum

REPORT OF THE SECRETARY OF THE SENATE

Pursuant to Senate Concurrent Resolution 1, the following is a list of officers and employees of the Senate for the Eighty-Seventh General Assembly, 2017 Session, and their respective classification, grades and steps:

Position	Name	Grade- Step	Class of Appt
Secretary of the Senate	W. Charles Smithson	44-3	P-FT
Assistant Secretary of the Senate III	Janet Hawkins	38-6	P-FT
Sr. Caucus Staff Director	Eric Johansen	41-6	P-FT
Sr. Caucus Staff Director	Ron Parker	41-8	P-FT
Administrative Assistant II to President	Chris Dorsey	32-7	P-FT
Sr. Administrative Assistant to President I	Mary Earnhardt	38-6	P-FT
Sr. Administrative Assistant to Leader I	Caleb Hunter	38-6	P-FT
Sr. Administrative Assistant to Leader II	Eric Bakker	41-8	P-FT
Sr. Administrative Assistant to Leader II	Ed Failor	41-7	P-FT
Sr. Administrative Assistant to Leader II	Debbie Kattenhorn	41-8	P-FT
Legislative Research Analyst	Jake Heard	27-2	P-FT
Legislative Research Analyst	Megan Mutchler	27-1	P-FT
Legislative Research Analyst	Larissa Wurm-Skipworth	27-4	P-FT
Legislative Research Analyst II	Andy Conlin	32-6	P-FT
Legislative Research Analyst II	Gannon Hendrick	32-2	P-FT
Legislative Research Analyst III	Joshua Bronsink	35-3	P-FT
Sr. Legislative Research Analyst	Thomas Ashworth	38-7	P-FT
Sr. Legislative Research Analyst	Kris Bell	38-8	P-FT
Sr. Legislative Research Analyst	Pamela Dugdale	38-8	P-FT
Sr. Legislative Research Analyst	Catherine Engel	38-4	P-FT
Sr. Legislative Research Analyst	Sue Foecke	38-4	P-FT
Sr. Legislative Research Analyst	Jim Friedrich	38-8	P-FT
Sr. Legislative Research Analyst	Bridget Godes	38-8	P-FT
Sr. Legislative Research Analyst	Rusty Martin	38-8	P-FT
Sr. Legislative Research Analyst	Jace Mikels	38-3	P-FT
Sr. Legislative Research Analyst	Kerry Scott	38-6	P-FT
Sr. Legislative Research Analyst	Erica Shorkey	38-5	P-FT
Sr. Legislative Research Analyst	Julie Simon	38-8	P-FT
Sr. Legislative Research Analyst	Russ Trimble	38-8	P-FT
Executive Secretary to Leader	Dylan Keller	24-2	P-FT
Administrative Services Officer III	K'Ann Brandt	32-8	P-FT
Administrative Services Officer III	Kathy Olah	32-8	P-FT
Administrative Services Officer II	Angela Cox	29-4	P-FT

Administrative Services Officer II	Maureen Taylor	29-5	P-FT
Administrative Services Officer I	Michelle Bauer	26-4	P-FT
Administrative Services Officer I	Jennifer Beminio	26-4	P-FT
Administrative Services Officer I	Jesse Hughes	26-4	P-FT
Administrative Services Officer I	Betty Shea	26-5	P-FT
Administrative Services Assistant	Kathy Stachon	20-5	S-O
Sr. Finance Officer III	Lois Brownell	38-8	P-FT
Switchboard Operator	JoAnn Larson	14-4	S-O
Switchboard Operator	Christine Porter	14-3	S-O
Legislative Secretary	Anne Marie Burnett	16-7	S-O
Legislative Secretary	Sam Catanzaro	16-1	S-O
Legislative Secretary	Bob Christenson	18-2	S-O
Legislative Secretary	Kathy Ellett	15-4	S-O
Legislative Secretary	Judith Elliott	16-4	S-O
Legislative Secretary	Sam Gray	18-1	S-O
Legislative Secretary	Linda Hansen	18-1	S-O
Legislative Secretary	Claire Haws	16-3	S-O
Legislative Secretary	Rebecca Hoepfner	18-3	S-O
Legislative Secretary	Aaron Johnson	17-1	S-O
Legislative Secretary	Michelle Johnson	18-1	S-O
Legislative Secretary	Bryan Kraber	15-1	S-O
Legislative Secretary	Sarah Moore	17-3	S-O
Legislative Secretary	Kai Newell	15-1	S-O
Legislative Secretary	Meaghan O'Brien	18-1	S-O
Legislative Secretary	Nathan Paulsen	17-1	S-O
Legislative Secretary	Ashley Peterson	16-1	S-O
Legislative Secretary	Kathy Peterson	16-6(+2)	S-O
Legislative Secretary	Phyllis Peterson	17-5	S-O
Legislative Secretary	Erik Sandahl	16-1	S-O
Legislative Secretary	Skyler Schneekloth	18-1	S-O
Legislative Secretary	Emily Schwickerath	17-1	S-O
Legislative Secretary	Weston Shultz	16-1	S-O
Legislative Secretary	Jacob Simon	16-1	S-O
Legislative Secretary	Annette Taylor	16-2	S-O
Legislative Secretary	Zara Trigg	16-1	S-O
Legislative Secretary	Taylor VanDeKrol	18-2	S-O
Legislative Secretary	Annette Wetteland	18-1	S-O
Legislative Committee Secretary	Kathryn Arndt	18-2	S-O
Legislative Committee Secretary	Cassie Bond	18-1	S-O
Legislative Committee Secretary	Sarah Bowman	17-2	S-O
Legislative Committee Secretary	Jessica Campbell	18-1	S-O
Legislative Committee Secretary	Khayree Duckett	18-2	S-O
Legislative Committee Secretary	Wyatt English	17-1	S-O
Legislative Committee Secretary	Nancy Garrett	17-2	S-O
Legislative Committee Secretary	Carrie Genest	17-2	S-O
Legislative Committee Secretary	Sue Grove	18-1	S-O
Legislative Committee Secretary	Margaret Guth	18-2	S-O
Legislative Committee Secretary	Theresa Hildreth	18-2	S-O
Legislative Committee Secretary	Daniel Howard	17-1	S-O
Legislative Committee Secretary	Marce Huhn	18-6	S-O
Legislative Committee Secretary	Sally Kraayenbrink	18-1	S-O
Legislative Committee Secretary	Tammy Kriegel	18-2	S-O
Legislative Committee Secretary	Joe Mitchell	17-1	S-O
Legislative Committee Secretary	Mason Morgan	18-1	S-O
Legislative Committee Secretary	Casey Nickel	18-1	S-O

Legislative Committee Secretary	Beth Stearns	18-1	S-O
Legislative Committee Secretary	Barbara Willey	18-2	S-O
Legislative Committee Secretary	Dede Zaun	18-3	S-O
Bill Clerk	Jay Mosher	14-8	S-O
Postmistress	Leila Carlson	12-4	S-O
Sergeant-at-Arms II	Bill Krieg	20-6	S-O
Sergeant-at-Arms I	Gerald Carlson	17-6	S-O
Doorkeeper	Linda Flaherty	11-3	S-O
Doorkeeper	Sharon Kimberlin	11-2	S-O
Doorkeeper	Frank Loeffel	11-6	S-O
Doorkeeper	Jack Miller	11-2	S-O
Doorkeeper	Dale Schroeder	11-2	S-O
Page	Thomas Anderson	9-1	S/O
Page	Katelyn Decker	9-1	S/O
Page	Brianna Goebel	9-1	S/O
Page	Olivia Habinck	9-1	S/O
Page	Wylie Halferty	9-1	S/O
Page	Tanner Halleran	9-1	S/O
Page	Caroline Kirchhoff	9-1	S/O
Page	Devyn Leeson	9-1	S/O
Page	Jordyn Sanders	9-1	S/O
Page	Mary Tess Urbanek	9-1	S/O
Page	Abram Watson	9-1	S/O
Page	Alex Zumbach	9-1	S/O

W. CHARLES SMITHSON
Secretary of the Senate

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Monday, March 20, 2017, when the vote was taken on Senate File 465 and House Files 289 and 462. Had I been present, I would have voted aye on all three.

TOM SHIPLEY

ALSO: I was necessarily absent from the Senate chamber on Tuesday, March 21, 2017, when the vote was taken on Senate Concurrent Resolution 5; Senate Files 406, 433, 434, 448, 449, 468, 475, and 489; and House Files, 544, and 577. Had I been present, I would have voted aye on all.

TOM SHIPLEY

ALSO: I was necessarily absent from the Senate chamber on Wednesday, March 22, 2017, when the vote was taken on Senate Files 220, 234, 359, and 361. Had I been present, I would have voted aye on all of them.

TOM SHIPLEY

ALSO: I was necessarily absent from the Senate chamber on Thursday, March 23, 2017, when the vote was taken on House File 516. Had I been present, I would have voted aye.

BILL ANDERSON

ALSO: I was necessarily absent from the Senate chamber on Thursday, March 23, 2017, when the vote was taken on House File 516. Had I been present, I would have voted aye.

RICK BERTRAND

ALSO: I was necessarily absent from the Senate chamber on Thursday, March 23, 2017, when the vote was taken on Senate File 431 and House Files 215, 488, 516, 531, and 548. Had I been present, I would have voted aye on all of them.

TOM SHIPLEY

ALSO: I was necessarily absent from the Senate chamber on Monday, March 27, 2017, when the vote was taken on Senate File 399. Had I been present, I would have voted aye on it.

TONY BISIGNANO

ALSO: I was necessarily absent from the Senate chamber on Monday, March 27, 2017, when the vote was taken on Senate File 399. Had I been present, I would have voted aye on it.

JEFF DANIELSON

ALSO: I was necessarily absent from the Senate chamber on Monday, March 27, 2017, when the vote was taken on Senate File 399. Had I been present, I would have voted aye on it.

DAVID JOHNSON

AMENDMENTS FILED

S-3238	S.F.	422	Janet Petersen
S-3239	H.F.	134	Herman C. Quirmbach
S-3240	S.F.	399	Jake Chapman
S-3241	H.F.	518	Nate Boulton
S-3242	H.F.	518	William A. Dotzler, Jr.
S-3243	H.F.	518	Nate Boulton
S-3244	H.F.	518	Nate Boulton
S-3245	H.F.	518	Nate Boulton
S-3246	H.F.	518	Nate Boulton
S-3247	S.F.	419	Tom Shipley
S-3248	H.F.	518	Nate Boulton
S-3249	H.F.	518	Nate Boulton
S-3250	H.F.	518	Nate Boulton
S-3251	S.F.	435	Mark Chelgren
S-3252	H.F.	295	Tony Bisignano
S-3253	H.F.	295	Tony Bisignano

S-3254	S.F.	360	Tony Bisignano
S-3255	H.F.	295	David Johnson
S-3256	H.F.	518	Nate Boulton
S-3257	H.F.	518	Nate Boulton
S-3258	H.F.	518	Nate Boulton
S-3259	H.F.	518	Nate Boulton
S-3260	S.F.	360	Jake Chapman

JOURNAL OF THE SENATE

SEVENTY-NINTH CALENDAR DAY
FIFTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, March 28, 2017

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by Pastor Wesley Key of the Grinnell Church of Christ in Grinnell, Iowa. He was the guest of Senator Kapucian.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Devyn Leeson.

CORRECTION TO THE JOURNAL

President Whitver announced that on page 772 of the Senate Journal the record roll call vote on amendment S-3173 to House File 518 should have read:

Yeas, 24:

Allen	Breitbach	Horn	Mathis
Anderson	Danielson	Jochum	McCoy
Bisignano	Dotzler	Johnson, D.	Petersen
Bolkcom	Dvorsky	Kapucian	Quirmbach
Boulton	Hart	Kinney	Ragan
Bowman	Hogg	Lykam	Taylor

Nays, 26:

Behn	Dix	Kraayenbrink	Sinclair
Bertrand	Edler	Lofgren	Smith
Brown	Feenstra	Rozenboom	Whitver
Chapman	Garrett	Schneider	Zaun
Chelgren	Greene	Schultz	Zumbach
Costello	Guth	Segebart	
Dawson	Johnson, C.	Shipley	

Absent, none.

Amendment S-3173 lost.

The correct version will appear in the hardbound and internet versions.

The Journal of Monday, March 27, 2017, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Major General Timothy Orr, the Governor's appointee to be the State of Iowa Adjutant General. He was the guest of Senator Dawson and the committee on Veterans Affairs.

The Senate stood at ease at 9:14 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:19 a.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Rozenboom, until he arrives, on request of Senator Dix.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 493.

Senate File 493

On motion of Senator Feenstra, **Senate File 493**, a bill for an act relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds, was taken up for consideration.

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. 493), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shiple
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Rozenboom

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 408.

Senate File 408

On motion of Senator Zumbach, **Senate File 408**, a bill for an act requiring licensure rather than registration of architects practicing in this state, with report of committee on State Government recommending passage, was taken up for consideration.

Senator Zumbach 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. 408), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shiple
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Rozenboom

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 408** and **493** be **immediately messaged** to the House.

The Senate stood at ease at 10:32 a.m. until the fall of the gavel.

The Senate resumed session at 10:40 a.m., President Whitver presiding.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 446.

Senate File 446

On motion of Senator Schneider, **Senate File 446**, a bill for an act relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, prohibiting the transfer of certain seized property to the federal government for forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions, was taken up for consideration.

Senator Schneider offered amendment S-3261, filed by him from the floor to pages 1-7 and amending the title page of the bill, and moved its adoption.

Amendment S-3261 was adopted by a voice vote.

Senator Schneider 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. 446), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shipley
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Rozenboom

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 446** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 10:49 a.m. until the completion of a meeting of the committee on Judiciary.

RECONVENED

The Senate reconvened at 1:56 p.m., President Whitver presiding.

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 28, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 448, a bill for an act relating to insurers in possession of salvage motor vehicles.

ALSO: That the House has on March 28, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 473, a bill for an act relating to high school equivalency programs and assessments and including effective date provisions.

Read first time and attached to **similar Senate File 350**.

House File 532, a bill for an act relating to prescribing practitioner registration with the drug prescribing and dispensing information program.

Read first time and referred to committee on **Human Resources**.

House File 569, a bill for an act concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services.

Read first time and attached to **similar Senate File 463**.

The Senate stood at ease at 1:57 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 2:10 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Behn, until he returns, on request of Senator Dix.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 360.

Senate File 360

On motion of Senator Chapman, **Senate File 360**, a bill for an act relating to the newborn safe haven Act, was taken up for consideration.

Senator Chapman offered amendment S-3260, filed by him on March 27, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Sinclair offered amendment S-3262, filed by her from the floor to page 4 of amendment S-3260.

Senator Hogg raised the point of order that amendment S-3262 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3262 out of order.

Senator Chapman moved the adoption of amendment S-3260.

Amendment S-3260 was adopted by a voice vote.

With the adoption of amendment S-3260, the Chair ruled amendment S-3254, filed by Senator Bisignano on March 27, 2017, to page 1 of the bill, out of order.

Senator Chapman 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. 360), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirnbach
Anderson	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Schneider
Bisignano	Dotzler	Johnson, D.	Schultz
Bolkcom	Dvorsky	Kapucian	Segebart
Boulton	Edler	Kinney	Shipley
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Behn	Rozenboom
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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 360** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 2:36 p.m. until 9:00 a.m., Wednesday, March 29, 2017.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF INSPECTIONS AND APPEALS

Iowa Child Advocacy Board Annual Report, pursuant to Iowa Code section 237.18. Report received on March 28, 2017.

DEPARTMENT OF PUBLIC HEALTH

Gambling Treatment Program Report, pursuant to Iowa Code section 135.150. Report received on March 28, 2017.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Jacob Hummel of Dowling Catholic High School—For winning the Class 4A State Football Championship. Senator Zaun.

Jack Koerner of Dowling Catholic High School—For winning the Class 4A State Football Championship. Senator Zaun.

Ryan Mells of Dowling Catholic High School—For winning the Class 4A State Football Championship. Senator Zaun.

Peter Nank of Dowling Catholic High School—For winning the Class 4A State Football Championship. Senator Zaun.

Tom Wilson of Dowling Catholic High School—For winning the Class 4A State Football Championship. Senator Zaun.

REPORTS OF COMMITTEE MEETINGS

JUDICIARY

Convened: Tuesday, March 28, 2017, 1:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: None.

Committee Business: Approved HF's 69, 184, 523, and 581. Governor's appointees.

Adjourned: 1:50 p.m.

STATE GOVERNMENT

Convened: Tuesday, March 28, 2017, 11:10 a.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: None.

Committee Business: Approved HF's 471 and 568. Governor's appointees.

Adjourned: 11:40 a.m.

VETERANS AFFAIRS

Convened: Tuesday, March 28, 2017, 3:05 p.m.

Members Present: Costello, Chair; Horn, Ranking Member; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Rozenboom, Vice Chair; and Bertrand (both excused).

Committee Business: Approved HF 584. Hearing for Major General Timothy Orr as the Adjutant General of the Iowa National Guard.

Adjourned: 3:35 p.m.

STUDY BILL RECEIVED**SSB 1187 Ways and Means**

Concerning county funding of mental health and disability services and the mental health and disability services property tax levy, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 494

STATE GOVERNMENT: Smith, Chair; Bisignano and Chapman

House File 161

JUDICIARY: Sinclair, Chair; Kinney and Zaun

House File 526

JUDICIARY: Garrett, Chair; Edler and Petersen

House File 528

LOCAL GOVERNMENT: Garrett, Chair; Guth and McCoy

House File 541

STATE GOVERNMENT: Schultz, Chair; Danielson and Smith

House File 566

STATE GOVERNMENT: Brown, Chair; Chapman and Danielson

House File 571

STATE GOVERNMENT: Dawson, Chair; Bisignano and Chapman

House File 601

STATE GOVERNMENT: Chapman, Chair; Dawson and Petersen

SSB 1187

WAYS AND MEANS: Feenstra, Chair; Bolkom and Dawson

FINAL COMMITTEE REPORTS OF BILL ACTION

COMMERCE

Bill Title: HOUSE FILE 309, a bill for an act relating to certificates of insurance, including penalties and effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Anderson, Breitbach, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 586, a bill for an act relating to financial matters, including mechanic's liens, and the Iowa finance authority by establishing a rent subsidy program, modifying shelter assistance fund grant award requirements, and revising filing requirements for certain bonds and notes issued by the authority.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Anderson, Breitbach, Petersen, Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE FILE 69, a bill for an act modifying penalties for trespassing.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Zaun, Dawson, Edler, Garrett, Schneider, Schultz, Shipley, and Sinclair. Nays, 5: Taylor, Bisignano, Boulton, Kinney, and Petersen. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 184, a bill for an act relating to information required to be contained in petitions for administration of small estates and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 523, a bill for an act providing medical examiners access to information in the drug prescribing and dispensing information program.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 581, a bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3263.

Final Vote: Ayes, 13: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 471, a bill for an act relating to election precinct boundaries and consolidations.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 568, a bill for an act relating to pari-mutuel wagering, including horse and dog racing medication requirements and the applicability of certain setoff procedures to advance deposit wagering operators and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Smith, Chapman, Bisignano, Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

VETERANS AFFAIRS

Bill Title: HOUSE FILE 584, a bill for an act concerning the duties of the department of veterans affairs relative to veteran exposure to Agent Orange.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Costello, Horn, Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart. Nays, none. Absent, 2: Rozenboom and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

COMMERCE

Janet Pepper – Credit Union Review Board

Ashley Aust – Iowa Finance Authority
Michel Nelson – Iowa Finance Authority
Ruth Randleman – Iowa Finance Authority

Timothy Lapointe – Iowa Telecommunications and Technology Commission

Charles Winkleblack – Title Guaranty Division Board

JUDICIARY

Lauren Haugh – Iowa State Civil Rights Commission
Douglas Oelschlaeger – Iowa State Civil Rights Commission
Marcelena Ordaz – Iowa State Civil Rights Commission

Richard LaMere, Jr. – Board of Corrections
Rebecca Williams – Board of Corrections

Tiffany Allison – Criminal and Juvenile Justice Planning Advisory Council

Jennifer Miller – Iowa Drug Policy Advisory Council

Steve Lukan – Drug Policy Coordinator

Kevin Pals – Iowa Law Enforcement Academy Council
 Melinda Ruopp – Iowa Law Enforcement Academy Council
 Megan Weiss – Iowa Law Enforcement Academy Council

Jackie Romp – Board of Parole (Alternate)

STATE GOVERNMENT

Shelley Laracuente – Accountancy Examining Board
 Aaron Olson – Accountancy Examining Board
 S James Smith – Accountancy Examining Board

Tandi Brannaman – Architectural Examining Board

Paul Herold – Engineering and Land Surveying Examining Board

Jonathan Roos – Iowa Ethics and Campaign Disclosure Board
 Mary Rueter – Iowa Ethics and Campaign Disclosure Board

Dr. Joe Coulter – Commission of Native American Affairs
 Crystal Davis – Commission of Native American Affairs
 Karen Mackey – Commission of Native American Affairs

Kierstyn Borg Mickelson – Board of Nursing
 B. J. Hoffman – Board of Nursing
 Patrick Mooney – Board of Nursing

Daniel Boor – Board of Nursing Home Administrators
 Michael Jenison – Board of Nursing Home Administrators

Dr. Scott Ihrke – Board of Optometry
 Dr. Michael Portz – Board of Optometry
 Jacqueline Pullen – Board of Optometry

LaDonna Gratias – Board of Pharmacy

John Bennett – Board of Podiatry
 Gerald Edgar – Board of Podiatry
 Rebecca Kmett – Board of Podiatry
 Dr. Eugene Nassif – Board of Podiatry

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Ron Hansen – Superintendent of Banking

David Greenspon – Iowa Finance Authority

Doug Ommen – Commissioner of Insurance

Richard Lozier – Utilities Board

JUDICIARY

Tom Conley – Iowa State Civil Rights Commission

STATE GOVERNMENT

Terry Rich – Chief Executive Officer of the Iowa Lottery Authority

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Tuesday, March 28, 2017, when the vote was taken on Senate File 360. Had I been present, I would have voted AYE.

JERRY BEHN

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bill has been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 28th day of March, 2017.

Senate File 447.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3261	S.F.	446	Charles Schneider
S-3262	S.F.	360	Amy Sinclair
S-3263	H.F.	581	Judiciary

JOURNAL OF THE SENATE

EIGHTIETH CALENDAR DAY
FIFTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, March 29, 2017

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by Reverend Brian Ochsner, pastor of the Sully Christian Reformed Church in Sully, Iowa. He was the guest of Senators Rozenboom and Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jordyn Sanders.

The Journal of Tuesday, March 28, 2017, was approved.

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 28, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 410, a bill for an act classifying Palmer amaranth as a primary noxious weed and an invasive plant and making penalties applicable.

Read first time and referred to committee on **Agriculture**.

House File 603, a bill for an act relating to eminent domain and condemnation, including the authority of acquiring agencies to use eminent domain, the procedures required for the use of eminent domain, and compensation paid to certain property owners and including effective date and applicability provisions.

Read first time and referred to committee on **Judiciary**.

House File 607, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Read first time and referred to committee on **Ways and Means**.

INTRODUCTION OF GOVERNOR'S APPOINTEES

The Secretary of the Senate introduced Terry Rich, the Governor's appointee to be the Chief Executive Officer of the Iowa Lottery Authority. He was the guest of Senators Dvorsky and Smith and the committee on State Government.

The Secretary of the Senate introduced Geri Huser, the Governor's appointee to be the Chair of the Utilities Board. She was the guest of Senators Bertrand and Mathis and the committee on Commerce.

RECESS

On motion of Senator Dix, the Senate recessed at 9:16 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:18 a.m., President Whitver presiding.

SPECIAL GUESTS

Senator Bowman introduced to the Senate chamber Cory Clark, 2017 NCAA Division 1 Wrestling Champion from the University of Iowa. He was accompanied by his coaches Tom Brands and Terry Brands.

The Senate rose and expressed its congratulations.

INTRODUCTION OF RESOLUTION

Senate Resolution 14, by Bowman, Allen, Bolkcom, Dvorsky, Zaun, and Zumbach, a resolution congratulating Cory Clark on his outstanding national wrestling championship and designating March 29, 2017, as Cory Clark Recognition Day in Iowa.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 14, a resolution congratulating Cory Clark on his outstanding national wrestling championship and designating March 29, 2017, as Cory Clark Recognition Day in Iowa.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Behn, Dvorsky, Feenstra, Jochum, Ragan, Sinclair, and Smith. Nays, none. Absent, 1: Schneider.

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 14.

Senate Resolution 14

On motion of Senator Bowman, **Senate Resolution 14**, a resolution congratulating Cory Clark on his outstanding national wrestling championship and designating March 29, 2017, as Cory Clark Recognition Day in Iowa, with report of committee recommending passage, was taken up for consideration.

Senator Bowman moved the adoption of Senate Resolution 14, which motion prevailed by a voice vote.

RECESS

On motion of Senator Dix, the Senate recessed at 9:31 a.m. until the completion of a meeting of the committee on Agriculture.

RECONVENED

The Senate reconvened at 11:39 a.m., President Whitver presiding.

The Senate stood at ease at 11:40 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 12:28 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bisignano, until he arrives, on request of Senator Ragan.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 464 and House File 464.

Senate File 464

On motion of Senator Garrett, **Senate File 464**, a bill for an act authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness, was taken up for consideration.

Senator Garrett asked and received unanimous consent that **House File 593** be **substituted** for **Senate File 464**.

House File 593

On motion of Senator Garrett, **House File 593**, a bill for an act authorizing mental health professionals to perform certain functions relating to persons with substance-related disorders and persons with mental illness, 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. 593), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bisignano

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 464

On motion of Senator Zumbach, **House File 464**, a bill for an act relating to the crossing of highways by all-terrain vehicles and off-road utility vehicles, and making a penalty applicable, with report of committee recommending passage, was taken up for consideration.

Senator Zumbach 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. 464), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith

Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bisignano

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 **House Files 464** and **593** be **immediately messaged** to the House.

WITHDRAWN

Senator Garrett asked and received unanimous consent that **Senate File 464** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 12:43 p.m. until 9:00 a.m., Thursday, March 30, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Larry Betts, Clarksville—Upon his retirement after 31 years of service as Clarksville City Clerk. Senator Ragan.

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Wednesday, March 29, 2017, 11:05 a.m.

Members Present: Zumbach, Chair; Brown, Vice Chair; Kinney, Ranking Member; Bowman, Costello, Edler, Hart, Kapucian, Ragan, Rozenboom, Segebart, Shipley, and Taylor.

Members Absent: None.

Committee Business: Approved HF 410.

Adjourned: 11:30 a.m.

COMMERCE

Convened: Tuesday, March 28, 2017, 4:05 p.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, Sinclair, Zaun, and Zumbach.

Members Absent: McCoy (excused).

Committee Business: Approved HFs 309 and 586.

Adjourned: 4:45 p.m.

EDUCATION

Convened: Wednesday, March 29, 2017, 1:05 p.m.

Members Present: Sinclair, Chair; Quirnbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom.

Members Absent: Edler, Vice Chair (excused).

Committee Business: Approved HFs 472, 563, 564, 565, and 573.

Adjourned: 2:00 p.m.

JUDICIARY

Convened: Wednesday, March 29, 2017, 3:00 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair.

Members Absent: Edler (excused).

Committee Business: Approved HF's 195, 296, and 524; and approved HJR 1. Governor's appointees.

Adjourned: 3:55 p.m.

LABOR AND BUSINESS RELATIONS

Convened: Wednesday, March 29, 2017, 1:05 p.m.

Members Present: Schultz, Chair; Zaun, Vice Chair; Boulton, Ranking Member; Bisignano, Breitbart, Brown, Chapman, Costello, Dotzler, Guth, and Taylor.

Members Absent: None.

Committee Business: Approved HF's 441, 529, 533, 542, and 572. Governor's appointees.

Adjourned: 2:05 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Wednesday, March 29, 2017, 2:05 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Behn, Breitbart, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Anderson and Bertrand (both excused).

Committee Business: Approved HF 511. Governor's appointees. Presentation from Marty Braster of the Rathbun Water Alliance.

Adjourned: 2:45 p.m.

RULES AND ADMINISTRATION

Convened: Wednesday, March 29, 2017, 9:15 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Feenstra, Jochum, Ragan, Sinclair, and Smith.

Members Absent: Schneider (excused).

Committee Business: Passed SR 14.

Adjourned: 9:20 a.m.

INTRODUCTION OF BILL

Senate File 496, by Danielson, a bill for an act relating to state and local government revenue and finance by requiring the legislative services agency to conduct a biennial tax expenditure study and report to the general assembly and the legislative tax expenditure committee, making the availability of tax expenditures in future fiscal years subject to approval by the general assembly, and limiting appropriations for certain property tax credits in future fiscal years.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 496

WAYS AND MEANS: Feenstra, Chair; Quirmbach and Smith

House File 532

HUMAN RESOURCES: Shipley, Chair; Greene and Quirmbach

House File 562

EDUCATION: Chelgren, Chair; Dvorsky and C. Johnson

House File 603

JUDICIARY: Schultz, Chair; Edler and Kinney

House File 607

WAYS AND MEANS: Smith, Chair; Feenstra and McCoy

FINAL COMMITTEE REPORTS OF BILL ACTION

AGRICULTURE

Bill Title: HOUSE FILE 410, a bill for an act classifying Palmer amaranth as a primary noxious weed and an invasive plant 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 472, a bill for an act relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Sinclair, Quirmbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 563, a bill for an act providing for certain emergency medical procedures training requirements for school coaches and concussion and brain injury policies for certain extracurricular interscholastic activities, and including applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Sinclair, Quirmbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 564, a bill for an act relating to school district funding and authorized expenditures and transfers and including effective date, applicability, and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Sinclair, Quirmbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 565, a bill for an act relating to public school funding by authorizing the establishment of school district flexibility fund accounts and authorizing the transfer and expenditure of certain unexpended and unobligated funds.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Sinclair, Quirnbach, Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 573, a bill for an act relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Sinclair, Behn, Bowman, Chelgren, Danielson, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom. Nays, 2: Quirnbach and Dvorsky. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 234, a bill for an act relating to reports filed with the court by mental health advocates for persons with mental health disorders.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chapman, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 393, a bill for an act relating to programs and activities under the purview of the department of public health, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 396, a bill for an act relating to the definition of child foster care for purposes of child care provided by a relative of a child.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 534, a bill for an act relating to exceptions from child care facility licensing requirements.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 543, a bill for an act relating to child in need of assistance and child abuse cases involving certain drugs and other substances.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 545, a bill for an act relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 547, a bill for an act relating to background investigations conducted by the department of human services.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 576, a bill for an act relating to background investigations of individuals employed through temporary staffing agencies with certain health care providers.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 591, a bill for an act relating to physician supervision of physician assistants, and including effective date and retroactive applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Segebart, Costello, Mathis, Bolkcom, Chapman, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LABOR AND BUSINESS RELATIONS

Bill Title: HOUSE FILE 441, a bill for an act relating to the use of child labor in laundry occupations.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Schultz, Zaun, Boulton, Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 529, a bill for an act providing for conformity with federal law relating to civil penalties for violations of the state occupational safety and health law and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Schultz, Zaun, Boulton, Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 533, a bill for an act relating to disqualification from eligibility for unemployment benefits and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Schultz, Zaun, Boulton, Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, and Guth. Nays, 1: Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 542, a bill for an act relating to eligibility requirements for individuals claiming unemployment insurance benefits in consecutive benefit years and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Schultz, Zaun, Breitbach, Brown, Chapman, Costello, and Guth. Nays, 4: Boulton, Bisignano, Dotzler, and Taylor. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 572, a bill for an act relating to employment services programs administered by the department of workforce development by modifying the membership requirements and duties of the Iowa workforce development board and authorizing the department to carry out unemployment insurance systems modernization, making appropriations, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Schultz, Zaun, Boulton, Bisignano, Breitbach, Brown, Chapman, Costello, Dotzler, Guth, and Taylor. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: HOUSE FILE 511, a bill for an act relating to the administration of the state forest nurseries.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Rozenboom, Shipley, Dvorsky, Behn, Breitbach, Greene, Hart, D. Johnson, Kinney, and Lykam. Nays, none. Absent, 3: Anderson, Bertrand, and Kapucian.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

APPROPRIATIONS

Michael Broshar – Enhance Iowa Board
 Lisa Hein – Enhance Iowa Board
 Stefanie Kohn – Enhance Iowa Board
 Derek Lumsden – Enhance Iowa Board
 Kate McGann – Enhance Iowa Board

JUDICIARY

Sue Weinacht – Board of Parole (Alternate)

NATURAL RESOURCES AND ENVIRONMENT

Laura Hommel – Natural Resource Commission
 Tom Prickett – Natural Resource Commission
 Margo Underwood – Natural Resource Commission

Timothy Gartin – Iowa Petroleum Underground Storage Tank Fund Board

Jennifer Carpenter – Renewable Fuel Infrastructure Board
 Niki DePhillips – Renewable Fuel Infrastructure Board
 Kelsey Erickson – Renewable Fuel Infrastructure Board

GOVERNOR'S APPOINTEE PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointee, assigned to standing committee for investigation, was placed on the Individual Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

Chuck Gipp – Director of the Department of Natural Resources

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on March 29, 2017:

I am withdrawing the name of Craig Francisco to serve as a member of the Economic Development Authority Board from further consideration by the Senate.

I am withdrawing the name of Paul Herold to serve as a member of the Engineering and Land Surveying Examining Board from further consideration by the Senate.

I am withdrawing the name of Karin Derry to serve as a member of the Iowa Ethics and Campaign Disclosure Board from further consideration by the Senate.

I am withdrawing the name of Alana Dizdarevic to serve as a member of the Healthy and Well Kids in Iowa Board (HAWK-I) from further consideration by the Senate.

I am withdrawing the name of Gregory Moore to serve as a member of the Board of Hearing Aid Specialists from further consideration by the Senate.

I am withdrawing the name of Sal Alaniz to serve as a member of the Latino Affairs Commission from further consideration by the Senate.

I am withdrawing the name of Kierstyn Borg Mickelson to serve as a member of the Board of Nursing from further consideration by the Senate.

I am withdrawing the name of Elizabeth Hansen to serve as a member of the Real Estate Commission from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on March 29, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Economic Development Board, formerly held by Larry Den Herder. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Engineering and Land Surveying Examining Board, formerly held by Jerry Shellberg. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Ethics and Campaign Disclosure Board, formerly held by Saima Zafar. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Healthy and Well Kids in Iowa Board (HAWK-I), formerly held by Mary Mincer-Hansen. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Hearing Aid Specialists, formerly held by Jerry Smith. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Latino Affairs Commission, formerly held by Ramon Rodriguez. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Nursing, formerly held by Gwen Suntken. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Real Estate Commission, formerly held by John Goede. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Tuesday, March 28, 2017, when the vote was taken on Senate Files 360, 408, 446, and 493. Had I been present, I would have voted AYE on all of them.

KEN ROZENBOOM

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 29, 2017, the Governor approved and transmitted to the Secretary of State the following bill:

Senate File 447 – Providing for certain court actions involving an allegation of a public or private nuisance or the interference with a person's comfortable use and enjoyment of life or property caused by an animal feeding operation, providing for the award of damages, costs, and expenses, and including effective date provisions.

AMENDMENTS FILED

S-3264	S.F.	473	Michael Breitbach
S-3265	H.F.	463	Michael Breitbach

JOURNAL OF THE SENATE

EIGHTY-FIRST CALENDAR DAY
FIFTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, March 30, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Reverend Chuck Kelsey, pastor of the First Congregational United Church of Christ in Mason City, Iowa. He was the guest of Senator Ragan.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Mary Tess Urbanek.

The Journal of Wednesday, March 29, 2017, was approved.

HERBERT HOOVER UNCOMMON PUBLIC SERVICE AWARD

Senator Johnson introduced to the Senate chamber members from the Hoover Presidential Foundation; Director of the Hoover Presidential Foundation in West Branch, Jerry Fleagle; Hoover Board of Trustees president, Bob Downer of Iowa City; Hoover Trustees, Bill Bywater of Iowa City and Bruce Barnhart of West Branch; and Hoover Presidential Foundation communications manager, Brad Reiners of West Branch.

President Whitver announced the 2017 Herbert Hoover Uncommon Public Service Award recipient, Senator Robert M. Hogg.

Senator Hogg addressed the Senate with brief remarks and was presented the Uncommon Public Service Award by Jerry Fleagle, the executive director of the foundation. Jerry Fleagle addressed the Senate with brief remarks.

The Senate rose and expressed its congratulations.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on March 30, 2017, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 6, a concurrent resolution relating to Pioneer Lawmakers.

Read first time and referred to committee on **Rules and Administration**.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Michael Mauro, the Governor's appointee to be the Labor Commissioner. He was the guest of Senator Schultz and the committee on Labor and Business Relations.

The Senate stood at ease at 9:23 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:33 a.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Anderson and Bertrand, until they arrive, on request of Senator Dix; and Senator D. Johnson, until he arrives, on request of Senator Hogg.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 586.

House File 586

On motion of Senator Feenstra, **House File 586**, a bill for an act relating to financial matters, including mechanic's liens, and the Iowa finance authority by establishing a rent subsidy program, modifying shelter assistance fund grant award requirements, and revising filing requirements for certain bonds and notes issued by the authority, with report of committee recommending passage, was taken up for consideration.

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?" (H.F. 586), the vote was:

Yeas, 47:

Allen	Dawson	Jochum	Rozenboom
Behn	Dix	Johnson, C.	Schneider
Bisignano	Dotzler	Kapucian	Schultz
Bolkcom	Dvorsky	Kinney	Segebart
Boulton	Edler	Kraayenbrink	Shiplee
Bowman	Feenstra	Lofgren	Sinclair
Breitbach	Garrett	Lykam	Smith
Brown	Greene	Mathis	Taylor
Chapman	Guth	McCoy	Whitver
Chelgren	Hart	Petersen	Zaun
Costello	Hogg	Quirnbach	Zumbach
Danielson	Horn	Ragan	

Nays, none.

Absent, 3:

Anderson	Bertrand	Johnson, D.
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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 **House File 586** be **immediately messaged** to the House.

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 30, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 332, a bill for an act making changes to the controlled substance schedules, and providing penalties, and including effective date provisions.

Senate File 351, a bill for an act providing for the elimination of the Iowa emergency response commission.

Senate File 410, a bill for an act relating to a declaration concerning the final disposition of a person's remains and including applicability provisions.

ALSO: That the House has on March 30, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 609, a bill for an act providing for the imposition of the local hotel and motel tax by a land use district.

Read first time and referred to committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 11:20 a.m. until 9:00 a.m., Friday, March 31, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

EDUCATION

Convened: Thursday, March 30, 2017, 1:05 p.m.

Members Present: Sinclair, Chair; Edler, Vice Chair; Quirnbach, Ranking Member; Behn, Bowman, Chelgren, Danielson, Dvorsky, Greene, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, and Rozenboom.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 1:30 p.m.

HUMAN RESOURCES

Convened: Thursday, March 30, 2017, 11:25 a.m.

Members Present: Segebart, Chair; Costello, Vice Chair; Mathis, Ranking Member; Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirmbach, Ragan, and Shipley.

Members Absent: Chapman (excused).

Committee Business: Approved HF 532. Governor's appointees.

Adjourned: 11:40 a.m.

LOCAL GOVERNMENT

Convened: Thursday, March 30, 2017, 2:05 p.m.

Members Present: Garrett, Chair; Lofgren, Vice Chair; Allen, Ranking Member; Chelgren, Dvorsky, Greene, Guth, Kraayenbrink, McCoy, Quirmbach, and Segebart.

Members Absent: None.

Committee Business: Approved HF 528.

Adjourned: 2:30 p.m.

STATE GOVERNMENT

Convened: Thursday, March 30, 2017, 2:05 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun.

Members Absent: Anderson and Horn (both excused).

Committee Business: Approved HFs 89, 467, 541, 566, 571, and 601. Governor's appointees.

Adjourned: 3:05 p.m.

TRANSPORTATION

Convened: Thursday, March 30, 2017, 11:25 a.m.

Members Present: Kapucian, Chair; Breitbach, Vice Chair; Bowman, Ranking Member; Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach.

Members Absent: Anderson and Bertrand (both excused).

Committee Business: Approved HF 496.

Adjourned: 12:20 p.m.

INTRODUCTION OF BILL

Senate File 497, by committee on Appropriations, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Read first time under Rule 28 and **placed on Appropriations calendar**.

SUBCOMMITTEE ASSIGNMENTS

House File 146 (Reassigned)

JUDICIARY: Sinclair, Chair; Bisignano, Boulton, Dawson, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, Taylor, and Zaun

House File 609

WAYS AND MEANS: Feenstra, Chair; Edler and Quirnbach

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 497 (SSB 1185), a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Schneider, Kraayenbrink, Bolkcom, Bertrand, Boulton, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach. Nays, none. Absent, 1: Chelgren.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

HUMAN RESOURCES

Bill Title: HOUSE FILE 532, a bill for an act relating to prescribing practitioner registration with the drug prescribing and dispensing information program.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Segebart, Costello, Mathis, Bolkcom, Chelgren, Garrett, Greene, Jochum, C. Johnson, Quirnbach, Ragan, and Shipley. Nays, none. Absent, 1: Chapman.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

JUDICIARY

Bill Title: HOUSE JOINT RESOLUTION 1, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to searches and seizures of electronic communications and data.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 195, a bill for an act relating to requests for notice of probate proceedings.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 296, a bill for an act relating to controlled substances, including by temporarily designating substances as controlled substances, modifying the penalties for imitation controlled substances and certain controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and providing penalties.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Zaun, Dawson, Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, 1: Taylor. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 524, a bill for an act relating to controlled substances, including reporting under the drug prescribing and dispensing information program and making penalties applicable.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3267.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Garrett, Kinney, Petersen, Schneider, Schultz, Shipley, and Sinclair. Nays, none. Absent, 1: Edler.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

LOCAL GOVERNMENT

Bill Title: HOUSE FILE 528, a bill for an act abolishing county compensation boards.

Recommendation: DO PASS.

Final Vote: Ayes, 7: Garrett, Lofgren, Chelgren, Greene, Guth, Kraayenbrink, and Segebart. Nays, 4: Allen, Dvorsky, McCoy, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 89, a bill for an act authorizing a retirement system merger relating to an alternative retirement system for certain school district employees.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 467, a bill for an act including law enforcement communications systems within the scope of state communications included in the Iowa communications network.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 541, a bill for an act relating to licensed real estate professionals and real estate disclosure statements.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 566, a bill for an act relating to political subdivision elections by changing the date of the election of directors of local school districts, merged areas, and area education agency boards, by providing for the combined administration of regular and special school and city elections, making changes to the administration of elections for political subdivisions located in more than one county, establishing requirements for ballot arrangement and placement for political subdivision offices, and including effective date and applicability and transition provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 571, a bill for an act relating to the confidentiality of information contained in audio and video call recordings.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Smith, Chapman, Bisignano, Bowman, Brown, Dawson, Feenstra, Petersen, Schneider, Schultz, and Zaun. Nays, 2: Danielson and Jochum. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

TRANSPORTATION

Bill Title: HOUSE FILE 496, a bill for an act relating to driver education course requirements for students who require a motor vehicle modified with special adaptive equipment.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Kapucian, Breitbach, Bowman, Bisignano, Brown, Danielson, Horn, Kraayenbrink, Lykam, Smith, and Zumbach. Nays, none. Absent, 2: Anderson and Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

**GOVERNOR'S APPOINTEES PLACED ON
EN BLOC CONFIRMATION CALENDAR**

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

EDUCATION

Christine Bowker – Iowa Autism Council
Jeanne Kerkoff – Iowa Autism Council
Angela Logsdon – Iowa Autism Council
Nicholas Nopoulos – Iowa Autism Council
Dr. Sean Peterson – Iowa Autism Council

David Arens – Early Childhood Iowa State Board
James Christensen – Early Childhood Iowa State Board
Terry Harrmann – Early Childhood Iowa State Board

Mary Overholtzer – Board of Educational Examiners
Michael Ross – Board of Educational Examiners
Erin Schoening – Board of Educational Examiners
Anthony Voss – Board of Educational Examiners

Keith England – School Budget Review Committee

HUMAN RESOURCES

Cheryl Arnold – Commission on Aging
Quentin Hart – Commission on Aging
G. Willard Jenkins – Commission on Aging

Susan Theisen – Board of Athletic Training

Dr. Kevin Allemagne – Board of Behavioral Science
 Donald Gilbert – Board of Behavioral Science
 Jeff Kerber – Board of Behavioral Science
 Sherill Whisenand – Board of Behavioral Science

Courtney Clarke – Child Advocacy Board
 Marc Elcock – Child Advocacy Board
 Sara Parris – Child Advocacy Board
 Elaine Sanders – Child Advocacy Board
 Wayne Schellhammer – Child Advocacy Board

Harold Miller – Health Facilities Council
 Brenda Perrin – Health Facilities Council

Eric Kohlsdorf – Healthy and Well Kids in Iowa (HAWK-I) Board
 Dr. Kaaren Vargas – Healthy and Well Kids in Iowa (HAWK-I) Board

Mark Anderson – Council on Human Services
 Kimberly Kudej – Council on Human Services

Lorena Gingerich – Commission of Latino Affairs

Thomas Bouska – Mental Health and Disability Services Commission
 Peter Brantner – Mental Health and Disability Services Commission
 Thomas Broecker – Mental Health and Disability Services Commission
 Kathryn Johnson – Mental Health and Disability Services Commission
 Betty King – Mental Health and Disability Services Commission
 Geoff Lauer – Mental Health and Disability Services Commission

Cindy Crawford – Board of Sign Language Interpreters and Transliterators

George Belitsos – Commission on Tobacco Use Prevention and Control

JUDICIARY

Charles Larson, Sr. – Board of Parole
 Sheila Wilson – Board of Parole

STATE GOVERNMENT

Benjamin Jung – Commission of Asian and Pacific Islander Affairs
 James Suong – Commission of Asian and Pacific Islander Affairs

John Anderson – Board of Barbering
 Terry Moll – Board of Barbering

Ryan Brems – Commission for the Blind

Robert Brecke –Boiler and Pressure Vessel Board
 Timothy Fehr – Boiler and Pressure Vessel Board
 Amy Iles – Boiler and Pressure Vessel Board

Leslie Duinink – Board of Chiropractic
Dr. Rex Jones – Board of Chiropractic
Nancy Netolicky – Board of Chiropractic

Anna Brown – Commission on Community Action Agencies
Ajit Kumar – Commission on Community Action Agencies
Mary Whisenand – Commission on Community Action Agencies

Jerry Akers – Board of Cosmetology Arts and Sciences
Mary Clausen – Board of Cosmetology Arts and Sciences
Jacquelyn Hein – Board of Cosmetology Arts and Sciences
Nichole Origer – Board of Cosmetology Arts and Sciences

Dr. Michael Davidson – Board of Dentistry
Mary Kelly Grief – Board of Dentistry
Bruce Thorsen – Board of Dentistry

Daniel Deutschman – Board of Dietetics
Julie Eichenberger – Board of Dietetics
Stacey Loftus – Board of Dietetics

Marg Stoldorf – Electrical Examining Board

Kerry Dixon – Elevator Safety Board
Kristine Kesterson – Elevator Safety Board
Wayne Sims – Elevator Safety Board

Jack Jones – Landscape Architectural Examining Board
Jonathan Martin – Landscape Architectural Examining Board
Debra Schiel-Larson – Landscape Architectural Examining Board

Ryan Crawford – Board of Massage Therapy
Emily Farrell – Board of Massage Therapy
Michael Hammer – Board of Massage Therapy
Irene Richards – Board of Massage Therapy
Catherine Sampson – Board of Massage Therapy

Hamed Tewfik – Board of Medicine

Dr. Brett Barker – Board of Pharmacy
Gayle Mayer – Board of Pharmacy
Joan Skogstrom – Board of Pharmacy

Robert Palmer – Board of Physical and Occupational Therapy
Melinda Shetler – Board of Physical and Occupational Therapy

Dr. Jon Ahrendsen – Board of Physician Assistants
Michael Schnurr – Board of Physician Assistants

Joshua Goodman – Board of Psychology
Holly Herbert – Board of Psychology
Dr. Earl Kilgore – Board of Psychology
Dr. Heidi Vermeer-Quist – Board of Psychology

**GOVERNOR'S APPOINTEES PLACED ON
INDIVIDUAL CONFIRMATION CALENDAR**

The following appointees, assigned to standing committee for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

EDUCATION

Gary Steinke – Iowa Higher Education Loan Authority

Sherry Bates – State Board of Regents
Nancy Boettger – State Board of Regents
Nancy Dunkel – State Board of Regents

EXPLANATION OF VOTE

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Thursday, March 30, 2017, when the vote was taken on House File 586. Had I been present, I would have voted AYE.

DAVID JOHNSON

AMENDMENTS FILED

S-3266	S.F.	460	Tim Kraayenbrink
S-3267	H.F.	524	Judiciary

JOURNAL OF THE SENATE

EIGHTY-SECOND CALENDAR DAY
FIFTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, March 31, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer and Pledge of Allegiance were led by Ed Failor of Ankeny, Iowa.

The Journal of Thursday, March 30, 2017, was approved.

BILLS REFERRED TO COMMITTEE

Senator Dix asked and received unanimous consent that the following Senate Files be referred from the Regular Calendar to the following committees:

S.F.	196	Transportation
S.F.	218	Judiciary
S.F.	276	Judiciary
S.F.	296	Transportation
S.F.	369	Human Resources
S.F.	383	Human Resources
S.F.	388	State Government
S.F.	395	State Government
S.F.	407	Transportation
S.F.	412	Judiciary
S.F.	414	Judiciary
S.F.	421	Judiciary
S.F.	423	Judiciary
S.F.	424	Judiciary
S.F.	427	Education
S.F.	430	Human Resources
S.F.	432	Judiciary

S.F.	450	Transportation
S.F.	453	Human Resources
S.F.	460	Natural Resources and Environment
S.F.	461	Transportation
S.F.	477	Human Resources
S.F.	478	Human Resources

BILLS REFERRED TO UNFINISHED BUSINESS CALENDAR

Senator Dix asked and received unanimous consent that the following Senate Files be referred from the Regular Calendar to the Unfinished Business Calendar:

S.F.	176	
S.F.	273	
S.F.	350	attached to similar H.F. 473
S.F.	416	attached to companion H.F. 134
S.F.	422	attached to similar H.F. 263
S.F.	436	attached to similar H.F. 233
S.F.	443	attached to similar H.F. 602
S.F.	456	
S.F.	463	attached to similar H.F. 569
S.F.	470	
S.F.	473	attached to similar H.F. 463
S.F.	481	
S.J.R.	8	attached to similar H.J.R. 12

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, April 3, 2017.

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:

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9. Report received on March 31, 2017.

REPORT OF COMMITTEE MEETING

JUDICIARY

Convened: Thursday, March 30, 2017, 3:05 p.m.

Members Present: Zaun, Chair; Dawson, Vice Chair; Taylor, Ranking Member; Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Shipley.

Members Absent: Sinclair (excused).

Committee Business: Passed HF 146, as amended; HF 526, as amended; HF 579, as amended; and HF 603. Governor's appointees.

Adjourned: 4:15 p.m.

INTRODUCTION OF BILL

Senate File 498, by committee on Appropriations, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 498 (SSB 1181), a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Schneider, Kraayenbrink, Bolkcom, Bertrand, Boulton, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach. Nays, none. Absent, 1: Chelgren.

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 498, and they were attached to the committee report.

JUDICIARY

Bill Title: HOUSE FILE 603, a bill for an act relating to eminent domain and condemnation, including the authority of acquiring agencies to use eminent domain, the procedures required for the use of eminent domain, and compensation paid to certain property owners and including effective date and applicability provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Shipley. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: HOUSE FILE 601, a bill for an act providing for the confidentiality of certain cyber security and critical infrastructure information developed and maintained by a government body.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3268.

Final Vote: Ayes, 13: Smith, Chapman, Bisignano, Bowman, Brown, Danielson, Dawson, Feenstra, Jochum, Petersen, Schneider, Schultz, and Zaun. Nays, none. Absent, 2: Anderson and Horn.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3268	H.F.	601	State Government
S-3269	H.F.	314	Roby Smith

JOURNAL OF THE SENATE

EIGHTY-FIFTH CALENDAR DAY
FIFTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 3, 2017

The Senate met in regular session at 1:02 p.m., President Whitver presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ocheyedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Abram Watson.

The Journal of Friday, March 31, 2017, was approved.

INTRODUCTION OF GOVERNOR'S APPOINTEE

The Secretary of the Senate introduced Doug Ommen, the Governor's appointee to be the Commissioner of Insurance. He was the guest of Senator C. Johnson and the committee on Commerce.

RECESS

On motion of Senator Dix, the Senate recessed at 1:07 p.m. until the completion of a meeting of the committee on Natural Resources and Environment.

RECONVENED

The Senate reconvened at 3:23 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 House Files 529, 52, 133, and 183.

House File 529

On motion of Senator Chapman, **House File 529**, a bill for an act providing for conformity with federal law relating to civil penalties for violations of the state occupational safety and health law and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Chapman 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. 529), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 52

On motion of Senator Sinclair, **House File 52**, a bill for an act relating to the criminal offense of interference with official acts and certain county-provided bailiff services, and providing penalties, with report of committee recommending passage, was taken up for consideration.

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?” (H.F. 52), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 133

On motion of Senator Schneider, **House File 133**, a bill for an act relating to guardians ad litem, attorneys for minor children, child custody investigators, and child and family reporters involved in child custody and visitation proceedings, with report of committee recommending passage, was taken up for consideration.

Senator Dix asked and received unanimous consent that action on **House File 133** be **deferred**.

House File 183

On motion of Senator Garrett, **House File 183**, a bill for an act relating to service of copies of court documents on certain persons relating to the receipt of emergency protective services by a dependent adult, with report of committee recommending passage, 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. 183), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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 **House Files 52, 183, and 529** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 202, 307, 467, and 475.

House File 202

On motion of Senator Rozenboom, **House File 202**, a bill for an act relating to the solid waste environmental management systems program and beautification grants, with report of committee recommending passage, 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?" (H.F. 202), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 307

On motion of Senator Lofgren, **House File 307**, a bill for an act relating to the procedures for granting a waterworks or sewer services franchise by a city and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Lofgren 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. 307), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 467

On motion of Senator Brown, **House File 467**, a bill for an act including law enforcement communications systems within the scope of state communications included in the Iowa communications network, with report of committee recommending passage, 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?" (H.F. 467), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 475

On motion of Senator Rozenboom, **House File 475**, a bill for an act relating to the use of a straight wall cartridge rifle to hunt deer and including penalties, with report of committee recommending passage, was taken up for consideration.

Senator Kinney offered amendment S-3273, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3273 be adopted?" (H.F. 475), the vote was:

Yeas, 16:

Bolkcom	Hart	Johnson, D.	McCoy
Boulton	Hogg	Kapucian	Petersen
Dotzler	Horn	Kinney	Quirmbach
Dvorsky	Jochum	Mathis	Whitver

Nays, 33:

Allen	Costello	Johnson, C.	Shipley
Anderson	Danielson	Kraayenbrink	Sinclair
Behn	Dawson	Lofgren	Smith
Bisignano	Dix	Lykam	Taylor
Bowman	Edler	Ragan	Zaun
Breitbach	Feenstra	Rozenboom	Zumbach
Brown	Garrett	Schneider	
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	

Absent, 1:

Bertrand

Amendment S-3273 lost.

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?" (H.F. 475), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 **House Files 202, 307, 467, and 475** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 485, 547, and 572.

House File 485

On motion of Senator Guth, **House File 485**, a bill for an act allowing city council members to serve a city's volunteer fire department without compensation in any position or capacity, with report of committee recommending passage, was taken up for consideration.

Senator Boulton asked and received unanimous consent that action on **House File 485** be **deferred**.

House File 547

On motion of Senator C. Johnson, **House File 547**, a bill for an act relating to background investigations conducted by the department of human services, with report of committee recommending passage, was taken up for consideration.

Senator C. 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?" (H.F. 547), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 572

On motion of Senator Guth, **House File 572**, a bill for an act relating to employment services programs administered by the department of workforce development by modifying the membership requirements and duties of the Iowa workforce development board and authorizing the department to carry out unemployment insurance systems modernization, making appropriations, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Guth 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. 572), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

BUSINESS PENDING

House File 133

The Senate resumed consideration of **House File 133**, a bill for an act relating to guardians ad litem, attorneys for minor children, child custody investigators, and child and family reporters involved in child custody and visitation proceedings, previously deferred.

Senator McCoy withdrew amendment S-3274, filed by him from the floor to pages 1, 2, and 4 and amending the title page of the bill.

Senator Schneider 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. 133), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 **House Files 133, 547, and 572** be **immediately messaged** to the House.

WITHDRAWN

Senator Breitbach asked and received unanimous consent that **Senate File 312** be **withdrawn** from further consideration of the Senate.

Senator Rozenboom asked and received unanimous consent that **Senate File 273** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 4:23 p.m. until 9:00 a.m., Tuesday, April 4, 2017.

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:

DEPARTMENT OF HUMAN SERVICES

Joint Investment Trust Report, pursuant to Iowa Code section 12B.10A. Report received on March 31, 2017.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Thomas and Tammy Vittetoe, Washington—For winning the Gary Wergin Good Neighbor Award. Senator Kinney.

REPORTS OF COMMITTEE MEETINGS

NATURAL RESOURCES AND ENVIRONMENT

Convened: Monday, April 3, 2017, 2:35 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Dvorsky, Ranking Member; Anderson, Behn, Breitbach, Greene, Hart, D. Johnson, Kapucian, Kinney, and Lykam.

Members Absent: Bertrand (excused).

Committee Business: Governor's appointees.

Adjourned: 2:40 p.m.

STATE GOVERNMENT

Convened: Monday, April 3, 2017, 2:20 p.m.

Members Present: Smith, Chair; Chapman, Vice Chair; Bisignano, Ranking Member; Anderson, Bowman, Brown, Danielson, Dawson, Feenstra, Horn, Jochum, Petersen, Schultz, and Zaun.

Members Absent: Schneider (excused).

Committee Business: Governor's appointees.

Adjourned: 2:30 p.m.

FINAL COMMITTEE REPORTS OF BILL ACTION

JUDICIARY

Bill Title: HOUSE FILE 146, a bill for an act relating to notice requirements for actions for forcible entry and detainer.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3270.

Final Vote: Ayes, 12: Zaun, Dawson, Taylor, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Shipley. Nays, none. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 526, a bill for an act relating to the criminal offense of harassment or invasion of privacy, providing penalties, and making penalties applicable.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3271.

Final Vote: Ayes, 11: Zaun, Dawson, Bisignano, Boulton, Edler, Garrett, Kinney, Petersen, Schneider, Schultz, and Shipley. Nays, 1: Taylor. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 579, a bill for an act relating to criminal sentencing by modifying criminal penalties for cocaine base and attempted murder, making inapplicable certain provisions relating to mandatory sentences, mandatory minimum sentences, limitations on parole and work release, and limitations on earned time, and modifying the reconsideration of certain felons' sentences.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3272.

Final Vote: Ayes, 8: Zaun, Dawson, Boulton, Edler, Petersen, Schneider, Schultz, and Shipley. Nays, 4: Taylor, Bisignano, Garrett, and Kinney. Absent, 1: Sinclair.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

NATURAL RESOURCES AND ENVIRONMENT

Howard Hill – Environmental Protection Commission
Chad Ingels – Environmental Protection Commission
Bob Sinclair – Environmental Protection Commission

Ronald Herrig – Flood Mitigation Board
Amy Kaleita – Flood Mitigation Board

STATE GOVERNMENT

Tobi Parks – Commission on the Status of African Americans

Christine Spratt – Alcoholic Beverages Commission

Joseph Ferrentino – Architectural Examining Board
Jerry Purdy – Architectural Examining Board

Dirk Hillard – Commission of Deaf Services
Telina McKenna-Quintana – Commission of Deaf Services

Rita Perea – Engineering and Land Surveying Examining Board
Marlon Vogt – Engineering and Land Surveying Examining Board

Bret Battles – Board of Hearing Aid Specialists
Jon McAvoy – Board of Hearing Aid Specialists

Marlene Sprouse – Investment Board of the IPERS
Lisa Stange – Investment Board of the IPERS

David Edwards – Board of Massage Therapy

Diane Clark – Board of Medicine
Brian Wilson – Board of Medicine

Todd Kale – Board of Mortuary Science
Mollie Pawlosky – Board of Mortuary Science

Peter Stopulos – Board of Physician Assistants

Dr. Mindy Trotter – Board of Podiatry

Dr. Carl Heinrich – State Racing and Gaming Commission
 Jeffrey Lamberti – State Racing and Gaming Commission

Dan O'Hern – Real Estate Appraiser Examining Board
 James Pooley – Real Estate Appraiser Examining Board
 Teresa Selberg – Real Estate Appraiser Examining Board

Helen Kimes – Real Estate Commission
 Michael Telford – Real Estate Commission

Lawrence Lilla – Board of Respiratory Care

Megan Begley – Board of Social Work
 Karilynne Lenning – Board of Social Work
 Tony Raymer – Board of Social Work

Ashley Bahr – Board of Speech Pathology and Audiology
 Julia Duer – Board of Speech Pathology and Audiology
 George Eichhorn – Board of Speech Pathology and Audiology

Tim Peterson – Technology Advisory Council

Keith Leonard – Iowa Board of Veterinary Medicine
 Ann Werner – Iowa Board of Veterinary Medicine

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Howard Hill to Environmental Protection Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

DAVID JOHNSON

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Chad Ingels to Environmental Protection Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

DAVID JOHNSON

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Bob Sinclair to Environmental Protection Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

DAVID JOHNSON

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Diane Clark to Board of Medicine be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANET PETERSEN

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Hamed Tewfik to Board of Medicine be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

JANET PETERSEN

EXPLANATION OF VOTES

MR. PRESIDENT: I was necessarily absent from the Senate chamber on Thursday, March 30, 2017, when the vote was taken on House File 586. Had I been present, I would have voted AYE.

BILL ANDERSON

MR. SECRETARY: I was present in the Senate Chamber on Monday, April 3, 2017, when the vote was taken on amendment S-3273 to House File 475. I was present and I voted “Yea.” My vote yea represented an inadvertent and accidental use of the green button (Yea), when in fact I had intended to utilize the red button (Nay) in the vote. The Secretary of the Senate had closed the voting system prior to my being able to change my vote. Let it herein be noted that I was not in favor of final passage of amendment S-3273.

JACK WHITVER

AMENDMENTS FILED

S-3270	H.F.	146	Judiciary
S-3271	H.F.	526	Judiciary
S-3272	H.F.	579	Judiciary
S-3273	H.F.	475	Kevin Kinney
S-3274	H.F.	133	Matt McCoy

JOURNAL OF THE SENATE

EIGHTY-SIXTH CALENDAR DAY
FIFTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 4, 2017

The Senate met in regular session at 9:05 a.m., President Whitver presiding.

Prayer was offered by Pastor Steven Hayden of the Mt. Calvary Lutheran Church in Indianola, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Alex Zumbach.

The Journal of Monday, April 3, 2017, was approved.

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 April 3, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 32, a bill for an act relating to private sector employee drug testing. (S-3276)

ALSO: That the House has on April 3, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 257, a bill for an act relating to bass fishing in the state.

Senate File 355, a bill for an act relating to municipal utilities, by restricting the regulatory authority of the Iowa utilities board with regard to certain services, and authorizing city utilities to require deposits for gas or electric services for residential rental properties.

Senate File 358, a bill for an act relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court, and including effective date provisions.

Senate File 462, a bill for an act relating to the transfer of moneys collected by the office of the chief information officer for furnishing certified abstracts of drivers' operating records.

Senate File 472, a bill for an act relating to snowmobile registration and use of moneys from the special snowmobile fund.

Senate File 479, a bill for an act relating to the performance of educational services by licensed dental hygienists.

RECESS

On motion of Senator Dix, the Senate recessed at 9:16 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 2:46 p.m., President Whitver presiding.

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 April 4, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 230, a bill for an act concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions.

Senate File 237, a bill for an act relating to the practice of public accountants.

Senate File 250, a bill for an act establishing a notification requirement for mammogram reports to patients, and including effective date provisions.

Senate File 373, a bill for an act relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation.

Senate File 419, a bill for an act relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

Senate File 439, a bill for an act relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time.

ALSO: That the House has on April 4, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 240, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions. (S-3279)

ALSO: That the House has on April 4, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 608, a bill for an act relating to the technical administration of the tax laws by the department of revenue, including administration of the research activities credit, income taxes, and the flood mitigation program, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Ways and Means**.

House File 617, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, relating to forest and fruit tree reservation requirements, the name of the state soil conservation committee, financing of soil conservation and water quality practices, the health of agricultural animals, issuance of two-year licenses and the collection of related fees imposed upon persons engaged in the marketing of agricultural animals and mining operations, license fees imposed upon pesticide dealers, tickets for delivering commodities in bulk, labeling of motor fuel pumps dispensing certain ethanol blended gasoline, the use of scales, providing for penalties, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Ways and Means**.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 218, 306, 309, and 517.

House File 218

On motion of Senator Breitbart, **House File 218**, a bill for an act increasing the maximum allowable length for single trucks operated on the highways of this state, with report of committee recommending passage, was taken up for consideration.

Senator Breitbart 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. 218), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor

Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 306

On motion of Senator Garrett, **House File 306**, a bill for an act relating to the requirements for nurse aide training and testing programs, with report of committee recommending passage, 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. 306), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 309

On motion of Senator C. Johnson, **House File 309**, a bill for an act relating to certificates of insurance, including penalties and effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator C. 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?" (H.F. 309), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 517

On motion of Senator Dawson, **House File 517**, a bill for an act relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Dawson asked and received unanimous consent that action on **House File 517** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Files 218, 306, and 309** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 441.

House File 441

On motion of Senator Breitbach, **House File 441**, a bill for an act relating to the use of child labor in laundry occupations, with report of committee recommending passage, 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. 441), the vote was:

Yeas, 47:

Allen	Costello	Jochum	Ragan
Anderson	Danielson	Johnson, C.	Rozenboom
Behn	Dawson	Johnson, D.	Schneider
Bertrand	Dix	Kapucian	Schultz
Bisignano	Dotzler	Kinney	Segebart
Bolkcom	Edler	Kraayenbrink	Shipley
Boulton	Feenstra	Lofgren	Sinclair
Bowman	Garrett	Lykam	Smith
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Horn	Quirmbach	

Nays, 3:

Dvorsky

Hogg

Taylor

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

UNFINISHED BUSINESS
(Deferred April 3, 2017)

House File 485

The Senate resumed consideration of **House File 485**, a bill for an act allowing city council members to serve a city's volunteer fire department without compensation in any position or capacity, deferred April 3, 2017.

Senator Guth offered amendment S-3278, filed by Senators Guth and Boulton from the floor to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3278 was adopted by a voice vote.

Senator Guth 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. 485), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 542.

House File 542

On motion of Senator Chapman, **House File 542**, a bill for an act relating to eligibility requirements for individuals claiming unemployment insurance benefits in consecutive benefit years and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Chapman 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. 542), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor

Boulton	Hogg	Mathis
Bowman	Horn	McCoy
Danielson	Jochum	Petersen

Absent, none.

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 **House Files 441, 485, and 542** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 533, 471, and 591.

House File 533

On motion of Senator Brown, **House File 533**, a bill for an act relating to disqualification from eligibility for unemployment benefits and including effective date provisions, with report of committee recommending passage, 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?” (H.F. 533), the vote was:

Yeas, 42:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shipley
Boulton	Edler	Kinney	Sinclair
Bowman	Feenstra	Kraayenbrink	Smith
Breitbach	Garrett	Lofgren	Whitver
Brown	Greene	Lykam	Zaun
Chapman	Guth	Mathis	Zumbach
Chelgren	Hart	Ragan	
Costello	Hogg	Rozenboom	

Nays, 8:

Bisignano	Dvorsky	McCoy	Quirmbach
Bolkcom	Horn	Petersen	Taylor

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 471

On motion of Senator Chapman, **House File 471**, a bill for an act relating to election precinct boundaries and consolidations, with report of committee recommending passage, was taken up for consideration.

Senator Chapman 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. 471), the vote was:

Yeas, 43:

Allen	Costello	Hart	Rozenboom
Anderson	Danielson	Jochum	Schneider
Behn	Dawson	Johnson, C.	Schultz
Bertrand	Dix	Johnson, D.	Segebart
Bisignano	Dotzler	Kapucian	Shiple
Boulton	Dvorsky	Kinney	Sinclair
Bowman	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Lykam	Zaun
Chapman	Greene	Mathis	Zumbach
Chelgren	Guth	Ragan	

Nays, 7:

Bolkcom	Horn	Petersen	Taylor
Hogg	McCoy	Quirmbach	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 591

On motion of Senator Costello, **House File 591**, a bill for an act relating to physician supervision of physician assistants, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Senator Costello 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. 591), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 **House Files 471, 533, and 591** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 473.

Senate File 473

On motion of Senator Breitbach, **Senate File 473**, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

Senator Breitbach withdrew amendment S-3095, filed by him on March 8, 2017, to page 1 of the bill.

Senator Breitbach offered amendment S-3264, filed by him on March 29, 2017, to pages 1-3 of the bill, and moved its adoption.

Amendment S-3264 was adopted by a voice vote.

Senator D. Johnson withdrew amendment S-3280, filed by him from the floor to page 3 of the bill.

Senator Breitbach asked and received unanimous consent that **House File 463** be **substituted** for **Senate File 473**.

House File 463

On motion of Senator Breitbach, **House File 463**, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions, was taken up for consideration.

Senator Breitbach offered amendment S-3265, filed by him on March 29, 2017, to pages 2-3 of the bill, and moved its adoption.

Amendment S-3265 was adopted by a voice vote.

Senator D. Johnson offered amendment S-3281, filed by him from the floor to page 3 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3281 be adopted?" (H.F. 463), the vote was:

Yeas, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Johnson, D.	Quirnbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Nays, 30:

Anderson	Dawson	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Absent, none.

Amendment S-3281 lost.

Senator Breitbach offered amendment S-3283, filed by him from the floor to page 3 of the bill, and moved its adoption.

Amendment S-3283 was adopted by a voice vote.

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. 463), the vote was:

Yeas, 41:

Allen	Dawson	Kapucian	Schultz
Anderson	Dix	Kinney	Segebart
Behn	Dvorsky	Kraayenbrink	Shiple

Bertrand	Edler	Lofgren	Sinclair
Boulton	Feenstra	Lykam	Smith
Bowman	Garrett	Mathis	Whitver
Breitbach	Greene	Petersen	Zaun
Brown	Guth	Quirnbach	Zumbach
Chapman	Hart	Ragan	
Chelgren	Hogg	Rozenboom	
Costello	Johnson, C.	Schneider	

Nays, 9:

Bisignano	Dotzler	Johnson, D.
Bolkcom	Horn	McCoy
Danielson	Jochum	Taylor

Absent, none.

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 **House File 463** be **immediately messaged** to the House.

WITHDRAWN

Senator Breitbach asked and received unanimous consent that **Senate File 473** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease at 3:58 p.m. until the fall of the gavel.

The Senate resumed session at 4:27 p.m., President Whitver presiding.

BUSINESS PENDING

House File 517

The Senate resumed consideration of **House File 517**, a bill for an act relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions, previously deferred.

Senator Dawson offered amendment S-3275, filed by him from the floor to pages 1-4, 7, 11-16, 18, and 22 of the bill.

Senator Bowman offered amendment S-3285, filed by Senators Bowman and Dawson from the floor to page 3 of amendment S-3275, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3285 to amendment S-3275 be adopted?" (H.F. 517), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

Amendment S-3285 to amendment S-3275 was adopted.

Senator D. Johnson offered amendment S-3284, filed by him from the floor to page 3 of amendment S-3275, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3284 to amendment S-3275 be adopted?" (H.F. 517), the vote was:

Yeas, 16:

Bisignano	Danielson	Hogg	Mathis
Bolkcom	Dotzler	Jochum	Petersen
Boulton	Dvorsky	Johnson, D.	Quirmbach
Bowman	Hart	Kinney	Ragan

Nays, 34:

Allen	Dawson	Kapucian	Shipley
Anderson	Dix	Kraayenbrink	Sinclair
Behn	Edler	Lofgren	Smith
Bertrand	Feenstra	Lykam	Taylor
Breitbach	Garrett	McCoy	Whitver
Brown	Greene	Rozenboom	Zaun
Chapman	Guth	Schneider	Zumbach
Chelgren	Horn	Schultz	
Costello	Johnson, C.	Segebart	

Absent, none.

Amendment S-3284 to amendment S-3275 lost.

Senator Dawson moved the adoption of amendment S-3275, as amended.

A record roll call was requested.

On the question "Shall amendment S-3275 be adopted?" (H.F. 517), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shipley
Bisignano	Edler	Kraayenbrink	Sinclair
Bolkcom	Feenstra	Lofgren	Smith
Boulton	Garrett	Lykam	Taylor
Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, 1:

Chapman

Absent, none.

Amendment S-3275, as amended, was adopted.

Senator Kinney offered amendment S-3282, filed by him from the floor to page 4 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3282 be adopted?” (H.F. 517), the vote was:

Yeas, 21:

Allen	Dotzler	Jochum	Petersen
Bisignano	Dvorsky	Johnson, D.	Quirmbach
Bolkcom	Greene	Kinney	Ragan
Boulton	Hart	Lykam	
Bowman	Hogg	Mathis	
Danielson	Horn	McCoy	

Nays, 29:

Anderson	Dawson	Kraayenbrink	Smith
Behn	Dix	Lofgren	Taylor
Bertrand	Edler	Rozenboom	Whitver
Breitbach	Feenstra	Schneider	Zaun
Brown	Garrett	Schultz	Zumbach
Chapman	Guth	Segebart	
Chelgren	Johnson, C.	Shipley	
Costello	Kapucian	Sinclair	

Absent, none.

Amendment S-3282 lost.

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?” (H.F. 517), the vote was:

Yeas, 33:

Allen	Costello	Johnson, C.	Sinclair
Anderson	Dawson	Kapucian	Smith
Behn	Dix	Kraayenbrink	Taylor
Bertrand	Edler	Lofgren	Whitver
Bowman	Feenstra	Rozenboom	Zaun
Breitbach	Garrett	Schneider	Zumbach
Brown	Greene	Schultz	
Chapman	Guth	Segebart	
Chelgren	Horn	Shipley	

Nays, 17:

Bisignano	Dvorsky	Kinney	Quirmbach
Bolkcom	Hart	Lykam	Ragan
Boulton	Hogg	Mathis	
Danielson	Jochum	McCoy	
Dotzler	Johnson, D.	Petersen	

Absent, none.

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 **House File 517** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:52 p.m. until 9:00 a.m., Wednesday, April 5, 2017.

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:

OFFICE OF OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18. Report received on April 4, 2017.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Dennis Jackson, Audubon—For achieving the rank of Eagle Scout, Troop 103. Senator Segebart.

Mary Ann and Paul Lundy, Ames—For celebrating their 50th wedding anniversary. Senator Quirmbach.

Jacob Savers, Audubon—For achieving the rank of Eagle Scout, Troop 103. Senator Segebart.

REPORTS OF COMMITTEE MEETINGS

COMMERCE

Convened: Tuesday, April 4, 2017, 11:35 a.m.

Members Present: Anderson, Chair; Breitbach, Vice Chair; Petersen, Ranking Member; Allen, Bertrand, Boulton, Feenstra, Guth, C. Johnson, Lykam, Mathis, McCoy, Sinclair, Zaun, and Zumbach.

Members Absent: None.

Committee Business: Governor's appointees.

Adjourned: 11:45 a.m.

RULES AND ADMINISTRATION

Convened: Tuesday, April 4, 2017, 9:15 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Ragan, Sinclair, and Smith.

Members Absent: Feenstra, Jochum, and Schneider (all excused).

Committee Business: Approved HCR 6. Discussed SR 15.

Adjourned: 9:20 a.m.

VETERANS AFFAIRS

Convened: Tuesday, April 4, 2017, 9:30 a.m.

Members Present: Costello, Chair; Rozenboom, Vice Chair; Horn, Ranking Member; Allen, Bowman, Dawson, Edler, Lofgren, Ragan, and Segebart.

Members Absent: Bertrand (excused).

Committee Business: Voted on Major General Timothy Orr as the Adjutant General of the Iowa National Guard.

Adjourned: 9:40 a.m.

WAYS AND MEANS

Convened: Tuesday, April 4, 2017, 1:05 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: Dawson (excused).

Committee Business: Governor's appointees.

Adjourned: 1:15 p.m.

INTRODUCTION OF RESOLUTION

Senate Resolution 15, by Boulton, a resolution recognizing and congratulating the Drake University women's basketball team and program on its outstanding regional and national athletic achievements.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

FINAL COMMITTEE REPORTS OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 15, a resolution recognizing and congratulating the Drake University women's basketball team and program on its outstanding regional and national athletic achievements.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Dix, Whitver, Hogg, Behn, Dvorsky, Ragan, Sinclair, and Smith. Nays, none. Absent, 3: Feenstra, Jochum, and Schneider.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE CONCURRENT RESOLUTION 6, a concurrent resolution relating to Pioneer Lawmakers.

Recommendation: DO PASS.

Final Vote: Ayes, 8: Dix, Whitver, Hogg, Behn, Dvorsky, Ragan, Sinclair, and Smith. Nays, none. Absent, 3: Feenstra, Jochum, and Schneider.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

GOVERNOR'S APPOINTEES PLACED ON EN BLOC CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the En Bloc Confirmation Calendar with recommendation for confirmation:

LABOR AND BUSINESS RELATIONS

Georgia Van Gundy – Board of Iowa Innovation Corporation

Jim Cooper – Plumbing and Mechanical Systems Examining Board
Carol Crane – Plumbing and Mechanical Systems Examining Board
Jason Hayes – Plumbing and Mechanical Systems Examining Board

Mary Hunter – Iowa Workforce Development Board
Janette Miller Straub – Iowa Workforce Development Board

WAYS AND MEANS

Jennifer Pavlovec – Iowa Capital Investment Board

Dr. Nicholas Chilcoat – Economic Development Authority
Megan McKay – Economic Development Authority

Alexsis Fleener – Iowa Great Places Board
Nick Glew – Iowa Great Places Board
Ruth Haus – Iowa Great Places Board
Mark Jackson – Iowa Great Places Board
Kasey Johnson Steen – Iowa Great Places Board
Jared McGovern – Iowa Great Places Board

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

The following appointees, assigned to standing committees for investigation, were placed on the Individual Confirmation Calendar with recommendation for confirmation:

COMMERCE

Geri Huser – Chair of the Utilities Board

LABOR AND BUSINESS RELATIONS

Michael Mauro – Labor Commissioner

VETERANS AFFAIRS

Major General Timothy Orr – State of Iowa Adjutant General

GOVERNOR'S APPOINTEES PLACED ON INDIVIDUAL CONFIRMATION CALENDAR

Pursuant to Senate Rule 59, the Labor and Business Relations committee not having filed its report within the prescribed time, the nominee, Lynn Schreder as a member of the Iowa Workforce Development Board, is now automatically placed, without recommendation, upon the individual confirmation calendar.

Pursuant to Senate Rule 59, the State Government committee not having filed its report within the prescribed time, the nominee, Janet DeMott as a member of the Real Estate Commission, is now automatically placed, without recommendation, upon the individual confirmation calendar.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 4th day of April, 2017.

Senate Files 332, 351, 405, 410, and 448.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3275	H.F.	517	Dan Dawson
S-3276	S.F.	32	House
S-3277	H.F.	410	Dan Zumbach
S-3278	H.F.	485	Dennis Guth Nate Boulton
S-3279	S.F.	240	House
S-3280	S.F.	473	David Johnson
S-3281	H.F.	463	David Johnson
S-3282	H.F.	517	Kevin Kinney
S-3283	H.F.	463	Michael Breitbart
S-3284	H.F.	517	David Johnson
S-3285	H.F.	517	Tod R. Bowman Dan Dawson
S-3286	H.F.	472	Tim Kraayenbrink

JOURNAL OF THE SENATE

EIGHTY-SEVENTH CALENDAR DAY
FIFTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 5, 2017

The Senate met in regular session at 9:05 a.m., President Whitver presiding.

Prayer was offered by Dr. Reverend John Shaull, Director of Missions at the Metro Baptist Association in Winterset, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Katie Decker.

The Journal of Tuesday, April 4, 2017, was approved.

HOUSE MESSAGE RECEIVED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 4, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 438, a bill for an act relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Concurrent Resolution 6.

House Concurrent Resolution 6

On motion of Senator Dix, **House Concurrent Resolution 6**, a concurrent resolution relating to Pioneer Lawmakers, with report of committee recommending passage, was taken up for consideration.

Senator Dix moved the adoption of House Concurrent Resolution 6, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Concurrent Resolution 6** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 9:11 a.m. until 1:45 p.m.

RECONVENED

The Senate reconvened at 1:54 p.m., President Whitver presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

The Senate proceeded to the House chamber, in accordance with House Concurrent Resolution 6, in columns of two led by the Secretary of the Senate and the Sergeant-at-Arms.

RECESS

On motion of Senator Dix, the Senate recessed at 1:55 p.m. until the completion of the Joint Convention.

JOINT CONVENTION
PIONEER LAWMAKERS

Sixty-fourth Biennial Session
House Chamber

In accordance with House Concurrent Resolution 6, duly adopted, the joint convention was called to order at 2:01 p.m., President Whitver presiding.

President Whitver declared a quorum present and the joint convention duly organized.

The Pioneer Lawmakers were seated in the House chamber.

President Whitver welcomed the Pioneer Lawmakers on behalf of the Senate.

President Whitver presented the Honorable Linda Upmeyer, Speaker of the House of Representatives, who welcomed the Pioneer Lawmakers on behalf of the House.

President Whitver presented the Honorable Mary Mascher, member of the House and President of the Pioneer Lawmakers Association, who responded to the welcome.

Representative Mascher announced the following 1997 class of Pioneer Lawmakers: Jeff Angelo, Jerry Behn, James E. Black, Polly Butka, Frank J. Chiodo, Bill Dix, Cecil Dolecheck, William Dotzler, Jr., Steve Falck, Ro H. Foege, Wayne Ford, Marcella R. Frevert, E. Thurman Gaskill, Brad Hansen, Geri Huser, Willard G. Jenkins, Steve King, Rebecca Knight, Larry McKibben, Robert Osterhaus, Henry V. Rayhons, John Redwine, Kathleen Rehberg, Steve Richardson, Paul J. Scherrman, Neal Schuerer, Roger Thomas, Wesley Whitead.

Honorary members of the 2017 class were the following: Mona Bond, David Boyd, Bill Brauch, John Cacciatore, J. D. Davis, Glen Dickinson, Mark Douglas, Pam Dugdale, Susan Fenton, Doreen Freeman, Brad Hudson, Jack Hunt, Chad Kleppe, Linda Lorenzo, Mark Maxwell, Bob Mulqueen, Kathie Obradovich, Jim Obradovich, Steve Ovel, Dave Palmer, Deb Rex, Jody Tomlonovic, and Mike Triplett.

Representative Mascher presented the Honorable Scott Newhard, former member of the House from Cedar County, Anamosa, Iowa and AGC Iowa's Vice President for Public affairs who addressed the joint convention:

Good afternoon. It is a personal honor for me to be addressing a joint session of the General Assembly and particularly to be part of the proceedings welcoming the new Pioneer Lawmakers. Recognition by the General Assembly since 1886 of those lawmakers who have served their state in the past is more than a tradition; it validates the strength of continuity in our democratic process. That continuity is even more obvious as we have here either serving today or being inducted the children of former legislators: Frank Chiodo, Geri Huser, Deb Rex, Bobby Kaufman, Linda Upmeyer. John Forbes is the son-in-law of a former Speaker and the step-son of a former representative, and Andy McKean the great grandson of a Senator.

While today honors historic continuity, we also celebrate that our democratic process is the peaceful, though sometime tumultuous, method to bring about change. In December of last year the legendary lobbyist Chuck Wasker died at the age of 90. Charlie lobbied for over 50 years; and commented more than once "I have seen a lot of changes around here in my career—and I opposed every one of them."

When Rep. Mascher, in her role as President of Pioneer Lawmakers, asked me to make this address it was with some trepidation. A colleague suggested I mention a few of my bills that are still pending. I responded that's a great idea, and then a feeling of terror came over me as I remembered—no one who ever addresses a joint session gets what they ask for—at least not in its original form. So, I will not trouble you with promoting my bills if you will resist checking to see what bills I am currently registered on.

The passage of time allows you new legislator inductees to share the fonder memories of service with one another, the memories of the toughness of the job and tensions that developed on past issues fades. That is a natural thing. My memories of first becoming a legislator and how I felt are very clear. What one of us does not appreciate the first job we had after high school.

Being as young as I was, people asked me right after the election "how did you possibly get elected?" Toward the end of my third term people were still asking "how did you ever get elected?" My response always was the Mark Twain quote about the election of politicians during the gilded age "that man had all the fools on his side and that makes a majority in any town."

A common remark from constituents that has not changed in 40 years, and is spoken today "why can't you all just come together and agree to do what's right for the people." That comment is an inherent citizen trait—the American DNA compels us to want to do what is right. But as President Johnson once reflected, "To do what is right is easy, to know what the right thing to do, can be very difficult." "The design of our system of government is based on checks and balances and separation of powers. These are not merely mechanisms of oversight. By the very nature of duties and powers of each branch of government tensions exist; suspicion of the other's powers arise; assertions of each bodies positions conflict between House and Senate; and both the legislative and executive branches for the last 250 years and for the next thousand years to come will assert "we wanted to do something, but those non-elected, appointed judges won't let us." So by design, the enacting or changing laws with the intent of "doing the right thing" is supposed to be difficult. The process naturally creates stress on those of you who have duties to make the process work, dissatisfaction among citizen's who do not understand the forces at play, and disenchantment by those who

view compromises as sell-outs. It makes you wonder why anyone would ever want to have or keep this job. Each of us probably has our own way of coping with this. It has been my observation during my 45 years around here that the foundation for coping and functioning in a tension designed structure is the relations you develop with one another.

I am troubled when I bring up the name of a House member to a Senator and the reply is "I don't know him". I hear the same from the House and often the people I am talking about are of the same party. As a young legislator, I became acquainted with every House member and Senator. I knew their wives by name and often knew their children.

When I first came here, I sat right about there (second desk in) and behind me at an angle, along the aisle, sat Rep. Harold Fischer from Wellsburg. This man was one of the titans of the House. He had served for 16 years. He was chairman of the House Commerce Committee. He was articulate, had the commanding presence of a former tank commander and was now over 300 pounds. In debate he could cut you to the quick. His nickname, which was well deserved, was "Grumpy." I was terrified of him and so were most people. Several weeks after the session opened, I was having dinner by myself downtown. I was seated and had just placed my order when I walked Grumpy by himself. I kept my head down and when I looked up he was standing over me. He said "have you ordered yet", I replied that I just had and he said "well I'll order now too." He looked at the waiter and added "bring us two drinks." He then looked at me and said "you are old enough to drink aren't you." He sat down and said "you walk by me in the chamber 10 times a day, why don't you ever talk to me." I meekly replied "I'm afraid to. I mean I don't want to bother you." He replied "the only thing I know about you is a speech you gave on the floor—and I got the impression that you are a bonehead. If you would talk to me and I got to know you I might then think you're only half-a-bonehead." And so began what was the final line from the movie Casablanca "Louie, I think this is the beginning of a beautiful friendship."

From that night on, I talked to him every day of our service together. We frequently had dinner either alone or in a small group. He would continue to point out to me how dumb my ideas were. I finally would push back and question his neanderthal thinking. One night we were out together. He looked across the bar and said "there is so and so, we used to serve together, let's go over and see him." His friend was with a bunch of people. Grump introduced me as "This is my good friend, Scott Newhard, he votes wrong all day long, but I am going to help him grow out of that."

Our relations allowed us to take some indulgence with one another. We worked into the evening more often than you do today. We had no midnight cut off rule. One late evening I was walking out of the chamber. Grumpy had his shoes off and his feet up on the desk. He kept a little fan below is desk to "cool himself." As I walked by I reached over and pulled on his big toe. I kept walking. Apparently this took him by so much surprise that he slid out of his chair onto the floor. I was by then at the door and turned around. He ran toward me exclaiming "I'll show you pup." He took me by the neck and the seat of the pants and threw me through the door, down the steps and I rolled to the rail. He then clapped his hands together, laughed loudly to the door man and went back inside. Within the hour I did retaliate in a manner I will not describe today (although an orange was involved). The end result was a special order of business resolution drawn up setting a wrestling match between us to be held opening day of the session in 1974. Regarding that—as I told you Grump was over 300 lbs. and at the time I was 130 lbs. The set match was called off due to my cowardliness, I mean my good sense.

Within the week of the assault on one another, we adjourned for the year, June 24 around 5 in the morning. Grump was gathering up his things to go home. I went over to help him carry some boxes and we walked to the parking lot together. As we got to his car he opened his trunk. I looked in and it was full of original bills. In those days bills were wrapped with rubber bands. These were bills as introduced. If you had possession of them practically nothing could be done on them unless you allowed it. There were hundreds in there. So many that nothing else could fit in the trunk. In fact, some spilled onto the parking lot. I said what are these doing here? Grump said these are "bills assigned to the Commerce Committee that I don't think the people of Iowa deserve to have foisted on them." I asked what are you going to do with them. He replied "bury them in my backyard." He told me to just put those boxes in the back seat. As he climbed in the car he said "You know, Scotty, we've had a lot of fun. I'd like to take you home—climb in the trunk!"

Did Grump and I ever vote together on big issues? No! Did we vote together on some issues? Seldom! Did we ever do anything for one another? We made one another laugh. Did our relationship help the legislative process? Yes, in the sense that we took our jobs seriously, but not ourselves—which made doing a serious job bearable. Did he impact my life? Well, I'm still talking about him 40 years later.

Friendships can suffer in the course of the legislative process. It is not surprising when you feel strongly about an issue and a friend feels strongly the other way. Your mutual conduct can cause bitterness. It can be further amplified because you know you are in the right and your "friend" is not.

In 1975, I handled the bill to allow pilot projects for electronic banking. This was the legislation that first authorized what today we know as electronic bank machines and retail acceptance of electronic payment. My close friend Representative and later Senator Art Small did not like the format of my bill. He was concerned it would have an adverse impact on smaller Iowa banks as well as the consumer. I'm sure he had other reasons too, but I was having none of it. Finally after weeks of preparing this bill, working with the interested parties and so on, an amendment to the bill was developed that we thought was acceptable to enough legislators to pass the bill. During the final preparation of the bill there was a request by Arthur to file some amendments from the floor of which he showed us several. We did not like any of them. I said "I have to oppose them, but let's do a voice vote and I'll say I leave it to the will of the house and if the first two pass so be it. Then you must withdraw the rest of them." All agreed, we shook hands, out we went. The bill was called up for consideration. First amendment, opening remarks by Small, opposition by Newhard, left to the will of the House and amendment passes on a voice vote. Second amendment, same routine, amendment passes. While I am finalizing my thoughts on the major amendment, Rep. Small is recognized for his next amendment. I am not even paying attention as this is supposed to be a withdrawn. Seeing no other mikes up Small gives final remarks and the amendment passes on a voice vote. Now we are on the 4th amendment. Small gives opening remarks. I jump up, agitated because he has not withdrawn it and because I don't even understand it. Now I am screaming that I vigorously oppose this amendment, but to no avail. All the momentum was with Arthur and my request for a division reflected that. I even suffered through one more amendment passing. I didn't know what that did either. I just know I did not like it. So finally I pass my amendment which basically was the final bill that now had been ruined by my friend, Arthur Small. The leader immediately recessed for lunch. Rep. Small sat down there. I bounded over three tiers of desks to where he was sitting. Enraged, I grabbed his tie and started cinching it tightly around his neck while yelling "What were you thinking?" As he was having the life choked out of him, he responded "I was on such a roll I just couldn't help myself." I finally loosened my grip muttering

something about “well the Senate is taking that stuff out. Period. No more discussion on this.” As I turned away in a huff, Art called me back. “Hey Scott, can I borrow some money for lunch?” And off we went to lunch.

Did Art and I vote together on the big issues? Nearly always. Did we vote together on small issues? Sometimes. Did we ever do anything for one another? No, I always did everything for him. But he did make me laugh. Did our relationship help the legislative process? Yes, in the sense that differences of opinion could be within one’s own party and still be resolved. Did he impact my life? Well, I’m still talking about him 40 years later.

You know sometimes you do things around here, either out of a sense of mischief, sometimes to make a point, or sometimes both. During my day, we worked on Friday’s usually adjourning by noon. One Friday morning I listened to a whole variety of introductions of various school groups, pork queens, basketball teams, and former legislators. We would stop whatever debate was going on, listen to the introduction from the hometown legislator, give them an appropriate ovation and on and on and on. I mentioned to Majority Leader Fitzgerald that since no one actually listens to those introductions, I could probably introduce a monkey and get a standing ovation. He acknowledged that probably would be the case. That acknowledgement was all the validation I needed. I promptly returned to my desk and prepared an introduction for my good friend and mentor Professor Ozzie Kincaid of the University of Okoboji. With Fitzgerald’s cooperation, I was to wait for his signal that everything was finished for the day and then I should seek the floor for the purpose of an introduction. Upon being recognized, I prattled on about this man of great accomplishments. If you actually listened to it you realized it, was utter non-sense. Who writes a 10 volume text on township government? What is the University of Okoboji? When I concluded my introduction, I stated he is sitting in the southeast balcony and will you please welcome Professor Ozzie Kincaid. Everyone turned around, stood up and applauded a completely empty balcony. We adjourned and returned Monday to a newspaper account of the Phantom Professor Kincaid feted by the House of Representatives. Now the vast majority of legislators were amused, a few were not. But as weeks went on other legislators would actually start quoting Ozzie in debate. He even made it into Senate debate (not surprising) whenever an authoritative source was needed to bolster an argument. Ozzie became such a legislative fixture that each year we had some type of play or program for the House and Senate at night featuring some new adventure involving Professor Kincaid. In fact, when I was approaching the last few days of my final session – a retirement party was to be held with Ozzie as the featured speaker. However just before the event scheduled for April 5, 1978 the legislature was shocked to learn of Ozzie’s untimely death. So the retirement party ended up being a wake for Ozzie. Upon adjournment, over 100 House members and Senators along with Attorney General Dick Turner led a procession from the Capitol steps down the west side to Norden Hall. Pallbearers carried his casket, with Art Small and myself being chief mourners. One of my severest critics for introducing Ozzie in the first place asked to be pallbearer. The pageantry of it all was featured on the front page of the Des Moines Register with a picture of the casket and pallbearers. As a side note, one of the Representatives that was a pall bearer told me few days later that he was supposed to drive home to his district for a meeting that night, but he called them to say he was working on important legislative business and could not return. He said just my luck I’m on the front page of the paper carrying the casket of a non-existent person. I felt bad and apologized if our highjinks got him in trouble at home. He said “I wouldn’t have missed it for anything.” After I left the legislature, I was still around as I worked in the Attorney Generals’ Office. Each year for 10 years Art Small and I wrote plays revolving around some major issue in the legislature that year with Ozzie coming back

to life in some heroic role after being touched by the wand of his fairy god mother. These plays always featured myself as some hapless do-gooder, being thwarted by legislative leaders who played themselves. My character is always saved by the return of Ozzie played by Art Small. Were they good plays? Probably not. Were they successful plays? Enormously successful. These played year in, and year out to crowds of 500 at the Savery Hotel waiting in anticipation not to see me the hapless do-gooder, or Art as Ozzie, but to see the fairy godmother played every year by Senator Dick Drake wearing a blonde wig, wearing a pink tutu, carrying a wand, while smoking a cigarette. Straight from central casting.

Now was such silliness appropriate for public officials back then? Did those plays bring more cooperation between the majority and minority? Probably not. Did those plays affect the vote on big issues? No. Did those plays impact the legislative process? Well let me just say that legislators of both parties laughed at and with themselves for three hours which made returning to the tough issues the next day a little easier. And why do I believe this—because people are still talking today about the plays that occurred thirty to forty years ago.

To the Pioneer class of 2017, we salute you for not only your service, but for your individual role in the history of this State; for your commitment to wanting to do what's right; and your struggle to figure out the right thing to do. It's been my observation that those who always start out knowing what's right struggle the most to achieve it.

I also salute the honorary members. Your legislative classmates achieve this status automatically. You have been invited. Among you are lobbyists, staff and press. Your role in making the process work is crucial and often unsung in importance until today.

Thomas Jefferson once mused that he thought a democracy should have an upheaval every twenty years, including blood being spilt to nourish the thirst for liberty. Even he did not foresee that the strength of the legislative process created by the founding fathers could avoid such catastrophe. Avoid it by allowing legislative bodies to consider, debate and even clash over the issues facing our citizens. And that alternative to periodic revolutions is what makes this job so hard and so necessary.

The pioneers, those serving today, and those who play a support role in the legislature are the heirs of Madison, Clay, Calhoun, Webster, Reed, and Allison. For those of you who are new legislators, this year, no doubt you will reminisce twenty years from now about the major issues of 2017, and how you did things so much better than the legislature of 2037. I hope also that ask yourselves about each other's families and about where their children are (some of whom you know by name). I hope you laugh about an exchange you had on the floor. I hope you remind yourselves regardless of party that you are part of a comradery that only truly understands what dynamics played on you when reaching a public policy decision. Even your toughest opponent on an issue was influenced by that same dynamic. In this we are all brothers and sisters.

On a personal note, I would like to recognize a double pioneer, Senator Wally Horn. Wally and I came to the House together in 1973. For several years we lived together (those stories are only told at the breakfast table in the cafeteria from 7–8 am each morning). Wally and I not only developed a lifelong friendship as a result of serving together, but he was the predominant influence on me to complete my education after I left the legislature. This was a profound effect on my life. My father preceded my mother in death and at my mother's funeral in December of 2014, I saw Phylliss and Wally walk in, they sat in the back just as we were to begin. I walked to the back and embraced them. I told them "Wally as long as I have you, I will never be an orphan"—and I will always feel that way. Senator Horn, you have served in this legislature for one quarter of the state's entire history and been my friend for two thirds of my life.

The legislature is composed of human beings charged with representing human beings. Therefore we have all the human traits of idealism, prejudice, bravery, cowardice, patience, impatience, high mindedness, and sometimes pettiness. In the late spring of 1977, I was sitting at my desk and the Speaker recognized a colleague who, in my view, was a self-appointed expert on every issue that came along and who felt the need to share that with us on nearly every issue debated. I turned to my clerk and asked her to prepare an announcement for the local press saying I would not seek re-election the following year. She asked me why I would do this and I said "I am sick and tired of listening to him and I'm not going to spend the rest of my life doing it". Despite her protests, the announcement was prepared and sent out. A week later, my clerk was reading one of the eastern Iowa papers and said "Oh look! Representative so and so (the self-appointed expert) has announced he's not running again either. He must have gotten sick and tired of listening to you". Well, some of you in this chamber may have come to that conclusion as well. So again, congratulations to our new pioneer lawmakers and thank you for allowing me the honor of addressing you today.

Representative Hagenow moved that the joint convention be dissolved.

The motion prevailed by a voice vote.

The Senate returned to the Senate chamber.

RECONVENED

The Senate reconvened at 3:02 p.m., President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 47 present, 3 absent, and a quorum present.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Feenstra, until he arrives, on request of Senator Dix.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Dix called up the appointment of Nancy Boettger as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 30, 2017, found on page 836 of the Senate Journal.

Senator Sinclair moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Danielson	Johnson, C.	Schneider
Anderson	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Edler	Lofgren	Smith
Boulton	Garrett	Lykam	Taylor
Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chapman	Hogg	Quirnbach	
Chelgren	Horn	Ragan	
Costello	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Feenstra

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Sherry Bates as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 30, 2017, found on page 836 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:

Allen	Danielson	Johnson, C.	Schneider
Anderson	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Shiple
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Edler	Lofgren	Smith

Boulton	Garrett	Lykam	Taylor
Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chapman	Hogg	Quirmbach	
Chelgren	Horn	Ragan	
Costello	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Feenstra

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Nancy Dunkel as a member of the State Board of Regents, placed on the Individual Confirmation Calendar on March 30, 2017, found on page 836 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:

Allen	Danielson	Johnson, C.	Schneider
Anderson	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kinney	Shiplee
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bolkcom	Edler	Lofgren	Smith
Boulton	Garrett	Lykam	Taylor
Bowman	Greene	Mathis	Whitver
Breitbach	Guth	McCoy	Zaun
Brown	Hart	Petersen	Zumbach
Chapman	Hogg	Quirmbach	
Chelgren	Horn	Ragan	
Costello	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Feenstra

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 32

Senator Dix called up for consideration **Senate File 32**, a bill for an act relating to private sector employee drug testing, amended by the House in House amendment S-3276, filed April 4, 2017.

Senator Breitbach moved that the Senate concur in the House amendment.

A record roll call was requested.

On the question “Shall the motion to concur be adopted?” (S.F. 32), the vote was:

Yeas, 47:

Allen	Dix	Johnson, C.	Rozenboom
Anderson	Dotzler	Johnson, D.	Schneider
Behn	Dvorsky	Kapucian	Schultz
Bisignano	Edler	Kinney	Segebart
Bolkcom	Feenstra	Kraayenbrink	Shiple
Boulton	Garrett	Lofgren	Sinclair
Bowman	Greene	Lykam	Smith
Breitbach	Guth	Mathis	Taylor
Brown	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun
Danielson	Horn	Quirnbach	Zumbach
Dawson	Jochum	Ragan	

Nays, 3:

Bertrand	Chapman	Chelgren
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Absent, none.

The motion prevailed and the Senate **concurred** in the House amendment.

Senator Breitbach moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 32), the vote was:

Yeas, 35:

Allen	Dix	Kapucian	Schultz
Anderson	Edler	Kinney	Segebart
Behn	Feenstra	Kraayenbrink	Shipley
Bowman	Garrett	Lofgren	Sinclair
Breitbach	Greene	Lykam	Smith
Brown	Guth	Mathis	Whitver
Chelgren	Hart	Ragan	Zaun
Costello	Hogg	Rozenboom	Zumbach
Dawson	Johnson, C.	Schneider	

Nays, 15:

Bertrand	Chapman	Horn	Petersen
Bisignano	Danielson	Jochum	Quirmbach
Bolkcom	Dotzler	Johnson, D.	Taylor
Boulton	Dvorsky	McCoy	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 498.

Senate File 498

On motion of Senator Kraayenbrink, **Senate File 498**, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Dix asked and received unanimous consent that action on **Senate File 498** be **deferred**.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 146.

House File 146

On motion of Senator Edler, **House File 146**, a bill for an act relating to notice requirements for actions for forcible entry and detainer, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Edler offered amendment S-3270, filed by the committee on Judiciary on April 3, 2017, to page 1 of the bill, and moved its adoption.

Amendment S-3270 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?" (H.F. 146), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 File 32** and **House File 146** be **immediately messaged** to the House.

SPECIAL GUESTS

President Whitver introduced to the Senate chamber the Honorable Gene Fraise, former member of the Senate from Lee County, Fort Madison, Iowa.

The Senate rose and expressed its welcome.

President Whitver introduced to the Senate chamber the Honorable Neal Schuerer, former member of the Senate from Iowa County, Amana, Iowa.

The Senate rose and expressed its welcome.

President Whitver introduced to the Senate chamber the Honorable Larry McKibben, former member of the Senate from Marshall County, Marshalltown, Iowa.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILLS
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 314, 410, and 472.

House File 314

On motion of Senator Smith, **House File 314**, a bill for an act relating to the definition of utility maintenance vehicle, with report of committee recommending passage, was taken up for consideration.

Senator Smith offered amendment S-3269, filed by him on March 31, 2017, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3269 was adopted by a voice vote.

Senator Smith 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. 314), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

SPECIAL GUEST

President Whitver introduced to the Senate chamber the Honorable Jeff Angelo, former member of the Senate from Union County, Creston, Iowa.

The Senate rose and expressed its welcome.

House File 410

On motion of Senator Zumbach, **House File 410**, a bill for an act classifying Palmer amaranth as a primary noxious weed and an invasive plant and making penalties applicable, with report of committee recommending passage, was taken up for consideration.

Senator Zumbach offered amendment S-3277, filed by him on April 4, 2017, to page 1 of the bill, and moved its adoption.

Amendment S-3277 was adopted by a voice vote.

Senator Zumbach 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. 410), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 472

On motion of Senator Kraayenbrink, **House File 472**, a bill for an act relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state, with report of committee recommending passage, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3286, filed by him on April 4, 2017, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3286 was adopted by a voice vote.

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?" (H.F. 472), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 **House Files 314, 410, and 472** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 541, 568, and 601.

House File 541

On motion of Senator Schultz, **House File 541**, a bill for an act relating to licensed real estate professionals and real estate disclosure statements, with report of committee recommending passage, 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?" (H.F. 541), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 568

On motion of Senator Dawson, **House File 568**, a bill for an act relating to pari-mutuel wagering, including horse and dog racing medication requirements and the applicability of certain setoff procedures to advance deposit wagering operators and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

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?” (H.F. 568), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiplee
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 601

On motion of Senator Chapman, **House File 601**, a bill for an act providing for the confidentiality of certain cyber security and critical infrastructure information developed and maintained by a government body, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Chapman offered amendment S–3268, filed by the committee on State Government on March 31, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S–3268 was adopted by a voice vote.

Senator Chapman 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. 601), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 **House Files 541, 568, and 601** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 4:23 p.m. until 9:00 a.m., Thursday, April 6, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Jonathan David Hall, Granger—For achieving the rank of Eagle Scout, Troop 44.
Senator Zaun.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 5, 2017, 1:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Bertrand, Boulton, Chelgren, Danielson, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Shipley, and Zumbach.

Members Absent: Costello, Dotzler, and Rozenboom (all excused).

Committee Business: Approved SF 454.

Adjourned: 1:45 p.m.

GOVERNMENT OVERSIGHT

Convened: Wednesday, April 5, 2017, 11:35 a.m.

Members Present: Breitbach, Chair; Sinclair, Vice Chair; Lofgren, and Petersen.

Members Absent: McCoy, Ranking Member (excused).

Committee Business: Passed SSB 1184.

Adjourned: 11:45 a.m.

SUBCOMMITTEE ASSIGNMENTS

House File 608

WAYS AND MEANS: Feenstra, Chair; Jochum and Smith

House File 617

WAYS AND MEANS: Behn, Chair; Dotzler and Schultz

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Dr. Nicholas Chilcoat to Economic Development Authority (Reappointment) be removed from the "En Bloc Confirmation Calendar" and placed on the "Individual Confirmation Calendar":

ROBERT M. HOGG

AMENDMENTS FILED

S-3287	S.F.	350	Jerry Behn
S-3288	H.F.	393	Roby Smith

JOINT MEMORIAL SERVICE
EIGHTY-SEVENTH GENERAL ASSEMBLY
SENATE CHAMBER
WEDNESDAY, APRIL 5, 2017

PROGRAM

Senate President Jack Whitver, Presiding

“Iowa, My Iowa”Memorial Choir

Invocation.....President Jack Whitver

MEMORIALS

Readers: Rep. Hanusa, Rep. T. Taylor, Rep. Pettengill,
Sen. D. Johnson, Sen. Bowman

- | | | |
|---------------------------------|-----------------------------|----------------------------|
| Hon. Laurence E. Allen [H] | Hon. Wayne D. Bennett [H/S] | Hon. Glen E. Bortell [H/S] |
| Hon. Lawrence D. Carstensen [H] | Hon. Richard L. Comito [S] | Hon. James Cooper Jr. [H] |
| Hon. Paul G. Copenhagen [H] | Hon. Aryln Danker [H] | Hon. Russell De Jong [H] |
| Hon. Jack Drake [H] | Hon. Josephine Gruhn [H] | Hon. Tom Hancock [S] |

“American Anthem”.....Memorial Choir

MEMORIALS

Readers: Rep. Winckler, Sen. Dvorsky, Rep. Fisher, Sen. Bowman

- | | | |
|----------------------------|-----------------------------|---------------------------|
| Hon. H. Kay Hedge [S] | Hon. Joseph Hutter [H] | Hon. Dan Johnston [H] |
| Hon. Joseph Johnston [H] | Hon. Joan Miller Lipsky [H] | Hon. O. Gene Maddox [H/S] |
| Hon. Lillian McElroy [H] | Hon. Scott McIntyre [H] | Hon. Lester D. Menke [H] |
| Hon. Fred W. Nolting [H/S] | Hon. Rich Olive [S] | Hon. Denny Renaud [H] |

“A Heart That Will Never Break Again”.....Rep. Andy McKean

MEMORIALS

Readers: Sen. Lykam, Rep. Sexton, Sen. Lofgren, Rep. Ourth, Rep. Hager

- | | | |
|-------------------------------------|-----------------------------|----------------------------|
| Hon. Sheldon L. Rittmer [S] | Hon. Dr. Joe M. Seng [H/S] | Hon. Art Small [H/S] |
| Hon. Donald W. Spencer [H] | Hon. David M. Stanley [H/S] | Hon. Ray Taylor [S] |
| Hon. Janis I. Torrence-Laughlin [H] | Hon. Arne F. Waldstein [S] | |
| Hon. Richard H. Walter [H] | Hon. Melvin H. Wolf [S] | Hon. Joann Yessler Orr [S] |

Responsorial Reading.....Led by President Whitver

“God Be With You”.....Memorial Choir

SERVED IN THE SENATE

Honorable Richard L. Comito (Black Hawk) 68th, 69th, 69th X, 69th XX, G.A. (1979-1983)

Honorable Tom Hancock (Dubuque) 81st, 82nd, 83rd & 84th G.A. (2005-2013)

Honorable H. Kay Hedge (Mahaska) 73rd, 74th, 74th X, 74th XX, 75th, 76th, 77th & 78th G.A. (1989-2001)

Honorable Rich Olive (Story) 82nd & 83rd G.A. (2007-2011)

Honorable Sheldon L. Rittmer (Clinton) 74th, 74th X, 74th XX, 75th, 76th, 77th, 78th & 79th, 79th X, 79th XX G.A. (1991-2003)

Honorable Ray Taylor (Hardin) 65th, 66th, 67th, 68th, 69th, 70th, 71st, 72nd, 73rd, 74th, 74th X, 74th XX & 75th G. A. (1973-1995)

Honorable Arne F. Waldstein (Buena Vista) 68th, 69th, 69th X, 69th XX, 70th & 71st G.A. (1979-1987)

Honorable Melvin H. Wolf (Black Hawk) 58th & 59th G.A. (1959-1963)

Honorable Joann Yessler Orr (Poweshiek) 63rd, 65th, 66th, 67th & 68th G.A. (1969-1981)

SERVED IN THE SENATE AND IN THE HOUSE OF REPRESENTATIVES

Honorable Wayne D. Bennett (Ida) 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th & 76th G.A. (1973-1997)

Honorable Glen E. Bortell (Adair) 63rd, 65th & 66th G.A. (1970-1977)

Honorable O. Gene Maddox (Polk) 75th, 76th, 77th, 78th, 79th, 79th X, 79th XX, 80th, 80th X, 80th XX & 81st G.A. (1993-2007)

Honorable Fred W. Nolting (Black Hawk) 63rd, 66th & 67th, 67th X, G.A. (1969-1979)

Honorable Dr. Joe M. Seng (Scott) 79th, 79th X, 79th XX, 80th, 80th X, 80th XX, 81st, 81st X, 82nd, 83rd, 84th, 85th & 86th G.A. (2001-2016)

Honorable Art Small (Johnson) 64th, 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th & 71st G.A. (1971-1987)

Honorable David M. Stanley (Muscatine) 58th, 59th, 60th, 61st, 62nd, 63rd & 65th G.A. (1959-1975)

SERVED IN THE HOUSE OF REPRESENTATIVES

Honorable Laurence E. Allen (Pottawattamie) 62nd G.A. (1967-1969)

Honorable Lawrence D. Carstensen (Clinton) 58th, 59th, 60th & 60th X G.A. (1959-1965)

Honorable James Cooper Jr. (Lucas) 70th, 71st & 72nd, 72nd X, 72nd XX G.A. (1983-1989)

Honorable Paul G. Copenhaver (Buchanan) 69th, 69th X, 69th XX & 70th G.A. (1981-1985)

Honorable Aryln E. Danker (Pottawattamie) 65th, 66th, 67th, 67th X, 68th & 69th, 69th X, & 69th XX G.A. (1973-1983)

Honorable Russell De Jong (Marion) 65th G.A. (1973-1975)

Honorable Jack Drake (Pottawattamie/Cass) 75th, 76th, 77th, 78th, 79th, 79th X, 79th XX, 80th, 80th X, 80th XX, 81st, 81st X, 82nd, 83rd, 84th, 85th & 86th G.A. (1993-2015)

Honorable Josephine Gruhn (Dickinson) 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X & 74th XX G.A. (1983-1993)

Honorable Joseph Hutter (Scott) 80th, 81st & 81st X G.A. (2003-2007)

Honorable Dan Johnston (Polk) 62nd G.A. (1967-1969)

Honorable Joseph Johnston (Johnson) 63rd & 64th G.A. (1969-1973)

Honorable Joan Miller Lipsky (Linn) 62nd, 63rd, 64th, 65th, 66th, 67th & 67th X G.A. (1967-1979)

Honorable Lillian McElroy (Fremont) 64th, 65th & 66th G.A. (1971-1977)

Honorable Scott “Scotty” McIntyre (Linn) 62nd & 63rd G.A. (1967-1971)

Honorable Lester D. Menke (O’Brien) 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, & 70th G.A. (1973-1985)

Honorable Dennis “Denny” Renaud (Polk) 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX & 75th G.A. (1981-1995)

Honorable Donald W. Spencer (Clay) 66th, 67th & 67th X G.A. (1975-1979)

Honorable Janis I. Torrence-Laughlin (Muscatine) 70th & 71st G.A. (1983-1987)

Honorable Richard H. Walter (Pottawattamie) 63rd G.A. (1969-1971)

Senate Memorial Committee

Senator Tony Bisignano
 Senator Bill Dotzler
 Senator Julian Garrett
 Senator David Johnson
 Senator Amanda Ragan
 Senator Brad Zaun

House Memorial Committee

Representative Rob Bacon
 Representative Terry Baxter
 Representative Dean Fisher
 Representative Jerry Kearns
 Representative Vicki Lensing

Candle Lighters

Representative Mary Gaskill
 Representative Bruce Hunter
 Senator Craig Johnson
 Representative Dave Maxwell
 Senator Amanda Ragan
 Senator Roby Smith

Hosts

Ms. Nancy Garrett
 Senator Dennis Guth
 Ms. Lyra Halsten
 Senator Wally Horn
 Mr. Ron Parker
 Ms. Phyllis Petersen
 Senator Mark Segebart

Choir Director: Rep. Rob Bacon; Pianist: Ms. Margaret Guth

Video recording: Craig Cronbaugh

Co-Coordinators: Meghan Nelson [House] & Maureen Taylor [Senate]

Flowers Arranged by Doherty Flowers, Des Moines, Iowa

Refreshments provided by Hy-Vee

State of Iowa

**JOURNAL
OF THE SENATE**

**EIGHTY-SEVENTH
GENERAL ASSEMBLY**

2017 REGULAR SESSION

Volume II

**JACK WHITVER, President of the Senate
W. CHARLES SMITHSON, Secretary of the Senate**

Published by the
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Des Moines

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JOURNAL OF THE SENATE

EIGHTY-EIGHTH CALENDAR DAY
SIXTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 6, 2017

The Senate met in regular session at 9:03 a.m., President Pro Tempore Behn presiding.

Prayer was offered by the 2017 Memorial Choir. They sang “American Anthem” and “God Be with You”.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Olivia Habinck.

The Journal of Wednesday, April 5, 2017, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 5, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 471, a bill for an act relating to feticide, making penalties applicable, and including effective date provisions. (S-3289)

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Resolution 15.

Senate Resolution 15

On motion of Senator Boulton, **Senate Resolution 15**, a resolution recognizing and congratulating the Drake University women's basketball team and program on its outstanding regional and national athletic achievements, with report of committee recommending passage, was taken up for consideration.

Senator Boulton moved the adoption of Senate Resolution 15, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Boulton introduced to the Senate chamber the women's basketball team from Drake University, accompanied by their coach, Jennie Baranczyk.

The Senate rose and expressed its congratulations.

RECESS

On motion of Senator Dix, the Senate recessed at 9:23 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 11:52 a.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 House Files 241, 254, 440, and 469.

House File 241

On motion of Senator Costello, **House File 241**, a bill for an act concerning the administration of the duties of the county commissions of veteran affairs, with report of committee recommending passage, was taken up for consideration.

Senator Costello 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. 241), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 254

On motion of Senator Breitbach, **House File 254**, a bill for an act relating to tagging requirements for deer carcasses and including penalties, with report of committee recommending passage, 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. 254), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 440

On motion of Senator Shipley, **House File 440**, a bill for an act relating to the filing and publication duties of county agricultural extension councils, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Shipley offered amendment S-3160, filed by the committee on Agriculture on March 16, 2017, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3160 was adopted by a voice vote.

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?" (H.F. 440), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 469

On motion of Senator Edler, **House File 469**, a bill for an act relating to the election of commissioners of soil and water conservation districts, with report of committee recommending passage, was taken up for consideration.

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?" (H.F. 469), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 **House Files 241, 254, 440, and 469** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 511, 576, 584, and 566.

House File 511

On motion of Senator Shipley, **House File 511**, a bill for an act relating to the administration of the state forest nurseries, with report of committee recommending passage, 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?" (H.F. 511), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 576

On motion of Senator Garrett, **House File 576**, a bill for an act relating to background investigations of individuals employed through temporary staffing agencies with certain health care providers, with report of committee recommending passage, 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. 576), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 584

On motion of Senator Rozenboom, **House File 584**, a bill for an act concerning the duties of the department of veterans affairs relative to veteran exposure to Agent Orange, with report of committee recommending passage, 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?” (H.F. 584), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith

Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 566

On motion of Senator Brown, **House File 566**, a bill for an act relating to political subdivision elections by changing the date of the election of directors of local school districts, merged areas, and area education agency boards, by providing for the combined administration of regular and special school and city elections, making changes to the administration of elections for political subdivisions located in more than one county, establishing requirements for ballot arrangement and placement for political subdivision offices, and including effective date and applicability and transition provisions, with report of committee recommending passage, was taken up for consideration.

(House File 566 was deferred.)

The Senate stood at ease at 12:32 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 12:56 p.m., President Whitver presiding.

MOTION TO RECONSIDER FILED

MR. PRESIDENT, I move to reconsider the vote by which House File 576 passed the Senate on April 6, 2017.

TONY BISIGNANO

MOTION TO RECONSIDER WITHDRAWN

House File 576

Senator Bisignano withdrew the motion to reconsider **House File 576**, a bill for an act relating to background investigations of individuals employed through temporary staffing agencies with certain health care providers, filed by him from the floor.

RESUMED CONSIDERATION

The Senate resumed consideration of House File 566, previously deferred.

Senator Kinney asked and received unanimous consent that action on **House File 566** be **deferred**.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Files 511, 576, and 584** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 308.

House File 308

On motion of Senator Kraayenbrink, **House File 308**, a bill for an act concerning the release of certain military personnel records, with report of committee recommending passage, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3291, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3291 was adopted by a voice vote.

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?" (H.F. 308), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Dix called up the following eligible appointees on the En Bloc Confirmation Calendar:

Shelley Laracuente, Accountancy Examining Board
 Aaron Olson, Accountancy Examining Board
 S James Smith, Accountancy Examining Board

Cheryl Arnold, Commission on Aging
 G. Willard Jenkins, Commission on Aging

John Fredrickson, Agricultural Development Board

Christine Spratt, Alcoholic Beverages Commission

Tandi Brannaman, Architectural Examining Board
 Joseph Ferrentino, Architectural Examining Board
 Jerry Purdy, Architectural Examining Board

James Suong, Commission of Asian and Pacific Islander Affairs

Susan Theisen, Board of Athletic Training

Jeanne Kerkoff, Iowa Autism Council

Angela Logsdon, Iowa Autism Council

Nicholos Nopoulos, Iowa Autism Council

Dr. Sean Peterson, Iowa Autism Council

John Anderson, Board of Barbering

Terry Moll, Board of Barbering

Dr. Kevin Allemagne, Board of Behavioral Science

Donald Gilbert, Board of Behavioral Science

Jeff Kerber, Board of Behavioral Science

Sherill Whisenand, Board of Behavioral Science

Ryan Brems, Commission for the Blind

Robert Brecke, Boiler and Pressure Vessel Board

Jennifer Pavlovec, Iowa Capital Investment Board

Courtney Clarke, Child Advocacy Board

Marc Elcock, Child Advocacy Board

Sara Parris, Child Advocacy Board

Elaine Sanders, Child Advocacy Board

Wayne Schellhammer, Child Advocacy Board

Leslie Duinink, Board of Chiropractic

Dr. Rex Jones, Board of Chiropractic

Lauren Haugh, Iowa State Civil Rights Commission

Douglas Oelschlaeger, Iowa State Civil Rights Commission

Marcelena Ordaz, Iowa State Civil Rights Commission

Anna Brown, Commission on Community Action Agencies

Ajit Kumar, Commission on Community Action Agencies

Mary Whisenand, Commission on Community Action Agencies

Richard LaMere, Jr., Board of Corrections
Rebecca Williams, Board of Corrections

Jacquelyn Hein, Board of Cosmetology Arts and Sciences
Nichole Origer, Board of Cosmetology Arts and Sciences

Janine Sulzner, County Finance Committee
Patricia Wright, County Finance Committee

Janet Pepper, Credit Union Review Board

Tiffany Allison, Criminal and Juvenile Justice Planning Advisory
Council

Dirk Hillard, Commission of Deaf Services

Dr. Michael Davidson, Board of Dentistry
Mary Kelly Grief, Board of Dentistry
Bruce Thorsen, Board of Dentistry

Julie Eichenberger, Board of Dietetics
Stacey Loftus, Board of Dietetics

Jennifer Miller, Iowa Drug Policy Advisory Council

Steve Lukan, Drug Policy Coordinator

David Arens, Early Childhood Iowa State Board
James Christensen, Early Childhood Iowa State Board
Terry Harrmann, Early Childhood Iowa State Board

Megan McKay, Economic Development Authority

Mary Overholtzer, Board of Educational Examiners
Michael Ross, Board of Educational Examiners
Erin Schoening, Board of Educational Examiners
Anthony Voss, Board of Educational Examiners

Marg Stoldorf, Electrical Examining Board

Kerry Dixon, Elevator Safety Board
Kristine Kesterson, Elevator Safety Board

Rita Perea, Engineering and Land Surveying Examining Board
Marlon Vogt, Engineering and Land Surveying Examining Board

Michael Broshar, Enhance Iowa Board
Lisa Hein, Enhance Iowa Board
Stefanie Kohn, Enhance Iowa Board
Derek Lumsden, Enhance Iowa Board
Kate McGann, Enhance Iowa Board

Jonathan Roos, Iowa Ethics and Campaign Disclosure Board
Mary Rueter, Iowa Ethics and Campaign Disclosure Board

Ashley Aust, Iowa Finance Authority
Michel Nelson, Iowa Finance Authority
Ruth Randleman, Iowa Finance Authority

Ronald Herrig, Flood Mitigation Board
Amy Kaleita, Flood Mitigation Board

Lori Goetzinger, Iowa Grain Indemnity Fund Board
Debra Keller, Iowa Grain Indemnity Fund Board

Nick Glew, Iowa Great Places Board
Mark Jackson, Iowa Great Places Board
Kasey Johnson Steen, Iowa Great Places Board
Jared McGovern, Iowa Great Places Board

Brenda Perrin, Health Facilities Council

Eric Kohlsdorf, Healthy and Well Kids in Iowa (HAWK-I) Board
Dr. Kaaren Vargas, Healthy and Well Kids in Iowa (HAWK-I)
Board

Bret Battles, Board of Hearing Aid Specialists

Mark Anderson, Council on Human Services
Kimberly Kudej, Council on Human Services

Georgia Van Gundy, Board of Iowa Innovation Corporation

Lisa Stange, Investment Board of the IPERS

Jack Jones, Landscape Architectural Examining Board
Jonathan Martin, Landscape Architectural Examining Board

Lorena Gingerich, Commission of Latino Affairs

Brian Gardner, Iowa Law Enforcement Academy Council
Kevin Pals, Iowa Law Enforcement Academy Council
Melinda Ruopp, Iowa Law Enforcement Academy Council
Megan Weiss, Iowa Law Enforcement Academy Council

Ryan Crawford, Board of Massage Therapy
Emily Farrell, Board of Massage Therapy
Michael Hammer, Board of Massage Therapy
Irene Richards, Board of Massage Therapy
Catherine Sampson, Board of Massage Therapy

Brian Wilson, Board of Medicine

Peter Brantner, Mental Health and Disability Services
Commission
Thomas Broeker, Mental Health and Disability Services
Commission
Geoff Lauer, Mental Health and Disability Services Commission

Todd Kale, Board of Mortuary Science
Mollie Pawlosky, Board of Mortuary Science

Dr. Joe Coulter, Commission of Native American Affairs
Crystal Davis, Commission of Native American Affairs
Karen Mackey, Commission of Native American Affairs

Laura Hommel, Natural Resource Commission
Tom Prickett, Natural Resource Commission
Margo Underwood, Natural Resource Commission

B. J. Hoffman, Board of Nursing
Patrick Mooney, Board of Nursing

Daniel Boor, Board of Nursing Home Administrators

Dr. Scott Ihrke, Board of Optometry
Dr. Michael Portz, Board of Optometry
Jacqueline Pullen, Board of Optometry

Charles Larson, Sr., Board of Parole
Sheila Wilson, Board of Parole

Gregory Crocker, Board of Parole – Alternate
Jackie Romp, Board of Parole – Alternate
Sue Weinacht, Board of Parole – Alternate

Timothy Gartin, Iowa Petroleum Underground Storage Tank Fund
Board

Dr. Brett Barker, Board of Pharmacy
LaDonna Gratias, Board of Pharmacy
Gayle Mayer, Board of Pharmacy

Dr. Jon Ahrendsen, Board of Physician Assistants
Michael Schnurr, Board of Physician Assistants

Carol Crane, Plumbing and Mechanical Systems Examining Board

Gerald Edgar, Board of Podiatry
Dr. Eugene Nassif, Board of Podiatry
Dr. Mindy Trotter, Board of Podiatry

Stewart Iverson, Chair of the Property Assessment Appeal Board

Stewart Iverson, Property Assessment Appeal Board

Joshua Goodman, Board of Psychology
Holly Herbert, Board of Psychology
Dr. Earl Kilgore, Board of Psychology
Dr. Heidi Vermeer-Quist, Board of Psychology

Dan O'Hern, Real Estate Appraiser Examining Board
James Pooley, Real Estate Appraiser Examining Board
Teresa Selberg, Real Estate Appraiser Examining Board

Helen Kimes, Real Estate Commission
Michael Telford, Real Estate Commission

Jennifer Carpenter, Renewable Fuel Infrastructure Board
Niki DePhillips, Renewable Fuel Infrastructure Board
Kelsey Erickson, Renewable Fuel Infrastructure Board

Cindy Crawford, Board of Sign Language Interpreters and
Translitterators

Karilynne Lenning, Board of Social Work
Tony Raymer, Board of Social Work

Lisa Donlon, State Soil Conservation Committee
Dale Farnham, State Soil Conservation Committee

Julia Duer, Board of Speech Pathology and Audiology
George Eichhorn, Board of Speech Pathology and Audiology

Timothy Lapointe, Iowa Telecommunications and Technology
Commission

Charles Winkleblack, Title Guaranty Division Board

George Belitsos, Commission on Tobacco Use Prevention and
Control

Tom Rielly, State Transportation Commission

Keith Leonard, Iowa Board of Veterinary Medicine
Ann Werner, Iowa Board of Veterinary Medicine

Mary Hunter, Iowa Workforce Development Board
Janette Miller Straub, Iowa Workforce Development Board

Senator Dix moved that the foregoing appointees be confirmed by
the Senate.

On the question “Shall the appointees be confirmed?” the vote was:

Yeas, 48:

Allen	Danielson	Horn	Ragan
Anderson	Dawson	Jochum	Rozenboom
Behn	Dix	Johnson, C.	Schneider
Bisignano	Dotzler	Kapucian	Schultz
Bolkcom	Dvorsky	Kinney	Segebart
Boulton	Edler	Kraayenbrink	Shipley
Bowman	Feenstra	Lofgren	Sinclair
Breitbach	Garrett	Lykam	Smith
Brown	Greene	Mathis	Taylor
Chapman	Guth	McCoy	Whitver
Chelgren	Hart	Petersen	Zaun
Costello	Hogg	Quirmbach	Zumbach

Nays, 1:

Johnson, D.

Absent, 1:

Bertrand

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House File 308** be **immediately messaged** to the House.

The Senate stood at ease at 1:09 p.m. until the fall of the gavel.

The Senate resumed session at 1:22 p.m., President Whitver presiding.

BUSINESS PENDING

House File 566

The Senate resumed consideration of **House File 566**, a bill for an act relating to political subdivision elections by changing the date of the election of directors of local school districts, merged areas, and area education agency boards, by providing for the combined

administration of regular and special school and city elections, making changes to the administration of elections for political subdivisions located in more than one county, establishing requirements for ballot arrangement and placement for political subdivision offices, and including effective date and applicability and transition provisions, previously deferred.

Senator Kinney offered amendment S-3292, filed by him from the floor to page 22 of the bill, and moved its adoption.

Amendment S-3292 lost 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. 566), the vote was:

Yeas, 36:

Allen	Dawson	Horn	Schneider
Anderson	Dix	Johnson, C.	Schultz
Behn	Dotzler	Johnson, D.	Segebart
Breitbach	Edler	Kapucian	Shipley
Brown	Feenstra	Kraayenbrink	Sinclair
Chapman	Garrett	Lofgren	Smith
Chelgren	Greene	Mathis	Whitver
Costello	Guth	Ragan	Zaun
Danielson	Hart	Rozenboom	Zumbach

Nays, 13:

Bisignano	Dvorsky	Lykam	Taylor
Bolkcom	Hogg	McCoy	
Boulton	Jochum	Petersen	
Bowman	Kinney	Quirnbach	

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 **House File 566** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 2:01 p.m. until 9:00 a.m., Friday, April 7, 2017.

APPENDIX

REPORT OF COMMITTEE MEETING

WAYS AND MEANS

Convened: Thursday, April 6, 2017, 10:25 a.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith.

Members Absent: None.

Committee Business: Approved SFs 177, 418, and 425; and approved HF 607. Passed SSBs 1052 and 1187.

Adjourned: 11:40 a.m.

INTRODUCTION OF BILLS

Senate File 499, by committee on Government Oversight, a bill for an act prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 500, by committee on Appropriations, a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations.

Read first time under Rule 28 and **placed on Appropriations calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 500 (formerly SF 454), a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 16: Schneider, Kraayenbrink, Bertrand, Boulton, Chelgren, Danielson, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, Ragan, Shipley, and Zumbach. Nays, 2: Bolkcom and McCoy. Absent, 3: Costello, Dotzler, and Rozenboom.

Fiscal Note: REQUIRED UNDER JOINT RULE 17.

GOVERNMENT OVERSIGHT

Bill Title: *SENATE FILE 499 (SSB 1184), a bill for an act prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 4: Breitbach, Sinclair, Lofgren, and Petersen. Nays, none. Absent, 1: McCoy.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Government Oversight Committee on Senate File 499, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: HOUSE FILE 607, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Recommendation: DO PASS.

Final Vote: Ayes, 15: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PLACEMENT ON INDIVIDUAL CONFIRMATION CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 59, I hereby request that the name of Jeffrey Lamberti to Racing and Gaming Commission be removed from the “En Bloc Confirmation Calendar” and placed on the “Individual Confirmation Calendar”:

ROBERT M. HOGG

AMENDMENTS FILED

S-3289	S.F.	471	House
S-3290	H.F.	393	Mark Costello
S-3291	H.F.	308	Tim Kraayenbrink
S-3292	H.F.	566	Kevin Kinney

JOURNAL OF THE SENATE

EIGHTY-NINTH CALENDAR DAY
SIXTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, April 7, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer and the Pledge of Allegiance were led by the Honorable Mark Chelgren, member of the Senate from Wapello County, Ottumwa, Iowa.

The Journal of Thursday, April 6, 2017, was approved.

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 April 6, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 51, a bill for an act relating to a cytomegalovirus public health initiative and the testing of newborns for congenital cytomegalovirus.

Senate File 333, a bill for an act relating to a fiduciary's access to digital assets and including applicability provisions.

Senate File 362, a bill for an act barring claims against fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds.

Senate File 406, a bill for an act exempting motor vehicles carrying an implement of husbandry from certain permit requirements.

Senate File 408, a bill for an act requiring licensure rather than registration of architects practicing in this state.

ALSO: That the House has on April 6, 2017, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 517, a bill for an act relating to offensive and dangerous weapons, and the justifiable use of reasonable and deadly force, including carrying, possessing, transferring, and acquiring weapons, the purchase and regulation of such weapons, providing penalties, and including effective date and applicability provisions.

ALSO: That the House has on April 6, 2017, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 374, a bill for an act relating to providing legal assistance to indigent persons in criminal proceedings. (S-3293)

Senate File 442, a bill for an act concerning persons voluntarily excluded from gambling facilities. (S-3294)

Senate File 444, a bill for an act relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties. (S-3295)

BILLS REFERRED TO UNFINISHED BUSINESS CALENDAR

Senator Dix asked and received unanimous consent that the following House Files be referred from the Regular Calendar to the Unfinished Business Calendar:

H.F. 69	H.F. 526
H.F. 89	H.F. 527
H.F. 184	H.F. 528
H.F. 195	H.F. 532
H.F. 232	H.F. 534
H.F. 234	H.F. 543
H.F. 253	H.F. 545
H.F. 296	H.F. 563
H.F. 313	H.F. 564
H.F. 371	H.F. 565
H.F. 393	H.F. 573
H.F. 396	H.F. 579
H.F. 523	H.F. 581
H.F. 524	

BILLS REFERRED TO COMMITTEE

Senator Dix asked and received unanimous consent that the following House Files be referred from the Regular Calendar to the following committees:

H.F. 496	Transportation
H.F. 571	State Government
H.J.R. 1	Judiciary

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, April 10, 2017.

APPENDIX

INTRODUCTION OF BILLS

Senate File 501, by committee on Ways and Means, a bill for an act relating to certain fees collected by the county sheriff.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 502, by committee on Ways and Means, a bill for an act relating to banks, credit unions, and certain consumer credit transactions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 503, by committee on Ways and Means, a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

STUDY BILLS RECEIVED

SSB 1188 Ways and Means

Relating to the school tuition organization tax credit by amending the requirements for a student to receive a tuition grant under the program, and including effective date and retroactive and other applicability provisions.

SSB 1189 Ways and Means

Relating to the establishment of certain licenses and fees by rules adopted by the natural resource commission and including coordinating and transition provisions, and effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

SSB 1188

WAYS AND MEANS: Feenstra, Chair; Quirnbach and Smith

SSB 1189

WAYS AND MEANS: Brown, Chair; Behn and Dotzler

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: SENATE FILE 501 (SSB 1052), a bill for an act relating to certain fees collected by the county sheriff.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 502 (formerly SF 418), a bill for an act relating to banks, credit unions, and certain consumer credit transactions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and 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 Ways and Means Committee on Senate File 502, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 503 (formerly SF 177), a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and 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 Ways and Means Committee on Senate File 503, 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 April 7, 2017:

I am withdrawing the name of Tobi Parks to serve as a member of the Commission on the Status of African Americans from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

GOVERNOR'S DEFERRAL LETTER

The following letter from the Governor was received in the office of the Secretary of the Senate on April 7, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Commission on the Status of African Americans, formerly held by Rita Davenport. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

AMENDMENTS FILED

S-3293	S.F.	374	House
S-3294	S.F.	442	House
S-3295	S.F.	444	House

JOURNAL OF THE SENATE

NINETY-SECOND CALENDAR DAY
SIXTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 10, 2017

The Senate met in regular session at 1:10 p.m., President Whitver presiding.

Prayer was offered by Pastor Rich Taylor of the Holmes Lutheran and Samuel Lutheran Churches in Eagle Grove, Iowa. He was the guest of Senator Guth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Brianna Goebel.

The Journal of Friday, April 7, 2017, was approved.

The Senate stood at ease at 1:13 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 2:26 p.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Allen and Taylor, until they return, on request of Senator Hogg.

UNFINISHED BUSINESS
(Deferred April 5, 2017)

Senate File 498

The Senate resumed consideration of **Senate File 498**, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions, deferred April 5, 2017.

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. 498), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

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 File 498** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 240

Senator Dix called up for consideration **Senate File 240**, a bill for an act relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions, amended by the House in House amendment S-3279, filed April 4, 2017.

Senator Sinclair moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Sinclair moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 240), the vote was:

Yeas, 39:

Anderson	Costello	Johnson, C.	Schneider
Behn	Dawson	Johnson, D.	Schultz
Bertrand	Dix	Kapucian	Segebart
Bolkcom	Dvorsky	Kinney	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Whitver
Brown	Greene	Quirnbach	Zaun
Chapman	Guth	Ragan	Zumbach
Chelgren	Horn	Rozenboom	

Nays, 9:

Bisignano	Hart	Mathis
Danielson	Hogg	McCoy
Dotzler	Jochum	Petersen

Absent, 2:

Allen	Taylor
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 442

Senator Dix called up for consideration **Senate File 442**, a bill for an act concerning persons voluntarily excluded from gambling facilities, amended by the House in House amendment S-3294, filed April 7, 2017.

Senator Smith asked and received unanimous consent to withdraw amendment S-3294.

The Senate resumed consideration of Senate File 442, amended by the House in House amendment S-3296, filed on April 10, 2017.

Senator Hogg asked and received unanimous consent that action on amendment S-3296 and **Senate File 442** be **deferred**.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 350 and 422.

Senate File 350

On motion of Senator Behn, **Senate File 350**, a bill for an act relating to high school equivalency programs and assessments and including effective date provisions, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

Senator Behn offered amendment S-3287, filed by him on April 5, 2017, to page 2 of the bill, and moved its adoption.

Amendment S-3287 was adopted by a voice vote.

Senator Behn asked and received unanimous consent that **House File 473** be **substituted** for **Senate File 350**.

House File 473

On motion of Senator Behn, **House File 473**, a bill for an act relating to high school equivalency programs and assessments and including effective date provisions, was taken up for consideration.

Senator Behn 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. 473), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen	Taylor
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 422

On motion of Senator Schneider, **Senate File 422**, a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties, placed on the Unfinished Business Calendar on March 17, 2017, was taken up for consideration.

Senator Schneider offered amendment S–3297, 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–3297 was adopted by a voice vote.

With the adoption of amendment S–3297, the Chair ruled amendment S–3238, filed by Senator Petersen on March 27, 2017, to pages 6 and 10 of the bill, out of order.

Senator Schneider asked and received unanimous consent that **House File 263** be substituted for **Senate File 422**.

House File 263

On motion of Senator Schneider, **House File 263**, a bill for an act relating to the criminal offenses of domestic abuse, harassment, stalking, and unauthorized placement of a global positioning device, and providing penalties, was taken up for consideration.

Senator Schneider 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. 263), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

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 File 240** and **House Files 263** and **473** be **immediately messaged** to the House.

WITHDRAWN

Senator Behn asked and received unanimous consent that **Senate File 350** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 232, 234, 253, and 534.

House File 232

On motion of Senator Greene, **House File 232**, a bill for an act relating to pronouncements of death by registered nurses and physician assistants, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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?" (H.F. 232), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirnbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Schneider asked and received unanimous consent that **Senate File 422** be **withdrawn** from further consideration of the Senate.

House File 234

On motion of Senator Costello, **House File 234**, a bill for an act relating to reports filed with the court by mental health advocates for persons with mental health disorders, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Costello 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. 234), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirnbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 253

On motion of Senator Sinclair, **House File 253**, a bill for an act relating to proceedings and actions regarding paternity and the obligation for support, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

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?” (H.F. 253), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirnbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 534

On motion of Senator Shipley, **House File 534**, a bill for an act relating to exceptions from child care facility licensing requirements, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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?” (H.F. 534), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen	Taylor
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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 **House Files 232, 234, 253, and 534** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 545 and 543.

House File 545

On motion of Senator Chapman, **House File 545**, a bill for an act relating to the public disclosure of information regarding founded child abuse involving a child fatality or near fatality, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Chapman 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. 545), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen	Taylor
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 543

On motion of Senator Chapman, **House File 543**, a bill for an act relating to child in need of assistance and child abuse cases involving certain drugs and other substances, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Chapman 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. 543), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen	Taylor
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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 **House Files 543** and **545** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS
(Individual Confirmation Calendar)

Senator Dix called up the appointment of Geri Huser as Chair of the Utilities Board, placed on the Individual Confirmation Calendar on April 4, 2017, found on page 879 of the Senate Journal.

Senator Bertrand moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 44:

Anderson	Danielson	Horn	Ragan
Behn	Dawson	Jochum	Rozenboom
Bertrand	Dix	Johnson, C.	Schneider
Bolkcom	Dotzler	Johnson, D.	Schultz
Boulton	Edler	Kapucian	Segebart
Bowman	Feenstra	Kraayenbrink	Shipley
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, 4:

Bisignano	Dvorsky	Kinney	Quirmbach
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Absent, 2:

Allen	Taylor
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The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Richard Lozier as a member of the Utilities Board, placed on the Individual Confirmation Calendar on March 28, 2017, found on page 805 of the Senate Journal.

Senator Bertrand moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirmbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, none.

Absent, 2:

Allen Taylor

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

The Senate stood at ease at 3:35 p.m. until the fall of the gavel.

The Senate resumed session at 4:34 p.m., President Whitver presiding.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 497.

Senate File 497

On motion of Senator Kapucian, **Senate File 497**, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, was taken up for consideration.

Senator Kapucian 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. 497), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Allen

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator D. Johnson, until he returns, on request of Senator Hogg; and Senator Kapucian, until he returns, on request of Senator Dix.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 436.

Senate File 436

On motion of Senator Greene, **Senate File 436**, a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

The Senate stood at ease at 4:41 p.m. until the fall of the gavel for the purpose of a Republican party caucus.

The Senate resumed session at 5:06 p.m., President Whitver presiding.

Senator Greene offered amendment S-3301, filed by him from the floor striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3301 was adopted by a voice vote.

Senator Greene asked and received unanimous consent that **House File 233** be **substituted** for **Senate File 436**.

House File 233

On motion of Senator Greene, **House File 233**, a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions, was taken up for consideration.

Senator Greene offered amendment S-3302, filed by him from the floor to page 4 of the bill, and moved its adoption.

Amendment S-3302 was adopted by a voice vote.

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?" (H.F. 233), the vote was:

Yeas, 47:

Anderson	Danielson	Horn	Rozenboom
Behn	Dawson	Jochum	Schneider
Bertrand	Dix	Johnson, C.	Schultz
Bisignano	Dotzler	Kinney	Segebart
Bolkcom	Dvorsky	Kraayenbrink	Shiple
Boulton	Edler	Lofgren	Sinclair
Bowman	Feenstra	Lykam	Smith
Breitbach	Garrett	Mathis	Taylor
Brown	Greene	McCoy	Whitver
Chapman	Guth	Petersen	Zaun
Chelgren	Hart	Quirnbach	Zumbach
Costello	Hogg	Ragan	

Nays, none.

Absent, 3:

Allen	Johnson, D.	Kapucian
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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 File 497** and **House File 233** be **immediately messaged** to the House.

WITHDRAWN

Senator Greene asked and received unanimous consent that **Senate File 436** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 5:40 p.m. until 9:00 a.m., Tuesday, April 11, 2017.

APPENDIX

INTRODUCTION OF BILLS

Senate File 504, by committee on Ways and Means, a bill for an act relating to the funding of mental health and disability services, by modifying the mental health and disability services property tax levy, providing for the transfer of certain county hospital property taxes, providing for the use of certain excess cash flow amounts, and including effective date and applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

Senate File 505, by committee on Ways and Means, a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

Read first time under Rule 28 and **placed on Ways and Means calendar**.

FINAL COMMITTEE REPORTS OF BILL ACTION

WAYS AND MEANS

Bill Title: *SENATE FILE 504 (SSB 1187), a bill for an act relating to the funding of mental health and disability services, by modifying the mental health and disability services property tax levy, providing for the transfer of certain county hospital property taxes, providing for the use of certain excess cash flow amounts, and including effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 15: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and 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 Ways and Means Committee on Senate File 504, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 505 (formerly SF 425), a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Feenstra, Behn, Jochum, Anderson, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith. Nays, 1: Bolkcom. 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 Ways and Means Committee on Senate File 505, and they were attached to the committee report.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 7, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 332 – Making changes to the controlled substance schedules, and providing penalties, and including effective date provisions.

Senate File 351 – Providing for the elimination of the Iowa emergency response commission.

Senate File 405 – Relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective date provisions.

Senate File 410 – Relating to a declaration concerning the final disposition of a person's remains and including applicability provisions.

Senate File 448 – Relating to insurers in possession of salvage motor vehicles.

AMENDMENTS FILED

S-3296	S.F.	442	House
S-3297	S.F.	422	Charles Schneider
S-3298	H.F.	526	Julian B. Garrett
S-3299	H.F.	296	Jason Schultz
S-3300	S.F.	481	Julian B. Garrett
S-3301	S.F.	436	Thomas A. Greene
S-3302	H.F.	233	Thomas A. Greene

JOURNAL OF THE SENATE

NINETY-THIRD CALENDAR DAY
SIXTY-THIRD SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 11, 2017

The Senate met in regular session at 9:06 a.m., President Whitver presiding.

Prayer was offered by Rabbi David Kaufman of the Temple B'nai Jeshurun in Des Moines, Iowa. He was the guest of Senators D. Johnson and Schneider.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Wylie Halferty.

The Journal of Monday, April 10, 2017, was approved.

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 April 10, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 234, a bill for an act relating to the use of electronic communication devices to write, send, or view electronic messages while driving as a primary offense, and making penalties applicable.

Senate File 260, a bill for an act relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions.

Senate File 275, a bill for an act relating to termination of parental rights proceedings based upon safety or security concerns.

Senate File 399, a bill for an act relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions.

Senate File 403, a bill for an act relating to the theft of equipment rental property, and making penalties applicable.

Senate File 446, a bill for an act relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions.

Senate File 484, a bill for an act relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

ALSO: That the House has on April 10, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 146, a bill for an act relating to notice requirements for actions for forcible entry and detainer.

House File 314, a bill for an act relating to the definition of utility maintenance vehicles and solid waste or recycling collection service vehicles and making penalties applicable.

ALSO: That the House has on April 10, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 404, a bill for an act relating to the use of experimental treatments for patients with a terminal illness. (S-3303)

ALSO: That the House has on April 10, 2017, **amended** the Senate amendment, **concurred** in the Senate amendment as amended, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 516, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner duties and certifications, voter misconduct information and reporting, straight party voting, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions. (S-3304)

ALSO: That the House has on April 10, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 604, a bill for an act relating to motor vehicle insurance, including the establishment of a motor vehicle insurance verification program, establishing fees, and including penalty and effective date provisions.

Read first time and referred to committee on **Commerce**.

House File 621, a bill for an act relating to programs and projects administered by the economic development authority.

Read first time and attached to **similar Senate File 176**.

House File 626, a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies.

Read first time and attached to **companion Senate File 492**.

President Pro Tempore Behn took the chair at 9:13 a.m.

RECESS

On motion of Senator Dix, the Senate recessed at 9:15 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 9:16 a.m., President Whitver presiding.

INTRODUCTION OF RESOLUTION

Senate Resolution 16, by Boulton, Bowman, Zumbach, Zaun, Schneider, Whitver, Bisignano, and McCoy, a resolution congratulating the Grand View University Vikings wrestling team on winning the National Association of Intercollegiate Athletics Wrestling National Championship for the sixth consecutive year.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 16, a resolution congratulating the Grand View University Vikings wrestling team on winning the National Association of Intercollegiate Athletics Wrestling National Championship for the sixth consecutive year.

Recommendation: DO PASS.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Behn, Dvorsky, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, 1: Feenstra.

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 16.

Senate Resolution 16

On motion of Senator Boulton, **Senate Resolution 16**, a resolution congratulating the Grand View University Vikings wrestling team on winning the National Association of Intercollegiate Athletics Wrestling National Championship for the sixth consecutive year, with report of committee recommending passage, was taken up for consideration.

Senator Boulton moved the adoption of Senate Resolution 16, which motion prevailed by a voice vote.

SPECIAL GUESTS

Senator Bowman introduced to the Senate chamber members of the Grand View wrestling team.

The Senate rose and expressed its welcome.

The Senate stood at ease at 9:27 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:09 a.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Allen, until he returns, on request of Senator Hogg.

CONSIDERATION OF BILL (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 499.

Senate File 499

On motion of Senator Lofgren, **Senate File 499**, a bill for an act prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions, was taken up for consideration.

Senator Lofgren offered amendment S-3305, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3305 was adopted by a voice vote.

Senator Lofgren 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. 499), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Allen

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 416 and House File 396.

Senate File 416

On motion of Senator Shipley, **Senate File 416**, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

Senator Quirmbach withdrew amendment S-3089, filed by him on March 7, 2017, to page 1 of the bill.

Senator Shipley asked and received unanimous consent that **House File 134** be substituted for **Senate File 416**.

House File 134

On motion of Senator Shipley, **House File 134**, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property, was taken up for consideration.

Senator Quirmbach offered amendment S-3239, filed by him on March 27, 2017, to page 1 of the bill, and moved its adoption.

A nonrecord roll call was requested.

Amendment S-3239 lost.

Senator Quirmbach asked and received unanimous consent that action on **House File 134** be **deferred**.

House File 396

On motion of Senator Costello, **House File 396**, a bill for an act relating to the definition of child foster care for purposes of child care provided by a relative of a child, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Costello 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. 396), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach

Chelgren	Hogg	Quirnbach
Costello	Horn	Ragan
Danielson	Jochum	Rozenboom

Nays, none.

Absent, 1:

Allen

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 File 499** and **House File 396** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 374

Senator Dix called up for consideration **Senate File 374**, a bill for an act relating to providing legal assistance to indigent persons in criminal proceedings, amended by the House in House amendment S-3293, filed April 7, 2017.

Senator Schneider moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schneider moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 374), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Allen

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 526.

House File 526

On motion of Senator Garrett, **House File 526**, a bill for an act relating to the criminal offense of harassment or invasion of privacy, providing penalties, and making penalties applicable, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Garrett offered amendment S-3271, filed by the committee on Judiciary on April 3, 2017, to page 3 of the bill, and moved its adoption.

Amendment S–3271 was adopted by a voice vote.

Senator Garrett offered amendment S–3298, filed by him on April 10, 2017, to page 2 of the bill, and moved its adoption.

Amendment S–3298 was adopted by a voice vote.

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. 526), the vote was:

Yeas, 48:

Anderson	Danielson	Horn	Quirnbach
Behn	Dawson	Jochum	Ragan
Bertrand	Dix	Johnson, C.	Rozenboom
Bisignano	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, 1:

Taylor

Absent, 1:

Allen

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 492.

Senate File 492

On motion of Senator Breitbach, **Senate File 492**, a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies, was taken up for consideration.

Senator Breitbach asked and received unanimous consent that **House File 626** be substituted for **Senate File 492**.

House File 626

On motion of Senator Breitbach, **House File 626**, a bill for an act eliminating filing fees for requests for independent review of certain determinations under long-term care insurance policies, 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. 626), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiplee
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Allen

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 492** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL
(Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 393.

House File 393

On motion of Senator Costello, **House File 393**, a bill for an act relating to programs and activities under the purview of the department of public health, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, and including effective date provisions, was taken up for consideration.

Senator Smith offered amendment S-3288, filed by him on April 5, 2017, to page 52 and amending the title page of the bill, and moved its adoption.

Amendment S-3288 was adopted by a voice vote.

Senator Costello offered amendment S-3290, filed by him on April 6, 2017, to page 52 of the bill.

Senator Jochum raised the point of order that amendment S-3290 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3290 out of order.

Senator Costello 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. 393), the vote was:

Yeas, 49:

Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Allen

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 374** and **House Files 393, 526, and 626** be **immediately messaged** to the House.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 11, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 625, a bill for an act eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions.

Read first time and attached to **companion Senate File 495**.

BUSINESS PENDING

House File 134

The Senate resumed consideration of **House File 134**, a bill for an act relating to the authority of cities to regulate and restrict the occupancy of residential rental property, previously deferred.

Senator Quirmbach offered amendment S-3306, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3306 be adopted?" (H.F. 134), the vote was:

Yeas, 17:

Bolkcom	Dvorsky	Kinney	Quirmbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	
Danielson	Horn	McCoy	
Dotzler	Jochum	Petersen	

Nays, 32:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dawson	Johnson, D.	Shipley
Bertrand	Dix	Kapucian	Sinclair
Bisignano	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Taylor
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach

Absent, 1:

Allen

Amendment S-3306 lost.

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?” (H.F. 134), the vote was:

Yeas, 43:

Anderson	Danielson	Jochum	Schneider
Behn	Dawson	Johnson, C.	Schultz
Bertrand	Dix	Johnson, D.	Segebart
Bisignano	Dotzler	Kapucian	Shipley
Boulton	Edler	Kraayenbrink	Sinclair
Bowman	Feenstra	Lofgren	Smith
Breitbach	Garrett	Lykam	Taylor
Brown	Greene	McCoy	Whitver
Chapman	Guth	Petersen	Zaun
Chelgren	Hart	Ragan	Zumbach
Costello	Horn	Rozenboom	

Nays, 6:

Bolkcom	Hogg	Mathis
Dvorsky	Kinney	Quirnbach

Absent, 1:

Allen

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 McCoy, until he returns, on request of Senator Hogg.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 495.

Senate File 495

On motion of Senator Feenstra, **Senate File 495**, a bill for an act eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Feenstra asked and received unanimous consent that **House File 625** be substituted for **Senate File 495**.

House File 625

On motion of Senator Feenstra, **House File 625**, a bill for an act eliminating a requirement that taxpayers indicate on their tax returns the presence or absence of health care coverage for their dependent children and apply for certain public health care coverage, and including effective date and retroactive applicability provisions, was taken up for consideration.

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?" (H.F. 625), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 19:

Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Johnson, D.	Quirmbach
Boulton	Hart	Kinney	Ragan
Bowman	Hogg	Lykam	Taylor
Danielson	Horn	Mathis	

Absent, 2:

Allen	McCoy
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The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

SPECIAL GUEST

President Whitver introduced to the Senate chamber Barbara Grassley, wife of U.S. Senator Chuck Grassley.

The Senate rose and expressed its welcome.

WITHDRAWN

Senator Feenstra asked and received unanimous consent that **Senate File 495** be **withdrawn** from further consideration of the Senate.

Senator Shipley asked and received unanimous consent that **Senate File 416** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Files 134** and **625** be **immediately messaged** to the House.

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 April 11, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 411, a bill for an act relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions.

Senate File 451, a bill for an act relating to certain payments made through a county treasurer's internet site.

Senate File 466, a bill for an act relating to judicial administration by requiring the master list for juror service to be updated annually using an electronic data processing system, eliminating jury commissions, placing shorthand reporters in exempt status, and requiring the supreme court to supervise the board of examiners of shorthand reporters.

Senate File 493, a bill for an act relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds.

Senate File 497, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Senate File 498, a bill for an act appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

ALSO: That the House has on April 11, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 308, a bill for an act concerning the release of certain military personnel records.

House File 410, a bill for an act classifying Palmer amaranth as a primary noxious weed and an invasive plant and making penalties applicable.

House File 472, a bill for an act relating to eligibility requirements for grant and loan forgiveness programs administered by the college student aid commission that provide assistance to elementary and secondary school teachers in this state.

House File 485, a bill for an act allowing city council members to serve a city's volunteer fire department in any position or capacity.

ADJOURNMENT

On motion of Senator Behn, the Senate adjourned at 12:45 p.m. until 9:00 a.m., Wednesday, April 12, 2017.

APPENDIX

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Vernon and Sheila Boge, Dyersville—For celebrating their 50th wedding anniversary. Senator Bowman.

Terry and Jan Frasher, Cascade—For celebrating their 50th wedding anniversary. Senator Bowman.

Dennis and Pat Hasenbank, Maquoketa—For celebrating their 50th wedding anniversary. Senator Bowman.

Virginia Hurtado, Waterloo—For celebrating her 90th birthday. Senator Dotzler.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Tuesday, April 11, 2017, 9:15 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Jochum, Ragan, Schneider, Sinclair, and Smith.

Members Absent: Feenstra (excused).

Committee Business: Approved SR 16.

Adjourned: 9:20 a.m.

STUDY BILL RECEIVED

SSB 1190 **Appropriations**

Concerning the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

SSB 1190

APPROPRIATIONS: Greene, Chair; Bolkcom and Schneider

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 11th day of April, 2017.

Senate Files 230, 250, 257, 355, 358, 373, 413, 438, 439, 462, 472, and 479.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3303	S.F.	404	House
S-3304	H.F.	516	House
S-3305	S.F.	499	Mark Lofgren
S-3306	H.F.	134	Herman C. Quirmbach
S-3307	H.F.	296	Thomas A. Greene

JOURNAL OF THE SENATE

NINETY-FOURTH CALENDAR DAY
SIXTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 12, 2017

The Senate met in regular session at 9:03 a.m., President Whitver presiding.

Prayer was offered by Pastor Dave Childers of the State of Iowa, Church of Nazarene. He was the guest of Senator Rozenboom.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tanner Halleran.

The Journal of Tuesday, April 11, 2017, was approved.

RECESS

On motion of Senator Dix, the Senate recessed at 9:13 a.m. until the completion of a meeting of the Agriculture and Natural Resources Appropriations subcommittee.

RECONVENED

The Senate reconvened at 4:48 p.m., President Whitver presiding.

CONSIDERATION OF BILLS

Senator Dix called up for consideration of Senate Files 444, 442, 463, and 481.

Senator Hogg raised the objection that Senate File 481 is not eligible under Joint Rule 20 and would require a concurrent resolution to be eligible for consideration.

President Whitver will take the objection under advisement and **Senate File 481** will be **deferred** until he reaches a decision.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he arrives, on request of Senator Dix.

HOUSE AMENDMENT CONSIDERED

Senate File 444

Senator Dix called up for consideration **Senate File 444**, a bill for an act relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties, amended by the House in House amendment S-3295, filed April 7, 2017.

Senator Dawson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dawson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 444), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley

Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

UNFINISHED BUSINESS
(Deferred April 10, 2017)

Senate File 442

The Senate resumed consideration of **Senate File 442**, a bill for an act concerning persons voluntarily excluded from gambling facilities, and House amendment S-3296, deferred April 10, 2017.

Senator Smith moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Smith moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 442), the vote was:

Yeas, 47:

Allen	Danielson	Horn	Ragan
Anderson	Dawson	Jochum	Rozenboom
Behn	Dix	Johnson, C.	Schneider

Bisignano	Dotzler	Johnson, D.	Schultz
Bolkcom	Dvorsky	Kapucian	Segebart
Boulton	Edler	Kinney	Shipley
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zumbach
Costello	Hogg	Petersen	

Nays, 2:

Quirnbach Zaun

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 BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 463.

Senate File 463

On motion of Senator Brown, **Senate File 463**, a bill for an act concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

Senator Brown offered amendment S-3308, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S-3308 was adopted by a voice vote.

Senator Brown asked and received unanimous consent that **House File 569** be substituted for **Senate File 463**.

House File 569

On motion of Senator Brown, **House File 569**, a bill for an act concerning authorized investment vehicles in a tax-sheltered investment program established by the department of administrative services, was taken up for consideration.

Senator Bolkcom offered amendment S-3314, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S-3314 be adopted?” (H.F. 569), the vote was:

Yeas, 19:

Allen	Dvorsky	Johnson, D.	Quirmbach
Bisignano	Hart	Kinney	Ragan
Bolkcom	Hogg	Lykam	Taylor
Boulton	Horn	McCoy	Zaun
Dotzler	Jochum	Petersen	

Nays, 30:

Anderson	Danielson	Johnson, C.	Segebart
Behn	Dawson	Kapucian	Shiple
Bowman	Dix	Kraayenbrink	Sinclair
Breitbach	Edler	Lofgren	Smith
Brown	Feenstra	Mathis	Whitver
Chapman	Garrett	Rozenboom	Zumbach
Chelgren	Greene	Schneider	
Costello	Guth	Schultz	

Absent, 1:

Bertrand

Amendment S-3314 lost.

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. 569), the vote was:

Yeas, 41:

Allen	Dawson	Johnson, D.	Schultz
Anderson	Dix	Kapucian	Segebart
Behn	Dotzler	Kinney	Shipley
Bisignano	Dvorsky	Kraayenbrink	Sinclair
Bowman	Edler	Lofgren	Smith
Breitbach	Feenstra	Lykam	Whitver
Brown	Garrett	Mathis	Zaun
Chapman	Greene	McCoy	Zumbach
Chelgren	Guth	Ragan	
Costello	Hart	Rozenboom	
Danielson	Johnson, C.	Schneider	

Nays, 8:

Bolkcom	Hogg	Jochum	Quirmbach
Boulton	Horn	Petersen	Taylor

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 442 and 444** and **House File 569** be **immediately messaged** to the House.

WITHDRAWN

Senator Brown asked and received unanimous consent that **Senate File 463** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 313, 564, and 565.

House File 313

On motion of Senator Brown, **House File 313**, a bill for an act requiring the removal of motor vehicles involved in certain accidents from the roadway, and providing a penalty, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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?” (H.F. 313), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 564

On motion of Senator Sinclair, **House File 564**, a bill for an act relating to school district funding and authorized expenditures and transfers and including effective date, applicability, and retroactive applicability provisions, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Sinclair offered amendment S-3309, filed by her from the floor to pages 5-7 of the bill, and moved its adoption.

Amendment S-3309 was adopted by a voice vote.

Senator Smith offered amendment S-3310, filed by him from the floor to page 6 of the bill, and moved its adoption.

Amendment S-3310 was adopted by a voice vote.

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?" (H.F. 564), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

House File 565

On motion of Senator Sinclair, **House File 565**, a bill for an act relating to public school funding by authorizing the establishment of school district flexibility fund accounts and authorizing the transfer and expenditure of certain unexpended and unobligated funds, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Sinclair offered amendment S-3312, filed by her 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-3312 was adopted by a voice vote.

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?" (H.F. 565), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 **House Files 313, 564, and 565** be **immediately messaged** to the House.

CONSIDERATION OF BILLS
(Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 501, 502, and 503.

Senate File 501

On motion of Senator Schultz, **Senate File 501**, a bill for an act relating to certain fees collected by the county sheriff, 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. 501), the vote was:

Yeas, 48:

Allen	Dawson	Jochum	Ragan
Anderson	Dix	Johnson, C.	Rozenboom
Behn	Dotzler	Johnson, D.	Schneider
Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shipleay
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Taylor
Chelgren	Hart	McCoy	Whitver
Costello	Hogg	Petersen	Zaun
Danielson	Horn	Quirmbach	Zumbach

Nays, 1:

Bisignano

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 502

On motion of Senator Breitbach, **Senate File 502**, a bill for an act relating to banks, credit unions, and certain consumer credit transactions, 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?" (S.F. 502), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 503

On motion of Senator Anderson, **Senate File 503**, a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions, was taken up for consideration.

Senator Anderson 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. 503), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 501, 502, and 503** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Dix called up the appointment of Howard Hill as a member of the Environmental Protection Commission, placed on the Individual Confirmation Calendar on April 3, 2017, found on page 856 of the Senate Journal.

Senator Greene moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 37:

Allen	Dix	Kapucian	Segebart
Anderson	Edler	Kinney	Shipley
Behn	Feenstra	Kraayenbrink	Sinclair
Bowman	Garrett	Lofgren	Smith
Breitbach	Greene	Lykam	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Quirnbach	Zumbach
Chelgren	Hogg	Rozenboom	
Costello	Horn	Schneider	
Dawson	Johnson, C.	Schultz	

Nays, 12:

Bisignano	Danielson	Jochum	Petersen
Bolkcom	Dotzler	Johnson, D.	Ragan
Boulton	Dvorsky	Mathis	Taylor

Absent, 1:

Bertrand

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Chad Ingels as a member of the Environmental Protection Commission, placed on the Individual Confirmation Calendar on April 3, 2017, found on page 856 of the Senate Journal.

Senator Greene moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 37:

Allen	Dix	Kapucian	Segebart
Anderson	Edler	Kinney	Shipley
Behn	Feenstra	Kraayenbrink	Sinclair
Bowman	Garrett	Lofgren	Smith
Breitbach	Greene	Lykam	Whitver
Brown	Guth	Mathis	Zaun
Chapman	Hart	Quirnbach	Zumbach
Chelgren	Hogg	Rozenboom	
Costello	Horn	Schneider	
Dawson	Johnson, C.	Schultz	

Nays, 12:

Bisignano	Danielson	Jochum	Petersen
Bolkcom	Dotzler	Johnson, D.	Ragan
Boulton	Dvorsky	McCoy	Taylor

Absent, 1:

Bertrand

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Bob Sinclair as a member of the Environmental Protection Commission, placed on the Individual Confirmation Calendar on April 3, 2017, found on page 856 of the Senate Journal.

Senator Greene moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 46:

Allen	Dix	Johnson, C.	Schneider
Anderson	Dotzler	Kapucian	Schultz
Behn	Dvorsky	Kinney	Segebart
Bolkcom	Edler	Kraayenbrink	Shiple
Boulton	Feenstra	Lofgren	Sinclair
Bowman	Garrett	Lykam	Smith
Breitbach	Greene	Mathis	Taylor
Brown	Guth	McCoy	Whitver
Chapman	Hart	Petersen	Zaun
Chelgren	Hogg	Quirmbach	Zumbach
Costello	Horn	Ragan	
Dawson	Jochum	Rozenboom	

Nays, 3:

Bisignano	Danielson	Johnson, D.
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Absent, 1:

Bertrand

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

President Pro Tempore Behn took the chair at 6:32 p.m.

President Whitver took the chair at 6:33 p.m.

Senator Dix called up the appointment of Doug Ommen as Commissioner of Insurance, placed on the Individual Confirmation Calendar on March 28, 2017, found on page 805 of the Senate Journal.

Senator C. Johnson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Jeffrey Lamberti as a member of the State Racing and Gaming Commission, placed on the Individual Confirmation Calendar on April 6, 2017, found on page 927 of the Senate Journal.

Senator Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

The Senate stood at ease at 6:45 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 7:17 p.m., President Whitver presiding.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Chelgren, until he returns, on request of Senator Dix; and Senator Bisignano, until he returns, on request of Senator Hogg.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Dix called up the following eligible appointees on the En Bloc Confirmation Calendar:

Quentin Hart, Commission on Aging

Christine Bowker, Iowa Autism Council

Timothy Fehr, Boiler and Pressure Vessel Board

Nancy Netolicky, Board of Chiropractic

Jerry Akers, Board of Cosmetology Arts and Sciences

Mary Clausen, Board of Cosmetology Arts and Sciences

David Farmer, County Finance Committee

Telina McKenna-Quintana, Commission of Deaf Services

Daniel Deutschman, Board of Dietetics

Wayne Sims, Elevator Safety Board

Alexsis Fleener, Iowa Great Places Board

Ruth Haus, Iowa Great Places Board

Harold Miller, Health Facilities Council

Jon McAvoy, Board of Hearing Aid Specialists

Marlene Sprouse, Investment Board of the IPERS

Debra Schiel-Larson, Landscape Architectural Examining Board

Thomas Bouska, Mental Health and Disability Services Commission

Kathryn Johnson, Mental Health and Disability Services Commission

Betty King, Mental Health and Disability Services Commission

Michael Jenison, Board of Nursing Home Administrators

Joan Skogstrom, Board of Pharmacy

Robert Palmer, Board of Physical and Occupational Therapy
Melinda Shetler, Board of Physical and Occupational Therapy

Peter Stopulos, Board of Physician Assistants

Jim Cooper, Plumbing and Mechanical Systems Examining Board
Jason Hayes, Plumbing and Mechanical Systems Examining Board

John Bennett, Board of Podiatry

Dr. Carl Heinrich, State Racing and Gaming Commission

Lawrence (Gene) Lilla, Board of Respiratory Care

Keith England, School Budget Review Committee

Megan Begley, Board of Social Work

Ashley Bahr, Board of Speech Pathology and Audiology

Tim Peterson, Technology Advisory Council

Nancy Maher, State Transportation Commission

Senator Dix moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 47:

Allen	Dawson	Jochum	Rozenboom
Anderson	Dix	Johnson, C.	Schneider
Behn	Dotzler	Kapucian	Schultz
Bisignano	Dvorsky	Kinney	Segebart
Bolkcom	Edler	Kraayenbrink	Shipley
Boulton	Feenstra	Lofgren	Sinclair
Bowman	Garrett	Lykam	Smith
Breitbach	Greene	Mathis	Taylor
Brown	Guth	McCoy	Whitver

Chapman	Hart	Petersen	Zaun
Costello	Hogg	Quirnbach	Zumbach
Danielson	Horn	Ragan	

Nays, 1:

Johnson, D.

Absent, 2:

Bertrand Chelgren

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONSIDERATION OF BILL

Senator Dix called up for consideration **Senate File 481**.

Senator Hogg objected and requested a ruling by the Chair on his earlier objection to the eligibility of the bill under Joint Rule 20.

President Whitver ruled “Earlier when Senator Dix called up Senate File 481, Senator Hogg raised a point of order and objected under Joint Rule 20. After analyzing both Joint Rule 20 and the Bill History for Senate File 481, Senator Hogg’s point is not well-taken. It is clear that Senate File 481 is eligible for debate in the Senate, as it was first reported out of a standing committee by Friday of the 8th week and subsequently placed on the Unfinished Business Calendar.”

The Chair ruled the point not well-taken and Senate File 481 in order.

Senator Hogg raised an objection, and moved to challenge the ruling of the Chair, stating that Senate File 481 did not survive second funnel and is not attached to a House File, thus making it ineligible for debate by the Senate.

A record roll call was requested.

On the question “Shall the motion to challenge the Chair be upheld?”

The vote was:

Yeas, 20:

Allen	Dotzler	Jochum	McCoy
Bolkcom	Dvorsky	Johnson, D.	Petersen
Boulton	Hart	Kinney	Quirnbach
Bowman	Hogg	Lykam	Ragan
Danielson	Horn	Mathis	Taylor

Nays, 27:

Anderson	Dix	Kapucian	Shiple
Behn	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach
Dawson	Johnson, C.	Segebart	

Absent, 3:

Bertrand	Bisignano	Chelgren
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The motion failed and the ruling by the Chair was upheld.

BUSINESS PENDING

Senate File 481 was taken up for consideration.

Senate File 481

On motion of Senator Garrett, **Senate File 481**, a bill for an act relating to the enforcement of immigration laws and providing penalties and remedies, including the denial of state funds to certain entities, placed on the Unfinished Business Calendar on March 31, 2017, and previously deferred, was taken up for consideration.

Senator Garrett offered amendment S-3300, filed by him on April 10, 2017, striking and replacing everything after the enacting clause of the bill.

Senator McCoy offered amendment S–3315, filed by him from the floor to pages 1 and 7 of amendment S–3300, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3315 to amendment S–3300 be adopted?” (S.F. 481), the vote was:

Yeas, 20:

Allen	Dotzler	Jochum	McCoy
Bolkcom	Dvorsky	Johnson, D.	Petersen
Boulton	Hart	Kinney	Quirnbach
Bowman	Hogg	Lykam	Ragan
Danielson	Horn	Mathis	Taylor

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, 2:

Bertrand	Bisignano
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Amendment S–3315 to amendment S–3300 lost.

Senator Garrett moved the adoption of amendment S–3300.

A record roll call was requested.

Rule 23, requiring all senators present to vote except those who express a conflict of interest or conclude that they should not vote under the senate code of ethics, was invoked.

The yeas were 47, nays 0, present 1, absent 2.

Senator Taylor stated that voting was in violation of his oath of office and the senate rules.

Yeas, 47:

Allen	Dawson	Jochum	Ragan
Anderson	Dix	Johnson, C.	Rozenboom
Behn	Dotzler	Johnson, D.	Schneider

Bolkcom	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach
Danielson	Horn	Quirnbach	

Nays, none.

Present, 1:

Taylor

Absent, 2:

Bertrand Bisignano

Amendment S-3300 was adopted.

(Senate File 481 was deferred.)

The Senate stood at ease at 8:43 p.m. until the fall of the gavel.

The Senate resumed session at 9:06 p.m., President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 46 present, 4 absent, and a quorum present.

The Senate resumed consideration of Senate File 481.

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. 481), the vote was:

Rule 23, requiring all senators present to vote except those who express a conflict of interest or conclude that they should not vote under the senate code of ethics, was invoked.

The yeas were 32, nays 15, present 1, absent 2.

Senator Taylor stated that voting was in violation of his oath of office and the senate rules.

Yeas, 32:

Allen	Costello	Guth	Schultz
Anderson	Danielson	Johnson, C.	Segebart
Behn	Dawson	Kapucian	Shipley
Bowman	Dix	Kraayenbrink	Sinclair
Breitbach	Edler	Lofgren	Smith
Brown	Feenstra	Ragan	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach

Nays, 15:

Bolkcom	Hart	Johnson, D.	McCoy
Boulton	Hogg	Kinney	Petersen
Dotzler	Horn	Lykam	Quirmbach
Dvorsky	Jochum	Mathis	

Present, 1:

Taylor

Absent, 2:

Bertrand Bisignano

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 moved to **immediately message Senate File 481** to the House.

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 April 12, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 238, a bill for an act relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable.

Senate File 433, a bill for an act relating to termination of parental rights and adoption proceedings, and providing penalties.

ALSO: That the House has on April 12, 2017, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 233, a bill for an act relating to the use of step therapy protocols for prescription drugs by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

ALSO: That the House has on April 12, 2017, **amended and passed** the following bill in which the concurrence of the House was asked:

Senate File 465, A bill for an act relating to medical malpractice claims, including noneconomic damage awards and expert witnesses. (S-3316)

ALSO: That the House has on April 12, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 627, a bill for an act exempting co-owners of motor vehicles of deceased persons from fees related to the issuance of certificates of title.

Read first time and referred to committee on **Ways and Means**.

House File 628, a bill for an act relating to snowmobile user permits and registration fees.

Read first time and referred to committee on **Ways and Means**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:31 p.m. until 9:00 a.m., Thursday, April 13, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Hunter Folsom, Hornick—For achieving the rank of Eagle Scout, Troop 269. Senator Schultz.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, April 12, 2017, 1:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: Bertrand (excused).

Committee Business: Passed SSBs 1190 and 1192.

Adjourned: 2:10 p.m.

WAYS AND MEANS

Convened: Wednesday, April 12, 2017, 11:05 a.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Quirnbach, Schultz, and Smith.

Members Absent: Petersen (excused).

Committee Business: Approved HF 608, as amended; and HF 617.

Adjourned: 11:25 a.m.

ADMINISTRATION AND REGULATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, April 11, 2017, 2:00 p.m.

Members Present: Guth, Chair; Chapman, Vice Chair; Mathis, Ranking Member; Lykam, and Zumbach.

Members Absent: None.

Committee Business: Passed SSB 1192.

Adjourned: 4:05 p.m.

AGRICULTURE AND NATURAL RESOURCES APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, April 12, 2017, 2:20 p.m.

Members Present: Shipley, Chair; Brown, Vice Chair; Hart, Ranking Member; Kinney, and Rozenboom.

Members Absent: None.

Committee Business: Passed LSB 1047, as amended.

Adjourned: 3:30 p.m.

EDUCATION APPROPRIATIONS SUBCOMMITTEE

Convened: Tuesday, April 11, 2017, 2:00 p.m.

Members Present: Kraayenbrink, Chair; C. Johnson, Vice Chair; Danielson, Ranking Member; Quirnbach, and Schultz.

Members Absent: None.

Committee Business: Passed SSB 1191.

Adjourned: 3:20 p.m.

JUSTICE SYSTEM APPROPRIATIONS SUBCOMMITTEE

Convened: Wednesday, April 12, 2017, 10:10 a.m.

Members Present: Chelgren, Chair; Dawson, Vice Chair; Dvorsky, Ranking Member; Boulton, and Garrett.

Members Absent: None.

Committee Business: Budget bills.

Adjourned: 11:15 a.m.

INTRODUCTION OF BILLS

Senate File 506, by committee on Appropriations, a bill for an act concerning the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 507, by committee on Appropriations, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

STUDY BILLS RECEIVED

SSB 1191 Appropriations

Relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

SSB 1192 Appropriations

Relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

SSB 1193 Appropriations

Relating to appropriations to the justice system.

SSB 1194 Appropriations

Relating to appropriations to the judicial branch.

SUBCOMMITTEE ASSIGNMENTS**House File 604**

COMMERCE: Anderson, Chair; Breitbach and Petersen

SSB 1191

APPROPRIATIONS: Schneider, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

SSB 1192

APPROPRIATIONS: Schneider, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

SSB 1193

APPROPRIATIONS: Chelgren, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Schneider, Shipley, and Zumbach.

SSB 1194

APPROPRIATIONS: Chelgren, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Schneider, Shipley, and Zumbach.

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 506 (SSB 1190), a bill for an act concerning the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 19: Schneider, Kraayenbrink, Bolkcom, Boulton, Chelgren, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach. Nays, 1: Costello. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 507 (SSB 1192), a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 8: Bolkcom, Boulton, Danielson, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 1: Bertrand.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: HOUSE FILE 608, a bill for an act relating to the technical administration of the tax laws by the department of revenue, including administration of the research activities credit, income taxes, and the flood mitigation program, and including effective date and retroactive applicability provisions.

Recommendation: AMEND AND DO PASS, AS PROVIDED IN AMENDMENT S-3313.

Final Vote: Ayes, 14: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Quirmbach, Schultz, and Smith. Nays, none. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 617, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, relating to forest and fruit tree reservation requirements, the name of the state soil conservation committee, financing of soil conservation and water quality practices, the health of agricultural animals, issuance of two-year licenses and the collection of related fees imposed upon persons engaged in the marketing of agricultural animals and mining operations, license fees imposed upon pesticide dealers, tickets for delivering commodities in bulk, labeling of motor fuel pumps dispensing certain ethanol blended gasoline, the use of scales, providing for penalties, making penalties applicable, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Quirnbach, Schultz, and Smith. Nays, none. Absent, 1: Petersen.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

AMENDMENTS FILED

S-3308	S.F.	463	Waylon Brown
S-3309	H.F.	564	Amy Sinclair
S-3310	H.F.	564	Roby Smith
S-3311	H.F.	563	Brad Zaun
S-3312	H.F.	565	Amy Sinclair
S-3313	H.F.	608	Ways and Means
S-3314	H.F.	569	Joe Bolkcom
S-3315	S.F.	481	Matt McCoy
S-3316	S.F.	465	House

JOURNAL OF THE SENATE

NINETY-FIFTH CALENDAR DAY
SIXTY-FIFTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 13, 2017

The Senate met in regular session at 9:05 a.m., President Whitver presiding.

Prayer was offered by Pastor Richard Wearmouth of the Christian Life Church in Independence, Iowa. He was the guest of Senator C. Johnson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mr. Bill Jaquith, father-in-law of Senator C. Johnson.

The Journal of Wednesday, April 12, 2017, was approved.

SPECIAL PRESENTATION TO SENATE PAGES

The Senate Pages were invited to the well of the Senate for a special presentation and were thanked by Senators Dix and Ragan and President Whitver for their service to the Senate.

A Certificate of Excellence for serving with honor and distinction as a Senate Page during the 2017 Regular Eighty-seventh General Assembly and a gift were presented to each of the following pages:

Tommy Anderson, Katelyn Decker, Brianna Goebel, Olivia Habinck, Wylie Halferty, Tanner Halleran, Caroline Kirchhoff, Devyn Leeson, Jordyn Sanders, Mary Tess Urbanek, Abram Watson, and Alex Zumbach.

The Senate rose and expressed its appreciation.

BILL REFERRED TO COMMITTEE

President Whitver announced that **Senate File 506** was referred from the Appropriations Calendar to the committee on **Ways and Means** under Senate Rule 38.

The Senate stood at ease at 9:18 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 10:46 a.m., President Pro Tempore Behn presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bertrand, until he arrives, on request of Senator Dix.

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 516

Senator Dix called up for consideration **House File 516**, a bill for an act relating to the conduct and administration of elections, including voter registration, absentee voting, voter identity verification, signature verification, polling place prohibitions, commissioner duties and certifications, voter misconduct information and reporting, straight party voting, and post-election audits, creating an electronic poll book and polling place technology revolving loan fund, providing penalties, and including effective date and applicability provisions, amended by the Senate and further amended by the House in House amendment S-3304 to Senate amendment H-1238, filed April 11, 2017.

Senator Smith moved that the Senate concur in the House amendment to the Senate amendment.

President Whitver took the chair at 10:52 a.m.

A record roll call was requested.

On the question “Shall the motion to concur be adopted?” (H.F. 516), the vote was:

Yeas, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Bertrand

The motion prevailed and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Smith moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 516), the vote was:

Yeas, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Breitbach	Edler	Kraayenbrink	Sinclair
Brown	Feenstra	Lofgren	Smith
Chapman	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	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.

SPECIAL GUEST

President Whitver introduced to the Senate chamber, the Honorable Joni K. Ernst, former Iowa State Senator and current U.S. Senator.

The Senate rose and expressed its welcome.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 69, 89, and 184.

House File 69

On motion of Senator Shipley, **House File 69**, a bill for an act modifying penalties for trespassing, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Chapman offered amendment S-3318, filed by him from the floor to page 1 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3318 be adopted?” (H.F. 69), the vote was:

Yeas, 39:

Allen	Dawson	Kapucian	Schultz
Anderson	Dix	Kinney	Segebart
Behn	Dvorsky	Kraayenbrink	Shipley
Bowman	Edler	Lofgren	Sinclair
Breitbach	Feenstra	Lykam	Smith
Brown	Garrett	Mathis	Taylor
Chapman	Greene	McCoy	Whitver
Chelgren	Guth	Ragan	Zaun
Costello	Horn	Rozenboom	Zumbach
Danielson	Johnson, C.	Schneider	

Nays, 10:

Bisignano	Dotzler	Jochum	Quirmbach
Bolkcom	Hart	Johnson, D.	
Boulton	Hogg	Petersen	

Absent, 1:

Bertrand

Amendment S–3318 was adopted.

Senator Shipley offered amendment S–3317, filed by him from the floor to page 1 of the bill, and moved its adoption.

Amendment S–3317 was adopted by a voice vote.

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.

Senator Zaun took the chair at 11:23 a.m.

President Whitver took the chair at 11:25 a.m.

On the question "Shall the bill pass?" (H.F. 69), the vote was:

Yeas, 44:

Allen	Danielson	Hogg	Ragan
Anderson	Dawson	Horn	Rozenboom
Behn	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
Chapman	Greene	Lykam	Whitver
Chelgren	Guth	Mathis	Zaun
Costello	Hart	Quirnbach	Zumbach

Nays, 5:

Bisignano	McCoy	Taylor
Jochum	Petersen	

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.

House File 89

On motion of Senator Schneider, **House File 89**, a bill for an act authorizing a retirement system merger relating to an alternative retirement system for certain school district employees, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Schneider 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. 89), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley

Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 184

On motion of Senator Shipley, **House File 184**, a bill for an act relating to information required to be contained in petitions for administration of small estates and including applicability provisions, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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?” (H.F. 184), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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 **House Files 69, 89, 184, and 516** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 195, 371, 523, and 524.

House File 195

On motion of Senator Shipley, **House File 195**, a bill for an act relating to requests for notice of probate proceedings, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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?” (H.F. 195), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Elder	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach

Chelgren	Hogg	Quirmbach
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.

House File 371

On motion of Senator Garrett, **House File 371**, a bill for an act relating to attorney fees and court costs in an action to quiet title after a request for a quitclaim deed, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, 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. 371), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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.

SPECIAL GUEST

President Whitver introduced to the Senate chamber, the Honorable Steve King, former Iowa State Senator and current U.S. Congressman.

The Senate rose and expressed its welcome.

House File 523

On motion of Senator Edler, **House File 523**, a bill for an act providing medical examiners access to information in the drug prescribing and dispensing information program, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

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?" (H.F. 523), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	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.

House File 524

On motion of Senator Garrett, **House File 524**, a bill for an act relating to controlled substances, including reporting under the drug prescribing and dispensing information program and making penalties applicable, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Garrett offered amendment S-3267, filed by the committee on Judiciary on March 30, 2017, to page 1 and amending the title page of the bill, and moved its adoption.

Amendment S-3267 was adopted by a voice vote.

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. 524), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
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 **House Files 195, 371, 523, and 524** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Dix called up the appointment of Major General Timothy Orr as State of Iowa Adjutant General, placed on the Individual Confirmation Calendar on April 4, 2017, found on page 879 of the Senate Journal.

Senator Dawson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Ron Hansen as Superintendent of Banking, placed on the Individual Confirmation Calendar on March 28, 2017, found on page 804 of the Senate Journal.

Senator Zumbach moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, none.

Absent, 1:

Bertrand

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 12:05 p.m. until 9:00 a.m., Friday, April 14, 2017.

APPENDIX

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Thursday, April 13, 2017, 1:05 p.m.

Recessed: 1:10 p.m.

Reconvened: 2:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Boulton, Chelgren, Costello, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: Bertrand and Danielson (both excused).

Committee Business: Passed SSBs 1191, 1193, 1194, and 1195.

Adjourned: 3:15 p.m.

WAYS AND MEANS

Convened: Thursday, April 13, 2017, 12:10 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: None.

Committee Business: Approved SF 506 and HF 609.

Adjourned: 12:50 p.m.

INTRODUCTION OF BILLS

Senate File 508, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 509, by committee on Appropriations, a bill for an act relating to appropriations to the justice system.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 510, by committee on Appropriations, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 511, by committee on Appropriations, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Read first time under Rule 28 and **placed on Appropriations calendar**.

STUDY BILL RECEIVED

SSB 1195 Appropriations

Relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 506

WAYS AND MEANS: Feenstra, Chair; Anderson, Behn, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith

House File 627

WAYS AND MEANS: Feenstra, Chair; Quirmbach and Smith

House File 628

WAYS AND MEANS: Feenstra, Chair; Behn and Dotzler

SSB 1195

APPROPRIATIONS: Shipley, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Schneider, and Zumbach

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 508 (SSB 1194), a bill for an act relating to appropriations to the judicial branch.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 7: Bolkcom, Boulton, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 2: Bertrand and Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 509 (SSB 1193), a bill for an act relating to appropriations to the justice system.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 7: Bolkcom, Boulton, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 2: Bertrand and Danielson.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 510 (SSB 1195), a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 7: Bolkcom, Boulton, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 2: Bertrand and Danielson.

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 510, and they were attached to the committee report.

ALSO:

Bill Title: *SENATE FILE 511 (SSB 1191), a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 7: Bolkcom, Boulton, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, 2: Bertrand and Danielson.

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 511, and they were attached to the committee report.

WAYS AND MEANS

Bill Title: SENATE FILE 506, a bill for an act concerning the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 14: Feenstra, Behn, Jochum, Anderson, Bolkcom, Breitbach, Brown, Dotzler, Edler, McCoy, Petersen, Quirmbach, Schultz, and Smith. Nays, 1: Dawson. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: HOUSE FILE 609, a bill for an act providing for the imposition of the local hotel and motel tax by a land use district.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Feenstra, Behn, Anderson, Breitbach, Brown, Dawson, Edler, Schultz, and Smith. Nays, 6: Jochum, Bolkcom, Dotzler, McCoy, Petersen, and Quirmbach. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

PRESENTATION OF VISITORS

Senator Feenstra welcomed to the Senate chamber the 2017 Orange City, Iowa, Tulip Court; Queen Karli Lang, Emma De Jong, Olivia Duesenberg, Sydnee Olson, and Noelle Sampson, who were present in the northwest balcony.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 12, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 230 – Concerning payment of insurance premium costs by members and full-time employees of the general assembly and including effective date and applicability provisions.

Senate File 257 – Relating to bass fishing in the state.

Senate File 358 – Relating to search warrants, by allowing an application for and the issuance of a search warrant by electronic means, and allowing for the written inventory of any property seized to be filed with the clerk of the district court, and including effective date provisions.

Senate File 439 – Relating to the disposal or return of certain notices and certificates filed or recorded during certain periods of time.

Senate File 462 – Relating to the transfer of moneys collected by the office of the chief information officer for furnishing certified abstracts of drivers' operating records.

Senate File 472 – Relating to snowmobile registration and use of moneys from the special snowmobile fund.

Senate File 479 – Relating to the performance of educational services by licensed dental hygienists.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 13, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 250 – Establishing a notification requirement for mammogram reports to patients, and including effective date provisions.

Senate File 355 – Relating to municipal utilities, by restricting the regulatory authority of the Iowa utilities board with regard to certain services, and authorizing city utilities to require deposits for gas or electric services for residential rental properties.

Senate File 373 – Relating to service in the national guard and reserve components of the armed forces, including applicability of reemployment protections, and military justice jurisdiction and statutes of limitation.

Senate File 413 – Relating to statute-of-repose periods for improvements to real property and including applicability provisions.

Senate File 438 – Relating to bidding and contracting for public improvement projects, making penalties applicable, and including effective date and applicability provisions.

AMENDMENTS FILED

S-3317	H.F.	69	Tom Shipley
S-3318	H.F.	69	Jake Chapman

JOURNAL OF THE SENATE

NINETY-SIXTH CALENDAR DAY
SIXTY-SIXTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, April 14, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer and the Pledge of Allegiance were led by Caleb Hunter of Waukee, Iowa.

The Journal of Thursday, April 13, 2017, was approved.

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 April 13, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 393, a bill for an act relating to programs and activities under the purview of the department of public health, and including effective date provisions.

House File 601, a bill for an act providing for the confidentiality of certain cyber security and critical infrastructure information developed and maintained by a government body.

ALSO: That the House has on April 13, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 431, a bill for an act relating to the siting of small wireless facilities. (S-3319)

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 9:03 a.m. until 9:00 a.m., Monday, April 17, 2017.

APPENDIX**REPORT OF COMMITTEE MEETING****ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE**

Convened: Thursday, April 13, 2017, 4:15 p.m.

Members Present: Lofgren, Chair; Breitbach, Vice Chair; Dotzler, Ranking Member; Allen, and Greene.

Members Absent: None.

Committee Business: Budget bill discussion.

Adjourned: 4:35 p.m.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following reports:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 14th day of April, 2017.

Senate Files 234 and 444.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENT FILED

S-3319 S.F. 431 House

JOURNAL OF THE SENATE

NINETY-NINTH CALENDAR DAY
SIXTY-SEVENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Monday, April 17, 2017

The Senate met in regular session at 9:04 a.m., President Whitver presiding.

Prayer was offered by Pastor Bob Speirs of St. John's Lutheran Church in Des Moines, Iowa. He was the guest of Senator Bisignano.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Devyn Leeson.

The Journal of Friday, April 14, 2017, was approved.

The Senate stood at ease at 9:07 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:02 a.m., President Whitver presiding.

RECESS

On motion of Senator Dix, the Senate recessed at 11:03 a.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 3:13 p.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

APPROPRIATIONS

Bill Title: *SENATE FILE 512 (formerly SF 482), a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Schneider, Kraayenbrink, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 9: Bolkcom, Bertrand, Boulton, Danielson, Dotzler, Hart, Mathis, McCoy, and Ragan. 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 Appropriations Committee on Senate File 512, and they were attached to the committee report.

INTRODUCTION OF BILL

Senate File 512, by committee on Appropriations, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

BILL REFERRED TO COMMITTEE

President Whitver announced that **Senate File 512** was referred from the Appropriations Calendar to the committee on **Ways and Means** under Senate Rule 38.

RECESS

On motion of Senator Dix, the Senate recessed at 3:14 p.m. until the completion of a meeting of the committee on Ways and Means.

RECONVENED

The Senate reconvened at 3:59 p.m., President Whitver presiding.

The Senate stood at ease at 4:00 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 4:52 p.m., President Whitver presiding.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCoy, until he returns, on request of Senator Hogg.

HOUSE AMENDMENT CONSIDERED

Senate File 404

Senator Dix called up for consideration **Senate File 404**, a bill for an act relating to the use of experimental treatments for patients with a terminal illness, amended by the House in House amendment S-3303, filed April 11, 2017.

Senator Bertrand moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Bertrand moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 404), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shiple
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	Petersen	Zumbach
Chapman	Hart	Quirmbach	
Chelgren	Hogg	Ragan	
Costello	Horn	Rozenboom	

Nays, none.

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 465

Senator Dix called up for consideration **Senate File 465**, a bill for an act relating to medical malpractice claims, including noneconomic damage awards and expert witnesses, amended by the House in House amendment S–3316, filed April 12, 2017.

Senator Schneider moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schneider moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 465), the vote was:

Yeas, 37:

Allen	Danielson	Johnson, C.	Segebart
Anderson	Dawson	Kapucian	Shiple
Behn	Dix	Kinney	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Bowman	Feenstra	Lofgren	Whitver
Breitbach	Garrett	Lykam	Zaun
Brown	Greene	Ragan	Zumbach
Chapman	Guth	Rozenboom	
Chelgren	Hart	Schneider	
Costello	Horn	Schultz	

Nays, 12:

Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Johnson, D.	Quirnbach
Boulton	Hogg	Mathis	Taylor

Absent, 1:

McCoy

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 500.

Senate File 500

On motion of Senator Chelgren, **Senate File 500**, a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations, 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. 500), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Ragan
Anderson	Dawson	Jochum	Rozenboom
Behn	Dix	Johnson, C.	Schneider
Bertrand	Dotzler	Johnson, D.	Schultz
Bolkcom	Dvorsky	Kapucian	Segebart
Boulton	Edler	Kinney	Shipley
Bowman	Feenstra	Kraayenbrink	Sinclair
Breitbach	Garrett	Lofgren	Smith
Brown	Greene	Lykam	Taylor
Chapman	Guth	Mathis	Whitver
Chelgren	Hart	Petersen	Zaun
Costello	Hogg	Quirmbach	Zumbach

Nays, 1:

Bisignano

Absent, 1:

McCoy

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 404, 465, and 500** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 505 and House File 607.

Senate File 505

On motion of Senator Smith, **Senate File 505**, a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions, was taken up for consideration.

Senator Smith 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. 505), the vote was:

Yeas, 49:

Allen	Dawson	Johnson, C.	Schneider
Anderson	Dix	Johnson, D.	Schultz
Behn	Dotzler	Kapucian	Segebart
Bertrand	Dvorsky	Kinney	Shiple
Bisignano	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	
Danielson	Jochum	Rozenboom	

Nays, 1:

Bolkcom

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 607

On motion of Senator Smith, **House File 607**, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce, with report of committee recommending passage, was taken up for consideration.

Senator Smith 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. 607), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 509.

Senate File 509

On motion of Senator Chelgren, **Senate File 509**, a bill for an act relating to appropriations to the justice system, was taken up for consideration.

Senator Chelgren offered amendment S-3322, filed by him from the floor to pages 1-2, 21, and 22 of the bill, and moved its adoption.

Amendment S-3322 was adopted by a voice vote.

Senator Taylor offered amendment S-3320, filed by him from the floor to page 21 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3320 be adopted?" (S.F. 509), the vote was:

Yeas, 21:

Allen	Dotzler	Kinney	Ragan
Bisignano	Dvorsky	Lykam	Taylor
Bolkcom	Hart	Mathis	Zaun
Boulton	Hogg	McCoy	
Bowman	Horn	Petersen	
Danielson	Jochum	Quirnbach	

Nays, 29:

Anderson	Dawson	Johnson, D.	Shiple
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zumbach
Chapman	Greene	Schneider	
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Absent, none.

Amendment S-3320 lost.

Senator Zaun took the chair at 5:43 p.m.

President Whitver took the chair at 5:45 p.m.

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. 509), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shiple	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 505** and **509** and **House File 607** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 508.

Senate File 508

On motion of Senator Chelgren, **Senate File 508**, a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Senator Chelgren withdrew amendment S-3325, filed by him from the floor to pages 3 and 7 of the bill.

Senator Chelgren offered amendment S-3328, filed by him from the floor to pages 3, 4, and 7 of the bill, and moved its adoption.

Amendment S-3328 was adopted by a voice vote.

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. 508), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 File 508** be **immediately messaged** to the House.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 510 and 506.

Senate File 510

On motion of Senator Shipley, **Senate File 510**, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions, was taken up for consideration.

Senator Shipley offered amendment S–3326, filed by him from the floor to pages 13, 14, 17, 21, 38, 39, and 42 of the bill, and moved its adoption.

Amendment S–3326 was adopted by a voice vote.

Senator Quirmbach offered amendment S–3323, filed by him from the floor to pages 24–26 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3323 be adopted?” (S.F. 510), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Chelgren	Horn	McCoy	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shipley
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment S–3323 lost.

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. 510), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver

Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 506

On motion of Senator Greene, **Senate File 506**, a bill for an act concerning the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions, with report of committee on Ways and Means recommending passage, was taken up for consideration.

Senator Greene offered amendment S-3324, filed by him from the floor to pages 3, 9, 13, 17, and 21 of the bill, and moved its adoption.

Amendment S-3324 was adopted by a voice vote.

Senator Chelgren withdrew amendment S-3321, filed by him from the floor to pages 17-18 of the bill.

Senator Chelgren offered amendment S-3327, filed by him from the floor to pages 17 and 18 of the bill, and moved its adoption.

Amendment S-3327 was adopted by a voice vote.

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. 506), the vote was:

Yeas, 45:

Allen	Dotzler	Kapucian	Schultz
Anderson	Dvorsky	Kinney	Segebart
Behn	Edler	Kraayenbrink	Shipley
Bertrand	Feenstra	Lofgren	Sinclair
Bisignano	Greene	Lykam	Smith
Bolkcom	Guth	Mathis	Taylor
Boulton	Hart	McCoy	Whitver
Brown	Hogg	Petersen	Zaun
Chapman	Horn	Quirmbach	Zumbach
Chelgren	Jochum	Ragan	
Danielson	Johnson, C.	Rozenboom	
Dix	Johnson, D.	Schneider	

Nays, 5:

Bowman	Costello	Garrett
Breitbach	Dawson	

Absent, none.

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 506** and **510** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:37 p.m. until 9:00 a.m., Tuesday, April 18, 2017.

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:

DEPARTMENT OF HUMAN SERVICES

Nursing Facilities Private Room Supplementation Report, pursuant to Iowa Code section 249A.4(10). Report received on April 17, 2017.

CERTIFICATES OF RECOGNITION

The Secretary of the Senate issued the following certificates of recognition:

Richard and Helen Black, Farley—For celebrating their 50th wedding anniversary. Senator Bowman.

Jeanette Kawaguchi, Des Moines—For celebrating her 100th birthday. Senator McCoy.

North of Grand Neighborhood Association, Des Moines—For winning the 2017 Loren Horten Community History Award. Senator McCoy.

Harold Weihe, Waterloo—For celebrating his 90th birthday. Senator Dotzler.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Monday, April 17, 2017, 1:00 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Bertrand, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Approved SF 482, as amended; passed SSBs 1196 and 1197.

Adjourned: 2:55 p.m.

WAYS AND MEANS

Convened: Monday, April 17, 2017, 3:05 p.m.

Members Present: Feenstra, Chair; Behn, Vice Chair; Jochum, Ranking Member; Anderson, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, McCoy, Petersen, Quirnbach, Schultz, and Smith.

Members Absent: None.

Committee Business: Approved SF 512.

Adjourned: 3:50 p.m.

ECONOMIC DEVELOPMENT APPROPRIATIONS SUBCOMMITTEE

Convened: Thursday, April 13, 2017, 4:15 p.m.

Members Present: Lofgren, Chair; Breitbach, Vice Chair; Dotzler, Ranking Member; Allen, and Greene.

Members Absent: None.

Committee Business: Discussed budget bill.

Adjourned: 4:35 p.m.

**TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS
APPROPRIATIONS SUBCOMMITTEE**

Convened: Monday, April 17, 2017, 11:00 a.m.

Members Present: Bertrand, Chair; Kapucian, Vice Chair; McCoy, Ranking Member; Anderson, and Bowman.

Members Absent: None.

Committee Business: Discussed and approved budget recommendations.

Adjourned: 12:00 p.m.

INTRODUCTION OF BILLS

Senate File 513, by committee on Appropriations, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

Read first time under Rule 28 and **placed on Appropriations calendar.**

Senate File 514, by committee on Appropriations, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar.**

STUDY BILLS RECEIVED

SSB 1196 Appropriations

Making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

SSB 1197 Appropriations

Relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate File 512

WAYS AND MEANS: Feenstra, Chair; Anderson, Behn, Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith

SSB 1196

APPROPRIATIONS: Schneider, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach

SSB 1197

APPROPRIATIONS: Bertrand, Chair; McCoy and Schneider

FINAL COMMITTEE REPORTS OF BILL ACTION

APPROPRIATIONS

Bill Title: SENATE FILE 513 (SSB 1196), a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 14: Schneider, Kraayenbrink, Bertrand, Chelgren, Costello, Danielson, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 7: Bolkcom, Boulton, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: SENATE FILE 514 (SSB 1197), a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 20: Schneider, Kraayenbrink, Bertrand, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach. Nays, 1: Bolkcom. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WAYS AND MEANS

Bill Title: SENATE FILE 512, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions.

Recommendation: DO PASS.

Final Vote: Ayes, 9: Feenstra, Behn, Anderson, Breitbach, Brown, Dawson, Edler, Schultz, and Smith. Nays, 6: Jochum, Bolkcom, Dotzler, McCoy, Petersen, and Quirmbach. 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 Appropriations Committee on Senate File 512, and they were attached to the committee report.

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on April 17, 2017:

I am withdrawing the name of David Edwards to serve as a member of the Board of Massage Therapy from further consideration by the Senate.

I am withdrawing the name of Rebecca Kmett to serve as a member of the Board of Podiatry from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on April 17, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Massage Therapy, formerly held by David Edwards. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Board of Podiatry, formerly held by Sarah Kleffman. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 17, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 234 – Relating to the use of electronic communication devices to write, send, or view electronic messages while driving as a primary offense, and making penalties applicable.

Senate File 444 – Relating to public safety on highways, including the use of electronic communication devices while driving where such use results in death and the establishment of a statewide sobriety and drug monitoring program, and providing penalties.

AMENDMENTS FILED

S-3320	S.F.	509	Rich Taylor
S-3321	S.F.	506	Mark Chelgren
S-3322	S.F.	509	Mark Chelgren
S-3323	S.F.	510	Herman C. Quirmbach
S-3324	S.F.	506	Thomas A. Greene
S-3325	S.F.	508	Mark Chelgren
S-3326	S.F.	510	Tom Shipley
S-3327	S.F.	506	Mark Chelgren
S-3328	S.F.	508	Mark Chelgren

JOURNAL OF THE SENATE

ONE HUNDREDTH CALENDAR DAY
SIXTY-EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Tuesday, April 18, 2017

The Senate met in regular session at 9:01 a.m., President Whitver presiding.

Prayer was offered by Imam Taha Tawil of the Mother Mosque of America in Cedar Rapids, Iowa. He was the guest of Senator Hogg.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jordyn Sanders.

The Journal of Monday, April 17, 2017, was approved.

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 April 17, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 502, a bill for an act relating to banks, credit unions, and certain consumer credit transactions.

Senate File 503, a bill for an act providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions.

ALSO: That the House has on April 17, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 434, a bill for an act relating to the sealing of certain criminal offenders' juvenile delinquency records. (S-3329)

ALSO: That the House has on April 17, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 633, a bill for an act relating to shared operational functions for purposes of supplementary weighting for school districts.

Read first time and referred to committee on **Appropriations**.

House File 640, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

Read first time and attached to **companion Senate File 507**.

House File 642, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters.

Read first time and attached to **similar Senate File 511**.

RECESS

On motion of Senator Dix, the Senate recessed at 9:10 a.m. until the completion of a meeting of the committee on Appropriations.

RECONVENED

The Senate reconvened at 5:03 p.m., President Whitver presiding.

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 April 18, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 274, a bill for an act relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group.

Senate File 489, a bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions.

ALSO: That the House has on April 18, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 631, a bill for an act relating to the establishment of certain licenses and fees by rules adopted by the natural resource commission and including coordinating and transition provisions, and effective date provisions.

Read first time and referred to committee on **Ways and Means**.

House File 634, a bill for an act relating to educational assistance programs administered by the department of public health or the college student aid commission for nurses, physician assistants, advanced registered nurse practitioners, and nurse educators.

Read first time and referred to committee on **Appropriations**.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 488.

Senate File 488

On motion of Senator Feenstra, **Senate File 488**, a bill for an act relating to the workforce housing tax incentives program by increasing the maximum dollar amount that may be allocated to the program, by requiring allocation to certain housing projects, and by increasing the percentage of investment for tax incentives for certain housing projects, was taken up for consideration.

Senator Feenstra withdrew amendment S–3334, filed by him from the floor to pages 1 and 2 and amending the title page of the bill.

Senator Feenstra offered amendment S–3340, filed by him from the floor to pages 1 and 2 and amending the title page of the bill, and moved its adoption.

Amendment S–3340 was adopted by a voice vote.

With the adoption of amendment S–3340, the Chair ruled amendment S–3335, filed by Senator Feenstra from the floor to page 2 and amending the title page of the bill, out of order.

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. 488), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 431

Senator Dix called up for consideration **Senate File 431**, a bill for an act relating to the siting of small wireless facilities, amended by the House in House amendment S-3319, filed April 14, 2017.

Senator Zumbach moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Zumbach moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 431), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 504.

Senate File 504

On motion of Senator Feenstra, **Senate File 504**, a bill for an act relating to the funding of mental health and disability services, by modifying the mental health and disability services property tax levy, providing for the transfer of certain county hospital property taxes, providing for the use of certain excess cash flow amounts, and including effective date and applicability provisions, was taken up for consideration.

Senator Feenstra offered amendment S-3333, 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-3333 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. 504), the vote was:

Yeas, 46:

Allen	Dawson	Jochum	Schneider
Anderson	Dix	Johnson, C.	Schultz
Behn	Dotzler	Johnson, D.	Segebart
Bertrand	Dvorsky	Kapucian	Shipley
Bolkcom	Edler	Kinney	Sinclair
Bowman	Feenstra	Kraayenbrink	Smith
Breitbach	Garrett	Lofgren	Taylor
Brown	Greene	Lykam	Whitver

Chapman	Guth	Mathis	Zaun
Chelgren	Hart	Quirnbach	Zumbach
Costello	Hogg	Ragan	
Danielson	Horn	Rozenboom	

Nays, 4:

Bisignano	Boulton	McCoy	Petersen
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Absent, none.

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 Files 431, 488, and 504** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 608.

House File 608

On motion of Senator Feenstra, **House File 608**, a bill for an act relating to the technical administration of the tax laws by the department of revenue, including administration of the research activities credit, income taxes, and the flood mitigation program, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Feenstra offered amendment S-3313, filed by the committee on Ways and Means on April 12, 2017, to page 5 of the bill, and moved its adoption.

Amendment S-3313 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?” (H.F. 608), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

HOUSE AMENDMENT CONSIDERED

Senate File 471

Senator Dix called up for consideration **Senate File 471**, a bill for an act relating to feticide, making penalties applicable, and including effective date provisions, amended by the House in House amendment S-3289, filed April 6, 2017.

Senator Bertrand offered amendment S-3342, filed by him from the floor to pages 1-9 of House amendment S-3289.

Senator Chelgren raised the point of order that amendment S-3342 to House amendment S-3289 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3342 out of order.

Senator Zaun took the chair at 6:04 p.m.

President Whitver took the chair at 6:05 p.m.

Senator Costello moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Costello moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

Senator Hogg raised the objection that the title of Senate File 471, as amended by the House in House amendment S-3289, is not the title reflected on the daily debate calendar and therefore was not the title presented to the public prior to today's consideration of Senate File 471 by the Senate.

Senator Dix moved that the title of Senate File 471, as provided in House amendment S-3289, and concurred in by the Senate, be the title of Senate File 471.

A record roll call was requested to approve the title of Senate File 471.

On the question "Shall the title as amended by the House and concurred in by the Senate be approved?"

Yeas, 30:

Anderson	Dawson	Johnson, D.	ShIPLEY
Behn	Dix	Kapucian	SINCLAIR
Bertrand	Edler	Kraayenbrink	SMITH
Breitbach	Feenstra	Lofgren	WHITVER
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Nays, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirmbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Absent, none.

The title as amended by the House was agreed to.

On the question “Shall the bill pass?” (S.F. 471), the vote was:

Yeas, 30:

Anderson	Dawson	Johnson, D.	Shipley
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Nays, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirmbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

CONSIDERATION OF BILLS (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate Files 507 and 511.

Senate File 507

On motion of Senator Guth, **Senate File 507**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions, was taken up for consideration.

Senator Guth asked and received unanimous consent that **House File 640** be substituted for **Senate File 507**.

House File 640

On motion of Senator Guth, **House File 640**, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions, was taken up for consideration.

Senator Guth offered amendment S-3337, filed by him from the floor to pages 4, 5, 14, 15, 21, and 29-31 of the bill, and moved its adoption.

Amendment S-3337 was adopted by a voice vote.

Senator Guth 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. 640), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 511

On motion of Senator Kraayenbrink, **Senate File 511**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, was taken up for consideration.

Senator Kraayenbrink offered amendment S-3330, filed by him from the floor to pages 2, 11, 24, and 25 of the bill, and moved its adoption.

Amendment S-3330 was adopted by a voice vote.

Senator Kraayenbrink asked and received unanimous consent that **House File 642** be **substituted** for **Senate File 511**.

House File 642

On motion of Senator Kraayenbrink, **House File 642**, a bill for an act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, and the state board of regents, and providing for related matters, was taken up for consideration.

Senator Quirmbach offered amendment S-3346, filed by him from the floor to pages 14, 31, 47, and 48 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3346 be adopted?" (H.F. 642), the vote was:

Yeas, 23:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Segebart
Bowman	Hogg	Mathis	Taylor
Chelgren	Horn	McCoy	

Nays, 27:

Anderson	Dawson	Johnson, C.	ShIPLEY
Behn	Dix	Kapucian	SINCLAIR
Bertrand	Edler	Kraayenbrink	SMITH
Breitbach	Feenstra	Lofgren	WHITVER
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Costello	Guth	Schultz	

Absent, none.

Amendment S-3346 lost.

Senator Danielson withdrew amendment S-3339, filed by him from the floor to page 23 of the bill.

Senator McCoy offered amendment S-3343, filed by Senators McCoy and Petersen from the floor to page 31 of the bill.

Senator Kraayenbrink raised the point of order that amendment S-3343 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3343 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.

Senator Sinclair took the chair at 7:50 p.m.

President Whitver took the chair at 8:02 p.m.

On the question "Shall the bill pass?" (H.F. 642), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 File 471** and **House Files 608, 640** and **642** be **immediately messaged** to the House.

WITHDRAWN

Senator Guth asked and received unanimous consent that **Senate File 507** be **withdrawn** from further consideration of the Senate.

Senator Kraayenbrink asked and received unanimous consent that **Senate File 511** be **withdrawn** from further consideration of the Senate.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 8:23 p.m. until 9:00 a.m., Wednesday, April 19, 2017.

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:

ATTORNEY GENERAL

Iowa Consumer Credit Code Annual Report, pursuant to Iowa Code section 537.6104. Report received on April 18, 2017.

REPORT OF COMMITTEE MEETING

APPROPRIATIONS

Convened: Tuesday, April 18, 2017, 1:00 p.m.

Recessed: 1:05 p.m.

Reconvened: 2:50 p.m.

Members Present: Schneider, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Bertrand, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach.

Members Absent: None.

Committee Business: Passed SSBs 1198 and 1199.

Adjourned: 3:40 p.m.

INTRODUCTION OF BILLS

Senate File 515, by committee on Appropriations, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

Senate File 516, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions.

Read first time under Rule 28 and **placed on Appropriations calendar**.

STUDY BILLS RECEIVED

SSB 1198 Appropriations

Relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions.

SSB 1199 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

SSB 1200 Rules and Administration

Deferring action on the confirmation of certain appointments submitted by the Governor.

SUBCOMMITTEE ASSIGNMENTS

SSB 1198

APPROPRIATIONS: Schneider, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach

SSB 1199

APPROPRIATIONS: Schneider, Chair; Bertrand, Bolkcom, Boulton, Chelgren, Costello, Danielson, Dotzler, Garrett, Greene, Guth, Hart, C. Johnson, Kraayenbrink, Lofgren, Mathis, McCoy, Ragan, Rozenboom, Shipley, and Zumbach

SSB 1200

RULES AND ADMINISTRATION: Dix, Chair; Behn, Dvorsky, Feenstra, Hogg, Jochum, Ragan, Schneider, Sinclair, Smith, and Whitver

FINAL COMMITTEE REPORTS OF BILL ACTION**APPROPRIATIONS**

Bill Title: SENATE FILE 515 (SSB 1199), a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Schneider, Kraayenbrink, Bertrand, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 8: Bolkcom, Boulton, Danielson, Dotzler, Hart, Mathis, McCoy, and Ragan. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *SENATE FILE 516 (SSB 1198), a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 13: Schneider, Kraayenbrink, Bertrand, Chelgren, Costello, Garrett, Greene, Guth, C. Johnson, Lofgren, Rozenboom, Shipley, and Zumbach. Nays, 8: Bolkcom, Boulton, Danielson, Dotzler, Hart, Mathis, McCoy, and Ragan. 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 Appropriations Committee on Senate File 516, and they were attached to the committee report.

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 18th day of April, 2017.

Senate Files 51, 237, 275, 333, 362, 374, 403, 406, 411, 419, 451, 484, 493, and 497.

W. CHARLES SMITHSON
Secretary of the Senate

AMENDMENTS FILED

S-3329	S.F.	434	House
S-3330	S.F.	511	Tim Kraayenbrink
S-3331	S.F.	512	David Johnson
S-3332	S.F.	512	David Johnson
S-3333	S.F.	504	Randy Feenstra
S-3334	S.F.	488	Randy Feenstra
S-3335	S.F.	488	Randy Feenstra
S-3336	S.F.	512	Matt McCoy
S-3337	H.F.	640	Dennis Guth
S-3338	S.F.	513	David Johnson
S-3339	H.F.	642	Jeff Danielson
S-3340	S.F.	488	Randy Feenstra
S-3341	S.F.	512	Ken Rozenboom
S-3342	S.F.	471	Rick Bertrand
S-3343	H.F.	642	Matt McCoy Janet Petersen
S-3344	S.F.	176	Dan Zumbach
S-3345	H.F.	621	Dan Zumbach
S-3346	H.F.	642	Herman C. Quirmbach

JOURNAL OF THE SENATE

ONE HUNDRED FIRST CALENDAR DAY
SIXTY-NINTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, April 19, 2017

The Senate met in regular session at 9:05 a.m., President Whitver presiding.

Prayer was offered by the Ottumwa Meister Singers, directed by Mr. Dennis Vasconez. They were the guests of Senator Chelgren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Mary Tess Urbanek.

The Journal of Tuesday, April 18, 2017, was approved.

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 April 18, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 1, a bill for an act requiring jobs impact statements for administrative rules.

Senate File 505, a bill for an act providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions.

Senate File 508, a bill for an act relating to appropriations to the judicial branch.

Senate File 510, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

ALSO: That the House has on April 18, 2017, **concurred** in the Senate amendment **and passed** the following bill in which the concurrence of the House was asked:

House File 526, a bill for an act relating to the criminal offense of harassment or invasion of privacy, providing penalties, and making penalties applicable.

ALSO: That the House has on April 18, 2017, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 445, a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records. (S-3347)

Senate File 467, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits. (S-3348)

Senate File 509, a bill for an act relating to appropriations to the justice system. (S-3349)

ALSO: That the House has on April 18, 2017, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended, and passed** the following bill in which the concurrence of the Senate is asked:

House File 69, a bill for an act modifying penalties for trespassing. (S-3350)

ALSO: That the House has on April 18, 2017, **refused to concur** in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 440, a bill for an act relating to the filing and publication duties of county agricultural extension councils.

ALSO: That the House has on April 18, 2017, **passed** the following bills in which the concurrence of the Senate is asked:

House File 596, a bill for an act relating to an appropriation to support the national junior angus show and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

House File 636, a bill for an act relating to authorized expenditures from the veterans trust fund.

Read first time and referred to committee on **Appropriations**.

House File 637, a bill for an act relating to state government operations concerning background checks and investigations of employees of the office of the chief information officer and the credit union division and eliminating the technology advisory council.

Read first time and referred to committee on **Appropriations**.

House File 643, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions.

Read first time and attached to **similar Senate File 514**.

RECESS

On motion of Senator Dix, the Senate recessed at 9:15 a.m. until the completion of a meeting of the committee on Rules and Administration (1:15 p.m.)

RECONVENED

The Senate reconvened at 1:36 p.m., President Whitver presiding.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: SENATE RESOLUTION 17 (SSB 1200), a resolution deferring action on the confirmation of certain appointments submitted by the Governor.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 10: Dix, Whitver, Hogg, Behn, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, 1: Dvorsky. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

INTRODUCTION OF RESOLUTION

Senate Resolution 17, 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 Dix asked and received unanimous consent to take up for consideration Senate Resolution 17.

Senate Resolution 17

On motion of Senator Dix, **Senate Resolution 17**, A resolution for deferring action on the confirmation of certain appointments submitted by the Governor, was taken up for consideration.

Senator Dix moved the adoption of Senate Resolution 17, which motion prevailed by a voice vote.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 176.

Senate File 176

On motion of Senator Zumbach, **Senate File 176**, a bill for an act relating to programs and projects administered by the economic development authority, placed on the Unfinished Business Calendar on March 31, 2017, was taken up for consideration.

Senator Zumbach offered amendment S-3344, filed by him on April 18, 2017, to page 5 of the bill, and moved its adoption.

Amendment S-3344 was adopted by a voice vote.

Senator Zumbach asked and received unanimous consent that **House File 621** be substituted for **Senate File 176**.

House File 621

On motion of Senator Zumbach, **House File 621**, a bill for an act relating to programs and projects administered by the economic development authority, was taken up for consideration.

Senator Zumbach offered amendment S-3345, filed by him on April 18, 2017, to pages 5-6 of the bill, and moved its adoption.

Amendment S-3345 was adopted by a voice vote.

Senator Zumbach 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. 621), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun

Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Zumbach asked and received unanimous consent that **Senate File 176** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILL (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 356.

Senate File 356

On motion of Senator Feenstra, **Senate File 356**, a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions, was taken up for consideration.

Senator Feenstra asked and received unanimous consent that action on **Senate File 356** be **deferred**.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 296.

House File 296

On motion of Senator Schultz, **House File 296**, a bill for an act relating to controlled substances, including by temporarily designating substances as controlled substances, modifying the penalties for imitation controlled substances and certain controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and providing penalties, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Schultz withdrew amendment S-3299, filed by him on April 10, 2017, to pages 5-6 of the bill.

Senator Schultz offered amendment S-3351, filed by him from the floor to page 6 of the bill, and moved its adoption.

Amendment S-3351 was adopted by a voice vote.

Senator Greene offered amendment S-3307, filed by him on April 11, 2017, to page 11 and amending the title page of the bill, and moved its adoption.

Amendment S-3307 was adopted by a voice vote.

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?" (H.F. 296), the vote was:

Yeas, 48:

Allen	Danielson	Horn	Quirmbach
Anderson	Dawson	Jochum	Ragan
Behn	Dix	Johnson, C.	Rozenboom
Bertrand	Dotzler	Johnson, D.	Schneider
Bisignano	Dvorsky	Kapucian	Schultz
Boulton	Edler	Kinney	Segebart
Bowman	Feenstra	Kraayenbrink	Shiple
Breitbach	Garrett	Lofgren	Sinclair
Brown	Greene	Lykam	Smith

Chapman	Guth	Mathis	Whitver
Chelgren	Hart	McCoy	Zaun
Costello	Hogg	Petersen	Zumbach

Nays, 2:

Bolkcom Taylor

Absent, none.

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 **House Files 296** and **621** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 513.

Senate File 513

On motion of Senator Lofgren, **Senate File 513**, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters, was taken up for consideration.

Senator D. Johnson offered amendment S-3338, filed by him on April 18, 2017, to page 40 and amending the title page of the bill.

Senator Lofgren raised the point of order that amendment S-3338 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3338 out of order.

Senator Bisignano offered amendment S-3355, filed by him from the floor to page 40 and amending the title page of the bill.

Senator Lofgren raised the point of order that amendment S-3355 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3355 out of order.

Senator Lofgren 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. 513), the vote was:

Yeas, 31:

Anderson	Danielson	Johnson, C.	Segebart
Behn	Dawson	Johnson, D.	Shipley
Bertrand	Dix	Kapucian	Sinclair
Breitbach	Edler	Kraayenbrink	Smith
Brown	Feenstra	Lofgren	Whitver
Chapman	Garrett	Rozenboom	Zaun
Chelgren	Greene	Schneider	Zumbach
Costello	Guth	Schultz	

Nays, 19:

Allen	Dotzler	Jochum	Petersen
Bisignano	Dvorsky	Kinney	Quirnbach
Bolkcom	Hart	Lykam	Ragan
Boulton	Hogg	Mathis	Taylor
Bowman	Horn	McCoy	

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

CONSIDERATION OF BILLS (Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Files 609 and 617.

House File 609

On motion of Senator Feenstra, **House File 609**, a bill for an act providing for the imposition of the local hotel and motel tax by a land use district, with report of committee recommending passage, was taken up for consideration.

Senator Hart offered amendment S-3357, filed by her from the floor to page 3 and amending the title page of the bill.

Senator Feenstra raised the point of order that amendment S-3357 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3357 out of order.

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?" (H.F. 609), the vote was:

Yeas, 47:

Allen	Danielson	Horn	Ragan
Anderson	Dawson	Jochum	Rozenboom
Behn	Dix	Johnson, C.	Schneider
Bertrand	Dotzler	Kapucian	Schultz
Bisignano	Dvorsky	Kinney	Segebart
Bolkcom	Edler	Kraayenbrink	Shipley
Boulton	Feenstra	Lofgren	Sinclair
Breitbach	Garrett	Lykam	Smith
Brown	Greene	Mathis	Whitver
Chapman	Guth	McCoy	Zaun
Chelgren	Hart	Petersen	Zumbach
Costello	Hogg	Quirmbach	

Nays, 3:

Bowman	Johnson, D.	Taylor
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Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

House File 617

On motion of Senator Behn, **House File 617**, a bill for an act providing for the department of agriculture and land stewardship's administration of certain functions, relating to forest and fruit tree reservation requirements, the name of the state soil conservation committee, financing of soil conservation and water quality practices, the health of agricultural animals, issuance of two-year licenses and the collection of related fees imposed upon persons engaged in the marketing of agricultural animals and mining operations, license fees imposed upon pesticide dealers, tickets for delivering commodities in bulk, labeling of motor fuel pumps dispensing certain ethanol blended gasoline, the use of scales, providing for penalties, making penalties applicable, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Senator Behn 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. 617), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiplee
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 File 513** and **House Files 609** and **617** be **immediately messaged** to the House.

CONSIDERATION OF BILL
(Ways and Means Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 242.

House File 242

On motion of Senator Feenstra, **House File 242**, a bill for an act relating to the individual income tax checkoff for the Iowa election campaign fund by providing for the future repeal of the tax checkoff and the Iowa election campaign fund, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

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?" (H.F. 242), the vote was:

Yeas, 37:

Allen	Danielson	Johnson, D.	Segebart
Anderson	Dawson	Kapucian	ShIPLEY
Behn	Dix	Kinney	SINCLAIR
Bertrand	Edler	Kraayenbrink	SMITH
Bowman	Feenstra	Lofgren	Whitver
Breitbach	Garrett	Mathis	Zaun
Brown	Greene	Ragan	Zumbach
Chapman	Guth	Rozenboom	
Chelgren	Hart	Schneider	
Costello	Johnson, C.	Schultz	

Nays, 13:

Bisignano	Dvorsky	Lykam	Taylor
Bolkcom	Hogg	McCoy	
Boulton	Horn	Petersen	
Dotzler	Jochum	Quirmbach	

Absent, none.

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 **House File 242** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 514.

Senate File 514

On motion of Senator Bertrand, **Senate File 514**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions, was taken up for consideration.

Senator Bertrand offered amendment S-3352, filed by him from the floor to pages 1, 5-7, 11, 12, and 14 of the bill, and moved its adoption.

Amendment S-3352 was adopted by a voice vote.

Senator Bertrand asked and received unanimous consent that **House File 643** be **substituted** for **Senate File 514**.

(House File 643 was deferred.)

The Senate stood at ease at 2:56 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 3:36 p.m., President Whitver presiding.

The Senate resumed consideration of House File 643.

House File 643

On motion of Senator Bertrand, **House File 643**, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the state bond repayment fund, the technology reinvestment fund, and the revenue bonds capitals fund, providing for related matters, and including effective date provisions, was taken up for consideration.

Senator Bertrand 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. 643), the vote was:

Yeas, 42:

Allen	Danielson	Johnson, C.	Schneider
Anderson	Dawson	Johnson, D.	Schultz
Behn	Dix	Kapucian	Segebart
Bertrand	Dotzler	Kraayenbrink	Shiple
Bisignano	Dvorsky	Lofgren	Sinclair
Boulton	Edler	Lykam	Smith
Breitbach	Feenstra	Mathis	Whitver
Brown	Garrett	McCoy	Zaun
Chapman	Greene	Petersen	Zumbach
Chelgren	Guth	Ragan	
Costello	Horn	Rozenboom	

Nays, 8:

Bolkcom	Hart	Jochum	Quirmbach
Bowman	Hogg	Kinney	Taylor

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

WITHDRAWN

Senator Bertrand asked and received unanimous consent that **Senate File 514** be **withdrawn** from further consideration of the Senate.

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 April 19, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 401, a bill for an act relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable.

Senate File 499, a bill for an act prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions.

ALSO: That the House has on April 19, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 564, a bill for an act relating to school district funding and authorized expenditures and transfers and including effective date, applicability, and retroactive applicability provisions.

House File 565, a bill for an act relating to public school funding by authorizing the establishment of school district flexibility fund accounts and authorizing the transfer and expenditure of certain unexpended and unobligated funds.

ALSO: That the House has on April 19, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 648, a bill for an act relating to career and technical education programs and partnerships and including effective date provisions.

Read first time and referred to committee on **Appropriations**.

CONSIDERATION OF BILL
(Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 512.

Senate File 512

On motion of Senator Rozenboom, **Senate File 512**, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions, with report of committee on Ways and Means recommending passage, was taken up for consideration.

Senator D. Johnson offered amendment S-3331, filed by him on April 18, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Chelgren raised the point of order that amendment S-3331 was not germane to the bill.

The Chair ruled the point not well-taken and amendment S-3331 in order.

Senator D. Johnson moved the adoption of amendment S-3331.

A record roll call was requested.

On the question "Shall amendment S-3331 be adopted?" (S.F. 512), the vote was:

Yeas, 16:

Bolkcom	Greene	Johnson, D.	Petersen
Boulton	Hogg	Lykam	Quirmbach
Dotzler	Horn	Mathis	Ragan
Dvorsky	Jochum	McCoy	Taylor

Nays, 34:

Allen	Chelgren	Hart	Segebart
Anderson	Costello	Johnson, C.	Shipley
Behn	Danielson	Kapucian	Sinclair
Bertrand	Dawson	Kinney	Smith
Bisignano	Dix	Kraayenbrink	Whitver
Bowman	Edler	Lofgren	Zaun
Breitbach	Feenstra	Rozenboom	Zumbach
Brown	Garrett	Schneider	
Chapman	Guth	Schultz	

Absent, none.

Amendment S–3331 lost.

Senator Rozenboom offered amendment S–3356, filed by him from the floor to pages 1 and 18 of the bill, and moved its adoption.

Amendment S–3356 was adopted by a voice vote.

With the adoption of amendment S–3356, the Chair ruled amendment S–3336, filed by Senator McCoy on April 18, 2017, to page 1 of the bill; and amendment S–3341, filed by Senator Rozenboom on April 18, 2017, to page 1 of the bill, out of order.

Senator D. Johnson offered amendment S–3332, filed by him on April 18, 2017, to pages 1 and 6 and amending the title page of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3332 be adopted?” (S.F. 512), the vote was:

Yeas, 17:

Allen	Hart	Lykam	Ragan
Bolkcom	Hogg	Mathis	Taylor
Boulton	Horn	McCoy	
Dotzler	Jochum	Petersen	
Dvorsky	Johnson, D.	Quirmbach	

Nays, 33:

Anderson	Costello	Johnson, C.	Shipley
Behn	Danielson	Kapucian	Sinclair
Bertrand	Dawson	Kinney	Smith
Bisignano	Dix	Kraayenbrink	Whitver
Bowman	Edler	Lofgren	Zaun
Breitbach	Feenstra	Rozenboom	Zumbach
Brown	Garrett	Schneider	
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	

Absent, none.

Amendment S–3332 lost.

Senator D. Johnson offered amendment S–3358, filed by him from the floor to page 5 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3358 be adopted?” (S.F. 512), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S–3358 lost.

Senator Dvorsky offered amendment S-3354, filed by Senators Dvorsky, Hart, and Kinney from the floor to pages 9, 10, 16, and 17 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3354 be adopted?" (S.F. 512), the vote was:

Yeas, 22:

Allen	Danielson	Jochum	Petersen
Bisignano	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Chelgren	Horn	McCoy	

Nays, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Absent, none.

Amendment S-3354 lost.

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. 512), the vote was:

Yeas, 31:

Anderson	Costello	Johnson, C.	Segebart
Behn	Dawson	Kapucian	Shiple
Bertrand	Dix	Kinney	Sinclair
Bowman	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	

Nays, 19:

Allen	Dotzler	Jochum	Petersen
Bisignano	Dvorsky	Johnson, D.	Quirmbach
Bolkcom	Hart	Lykam	Ragan
Boulton	Hogg	Mathis	Taylor
Danielson	Horn	McCoy	

Absent, none.

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 File 512** and **House File 643** be **immediately messaged** to the House.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS

In accordance with Senate Rule 59, Senator Dix called up the following eligible appointees on the En Bloc Confirmation Calendar:

Benjamin Jung, Commission of Asian and Pacific Islander Affairs
Amy Iles, Boiler and Pressure Vessel Board

Senator Dix moved that the foregoing appointees be confirmed by the Senate.

On the question "Shall the appointees be confirmed?" the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	ShIPLEY
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The appointees, having received a two-thirds vote, were declared to have been confirmed by the Senate.

CONFIRMATION OF GOVERNOR'S APPOINTMENTS (Individual Confirmation Calendar)

Senator Dix called up the appointment and reappointment of Dr. Nicholas Chilcoat as a member of the Economic Development Authority, placed on the Individual Confirmation Calendar on April 5, 2017, found on page 902 of the Senate Journal.

Senator Dawson moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Gary Steinke as a member of the Higher Education Loan Authority, placed on the Individual Confirmation Calendar on March 30, 2017, found on page 836 of the Senate Journal.

Senator Kraayenbrink moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shipley
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Ragan	
Costello	Horn	Rozenboom	

Nays, 1:

Quirmbach

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Michael Mauro as Labor Commissioner, placed on the Individual Confirmation Calendar on April 4, 2017, found on page 879 of the Senate Journal.

Senator Schultz moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun

Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Terry Rich as Chief Executive Officer of the Iowa Lottery Authority, placed on the Individual Confirmation Calendar on March 28, 2017, found on page 805 of the Senate Journal.

Senator Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Diane Clark as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 3, 2017, found on page 856 of the Senate Journal.

Senator Smith moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 32:

Anderson	Costello	Johnson, C.	Schultz
Behn	Dawson	Johnson, D.	Segebart
Bertrand	Dix	Kapucian	Shiple
Bowman	Edler	Kinney	Sinclair
Breitbach	Feenstra	Kraayenbrink	Smith
Brown	Garrett	Lofgren	Whitver
Chapman	Greene	Rozenboom	Zaun
Chelgren	Guth	Schneider	Zumbach

Nays, 18:

Allen	Dotzler	Jochum	Quirnbach
Bisignano	Dvorsky	Lykam	Ragan
Bolkcom	Hart	Mathis	Taylor
Boulton	Hogg	McCoy	
Danielson	Horn	Petersen	

Absent, none.

The appointee, having not received a two-thirds vote, was declared to have failed confirmation by the Senate.

Senator Dix called up the appointment of Hamed Tewfik as a member of the Board of Medicine, placed on the Individual Confirmation Calendar on April 3, 2017, found on page 857 of the Senate Journal.

Senator Feenstra moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 32:

Anderson	Costello	Johnson, C.	Schultz
Behn	Dawson	Johnson, D.	Segebart
Bertrand	Dix	Kapucian	Shipley
Bowman	Edler	Kinney	Sinclair
Breitbach	Feenstra	Kraayenbrink	Smith
Brown	Garrett	Lofgren	Whitver
Chapman	Greene	Rozenboom	Zaun
Chelgren	Guth	Schneider	Zumbach

Nays, 18:

Allen	Dotzler	Jochum	Quirmbach
Bisignano	Dvorsky	Lykam	Ragan
Bolkcom	Hart	Mathis	Taylor
Boulton	Hogg	McCoy	
Danielson	Horn	Petersen	

Absent, none.

The appointee, having not received a two-thirds vote, was declared to have failed confirmation by the Senate.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Sinclair, until she returns, on request of Senator Dix.

Senator Dix called up the appointment of Chuck Gipp as Director of the Department of Natural Resources, placed on the Individual Confirmation Calendar on March 29, 2017, found on page 820 of the Senate Journal.

Senator Greene moved that the foregoing appointment be confirmed by the Senate.

On the question “Shall the appointee be confirmed?” the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz

Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Janet DeMott as a member of the Real Estate Commission, placed on the Individual Confirmation Calendar on April 4, 2017, found on page 880 of the Senate Journal.

Senator Schneider moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

Senator Dix called up the appointment of Lynn Schreder as a member of the Workforce Development Board, placed on the Individual Confirmation Calendar on April 4, 2017, found on page 880 of the Senate Journal.

Senator Chapman moved that the foregoing appointment be confirmed by the Senate.

On the question "Shall the appointee be confirmed?" the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	McCoy	Zumbach
Chapman	Hart	Petersen	
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, 1:

Sinclair

The appointee, having received a two-thirds vote, was declared to have been confirmed by the Senate.

RECESS

On motion of Senator Dix, the Senate recessed at 6:17 p.m. until 7:30 p.m.

RECONVENED

The Senate reconvened at 7:39 p.m., President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 48 present, 2 absent, and a quorum present.

Senator Schultz took the chair at 7:44 p.m.

President Whitver took the chair at 7:46 p.m.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED**House File 69**

Senator Dix called up for consideration **House File 69**, a bill for an act modifying penalties for trespassing, amended by the Senate and further amended by the House in House amendment S-3350 to Senate amendment H-1340, filed April 19, 2017.

Senator Shipley moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Shipley moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 69), the vote was:

Yeas, 49:

Allen	Danielson	Jochum	Schneider
Anderson	Dawson	Johnson, C.	Schultz
Behn	Dix	Johnson, D.	Segebart
Bertrand	Dotzler	Kapucian	Shipley
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Taylor
Bowman	Garrett	Lykam	Whitver
Breitbach	Greene	Mathis	Zaun
Brown	Guth	Petersen	Zumbach
Chapman	Hart	Quirnbach	
Chelgren	Hogg	Ragan	
Costello	Horn	Rozenboom	

Nays, 1:

McCoy

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

HOUSE AMENDMENTS CONSIDERED

Senate File 445

Senator Dix called up for consideration **Senate File 445**, a bill for an act relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records, amended by the House in House amendment S-3347, filed April 19, 2017.

Senator Dawson moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Dawson moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 445), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title, as amended, was agreed to.

Senate File 467

Senator Dix called up for consideration **Senate File 467**, a bill for an act relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits, amended by the House in House amendment S–3348, filed April 19, 2017.

Senator Garrett moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Garrett moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 467), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shiple
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirnbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

Senate File 509

Senator Dix called up for consideration **Senate File 509**, a bill for an act relating to appropriations to the justice system, amended by the House in House amendment S-3349, filed April 19, 2017.

Senator Chelgren moved that the Senate concur in the House amendment.

A nonrecord roll call was requested.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Chelgren moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 509), the vote was:

Yeas, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Edler	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun
Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, none.

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 445, 467, and 509** and **House File 69** be **immediately messaged** to the House.

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 April 19, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 513, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

ALSO: That the House has on April 19, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 653, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Read first time and attached to **similar Senate File 515**.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 8:31 p.m. until 9:00 a.m., Thursday, April 20, 2017.

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:

CREDIT UNION DIVISION

Judicial Review Report – Credit Union Division, pursuant to Iowa Code section 625.29. Report received on April 19, 2107.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Kristi Keller, Donnellson—For celebrating her 60th birthday. Senator Taylor.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Wednesday, April 19, 2017, 11:55 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith.

Members Absent: None.

Committee Business: Passed SSB 1200.

Adjourned: 11:55 a.m.

SUBCOMMITTEE ASSIGNMENT

House File 631

WAYS AND MEANS: Feenstra, Chair; Anderson, Behn Bolkcom, Breitbach, Brown, Dawson, Dotzler, Edler, Jochum, McCoy, Petersen, Quirmbach, Schultz, and Smith

WITHDRAWAL OF GOVERNOR'S APPOINTEES

The following letters from the Governor were received in the office of the Secretary of the Senate on April 18, 2017:

I am withdrawing the name of David Greenspon to serve as a member of the Iowa Finance Authority Board of Directors from further consideration by the Senate.

I am withdrawing the name of Tom Conley to serve as a member of the Iowa State Civil Rights Commission from further consideration by the Senate.

Sincerely,
TERRY E. BRANSTAD
Governor

GOVERNOR'S DEFERRAL LETTERS

The following letters from the Governor were received in the office of the Secretary of the Senate on April 18, 2017:

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa Finance Authority Board of Directors, formerly held by David Greenspon. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

Pursuant to Iowa Code section 2.32, please accept this letter as the notice of deferment of the appointment to the Iowa State Civil Rights Commission, formerly held by Tom Conley. This appointment has been deferred because our Administration has initiated, but has not yet completed, the selection process which will result in determining the most appropriate person to nominate for this position.

AMENDMENTS FILED

S-3347	S.F.	445	House
S-3348	S.F.	467	House
S-3349	S.F.	509	House
S-3350	H.F.	69	House
S-3351	H.F.	296	Jason Schultz
S-3352	S.F.	514	Rick Bertrand
S-3353	S.F.	356	Randy Feenstra
S-3354	S.F.	512	Robert E. Dvorsky Kevin Kinney Rita Hart
S-3355	S.F.	513	Tony Bisignano
S-3356	S.F.	512	Ken Rozenboom
S-3357	H.F.	609	Rita Hart
S-3358	S.F.	512	David Johnson
S-3359	S.F.	516	David Johnson
S-3360	H.F.	478	Randy Feenstra
S-3361	S.F.	516	David Johnson
S-3362	S.F.	516	David Johnson
S-3363	H.F.	573	Mark Lofgren

JOURNAL OF THE SENATE

ONE HUNDRED SECOND CALENDAR DAY
SEVENTIETH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, April 20, 2017

The Senate met in regular session at 9:02 a.m., President Whitver presiding.

Prayer was offered by Pastor Mario Lara of the Life Bridge Church of Christ in Des Moines, Iowa. He was the guest of Senator Garrett.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Joe Anderson, Eva Anderson, and Mary Anderson, the children of Senator Bill Anderson.

The Journal of Wednesday, April 19, 2017, was approved.

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 1:34 p.m., President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 44 present, 6 absent, and a quorum present.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 516.

Senate File 516

On motion of Senator Schneider, **Senate File 516**, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Senator Hogg asked and received unanimous consent that action on **Senate File 516** be **deferred**.

The Senate stood at ease at 1:47 p.m. until the fall of the gavel for the purpose of a Democratic party caucus.

The Senate resumed session at 2:15 p.m., President Whitver presiding.

UNFINISHED BUSINESS (Deferred April 19, 2017)

Senate File 356

The Senate resumed consideration of **Senate File 356**, a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions, deferred April 19, 2017.

Senator Feenstra offered amendment S-3353, filed by him on April 19, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill, and moved its adoption.

Amendment S-3353 was adopted by a voice vote.

Senator Feenstra asked and received unanimous consent that **House File 478** be **substituted** for **Senate File 356**.

House File 478

On motion of Senator Feenstra, **House File 478**, a bill for an act relating to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions, was taken up for consideration.

Senator Feenstra withdrew amendment S-3360, filed by him on April 19, 2017, striking and replacing everything after the enacting clause and amending the title page of the bill.

Senator Feenstra offered amendment S-3364, 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-3364 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?” (H.F. 478), the vote was:

Yeas, 50:

Allen	Danielson	Jochum	Rozenboom
Anderson	Dawson	Johnson, C.	Schneider
Behn	Dix	Johnson, D.	Schultz
Bertrand	Dotzler	Kapucian	Segebart
Bisignano	Dvorsky	Kinney	Shipley
Bolkcom	Edler	Kraayenbrink	Sinclair
Boulton	Feenstra	Lofgren	Smith
Bowman	Garrett	Lykam	Taylor
Breitbach	Greene	Mathis	Whitver
Brown	Guth	McCoy	Zaun
Chapman	Hart	Petersen	Zumbach
Chelgren	Hogg	Quirmbach	
Costello	Horn	Ragan	

Nays, none.

Absent, none.

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 **House File 478** be **immediately messaged** to the House.

WITHDRAWN

Senator Feenstra asked and received unanimous consent that **Senate File 356** be **withdrawn** from further consideration of the Senate.

BUSINESS PENDING

Senate File 516

The Senate resumed consideration of **Senate File 516**, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions, previously deferred.

Senator Bowman offered amendment S-3368, filed by Senators Bowman, Kinney, and McCoy from the floor to page 6 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3368 be adopted?" (S.F. 516), the vote was:

Yeas, 21:

Allen	Dotzler	Johnson, D.	Quirmbach
Bisignano	Dvorsky	Kinney	Ragan
Bolkcom	Hart	Lykam	Taylor
Boulton	Hogg	Mathis	
Bowman	Horn	McCoy	
Danielson	Jochum	Petersen	

Nays, 29:

Anderson	Dawson	Kapucian	Sinclair
Behn	Dix	Kraayenbrink	Smith
Bertrand	Elder	Lofgren	Whitver
Breitbach	Feenstra	Rozenboom	Zaun

Brown	Garrett	Schneider	Zumbach
Chapman	Greene	Schultz	
Chelgren	Guth	Segebart	
Costello	Johnson, C.	Shipley	

Absent, none.

Amendment S-3368 lost.

SPECIAL GUESTS

President Whitver introduced to the Senate chamber the Honorable Becky Schmitz, former member of the Senate from Jefferson County, Fairfield, Iowa.

The Senate rose and expressed its welcome.

President Whitver introduced to the Senate chamber U.S. Congressman Dave Loebsack.

The Senate rose and expressed its welcome.

Senator Zaun offered amendment S-3365, filed by him from the floor to page 8 of the bill.

Senator Schneider raised the point of order that amendment S-3365 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3365 out of order.

Senator Bisignano offered amendment S-3375, filed by Senators Bisignano and Boulton from the floor to page 8 of the bill.

Senator Schneider raised the point of order that amendment S-3375 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3375 out of order.

Senator Bowman offered amendment S-3377, filed by him from the floor to page 8 of the bill.

Senator Schneider raised the point of order that amendment S-3377 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3377 out of order.

Senator Kinney offered amendment S-3380, filed by him from the floor to page 8 of the bill.

Senator Schneider raised the point of order that amendment S-3380 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3380 out of order.

Senator Dix asked and received unanimous consent that action on **Senate File 516** be **deferred**.

The Senate stood at ease at 3:02 p.m. until the fall of the gavel.

The Senate resumed session at 3:29 p.m., President Whitver presiding.

The Senate resumed consideration of Senate File 516.

Senator Schneider offered amendment S-3369, filed by him from the floor to pages 9-12 of the bill.

Senator Schneider offered amendment S-3382, filed by him from the floor to page 1 of amendment S-3369, and moved its adoption.

Amendment S-3382 to amendment S-3369 was adopted by a voice vote.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator McCoy, until he returns, on request of Senator Hogg.

Senator Bisignano offered amendment S–3372, filed by Senators Bisignano, Dotzler, and Lykam from the floor to page 1 amendment S–3369, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3372 to amendment S–3369 be adopted?” (S.F. 516), the vote was:

Yeas, 20:

Allen	Danielson	Horn	Petersen
Bisignano	Dotzler	Jochum	Quirmbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	Zaun

Nays, 29:

Anderson	Dawson	Johnson, D.	Shipley
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zumbach
Chapman	Greene	Schneider	
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Absent, 1:

McCoy

Amendment S–3372 to amendment S–3369 lost.

Senator Schneider moved the adoption of amendment S–3369, as amended.

Amendment S–3369, as amended, was adopted by a voice vote.

With the adoption of amendment S–3369, the Chair ruled amendment S–3367, filed by Senators Bisignano, Dotzler, and Lykam from the floor, to pages 9–10 of the bill; and amendment S–3381, filed by Senator Schneider from the floor to page 5 of the bill, out of order.

Senator D. Johnson withdrew amendment S-3373, filed by him from the floor to page 10 of the bill.

Senator D. Johnson offered amendment S-3361, filed by him on April 19, 2017, to page 12 of the bill.

Senator Schneider raised the point of order that amendment S-3361 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3361 out of order.

Senator D. Johnson withdrew amendment S-3362, filed by him on April 19, 2017, to page 14 of the bill.

Senator D. Johnson offered amendment S-3359, filed by him on April 19, 2017, to page 20 of the bill.

Senator Schneider raised the point of order that amendment S-3359 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3359 out of order.

Senator D. Johnson withdrew amendment S-3376, filed by him from the floor to page 20 of the bill.

Senator D. Johnson withdrew amendment S-3378, filed by him from the floor to page 20 of the bill.

Senator Schneider 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. 516), the vote was:

Yeas, 30:

Anderson	Dawson	Johnson, D.	Shipley
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zaun

Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Nays, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirnbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Absent, none.

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 File 516** be **immediately messaged** to the House.

CONSIDERATION OF BILL (Appropriations Calendar)

Senator Dix asked and received unanimous consent to take up for consideration Senate File 515.

Senate File 515

On motion of Senator Costello, **Senate File 515**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, was taken up for consideration.

Senator Costello offered amendment S-3366, filed by him from the floor striking and replacing everything after the enacting clause of the bill, and moved its adoption.

Amendment S-3366 was adopted by a voice vote.

Senator Costello asked and received unanimous consent that **House File 653** be **substituted** for **Senate File 515**.

House File 653

On motion of Senator Costello, **House File 653**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, was taken up for consideration.

Senator Petersen offered amendment S-3370, filed by her from the floor to pages 34, 99, 136-137 of the bill, and moved its adoption.

A record roll call was requested.

On the question "Shall amendment S-3370 be adopted?" (H.F. 653), the vote was:

Yeas, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirmbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Nays, 29:

Anderson	Dix	Kapucian	Sinclair
Behn	Edler	Kraayenbrink	Smith
Bertrand	Feenstra	Lofgren	Whitver
Breitbach	Garrett	Rozenboom	Zaun
Brown	Greene	Schneider	Zumbach
Chapman	Guth	Schultz	
Costello	Johnson, C.	Segebart	
Dawson	Johnson, D.	Shiple	

Absent, 1:

Chelgren

Amendment S-3370 lost.

Senator Ragan offered amendment S-3371, filed by Senators Ragan and Mathis from the floor to page 151 of the bill.

Senator Costello raised the point of order that amendment S-3371 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3371 out of order.

Senator Hart offered amendment S-3379, filed by her from the floor to page 151 of the bill.

Senator Costello raised the point of order that amendment S-3379 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3379 out of order.

Senator Petersen withdrew amendment S-3383, filed by her from the floor to page 151 of the bill.

House File 653 was deferred.

The Senate stood at ease at 5:28 p.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 6:13 p.m., President Whitver presiding.

CONSIDERATION OF BILL (Unfinished Business Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House File 573.

House File 573

On motion of Senator Lofgren, **House File 573**, a bill for an act relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts, placed on the Unfinished Business Calendar on April 7, 2017, with report of committee recommending passage, was taken up for consideration.

Senator Quirnbach offered amendment S-3374, filed by him from the floor to page 1 of the bill, and moved its adoption.

A record roll call was requested.

On the question “Shall amendment S–3374 be adopted?” (H.F. 573), the vote was:

Yeas, 20:

Allen	Danielson	Horn	McCoy
Bisignano	Dotzler	Jochum	Petersen
Bolkcom	Dvorsky	Kinney	Quirnbach
Boulton	Hart	Lykam	Ragan
Bowman	Hogg	Mathis	Taylor

Nays, 30:

Anderson	Dawson	Johnson, D.	Shiple
Behn	Dix	Kapucian	Sinclair
Bertrand	Edler	Kraayenbrink	Smith
Breitbach	Feenstra	Lofgren	Whitver
Brown	Garrett	Rozenboom	Zaun
Chapman	Greene	Schneider	Zumbach
Chelgren	Guth	Schultz	
Costello	Johnson, C.	Segebart	

Absent, none.

Amendment S–3374 lost.

Senator Lofgren offered amendment S–3363, filed by him on April 19, 2017, to page 1 of the bill, and moved its adoption.

Amendment S–3363 was adopted by a voice vote.

Senator Lofgren 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. 573), the vote was:

Yeas, 34:

Allen	Chelgren	Hart	Segebart
Anderson	Costello	Johnson, C.	Shiple
Behn	Dawson	Kapucian	Sinclair
Bertrand	Dix	Kinney	Smith
Bisignano	Edler	Kraayenbrink	Whitver
Bowman	Feenstra	Lofgren	Zaun

Breitbach	Garrett	Rozenboom	Zumbach
Brown	Greene	Schneider	
Chapman	Guth	Schultz	

Nays, 16:

Bolkcom	Dvorsky	Johnson, D.	Petersen
Boulton	Hogg	Lykam	Quirnbach
Danielson	Horn	Mathis	Ragan
Dotzler	Jochum	McCoy	Taylor

Absent, none.

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 **House File 573** be **immediately messaged** to the House.

BUSINESS PENDING

House File 653

The Senate resumed consideration of **House File 653**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, previously deferred.

Senator Ragan offered amendment S-3384, filed by Senators Ragan and Mathis from the floor to page 151 of the bill.

Senator Costello raised the point of order that amendment S-3384 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3384 out of order.

Senator Hart offered amendment S-3385, filed by her from the floor to page 151 of the bill.

Senator Costello raised the point of order that amendment S-3385 was not germane to the bill.

The Chair ruled the point well-taken and amendment S-3385 out of order.

Senator Zaun took the chair at 7:50 p.m.

President Whitver took the chair at 8:21 p.m.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Bisignano, until he returns, on request of Senator Hogg.

Senator Costello 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. 653), the vote was:

Yeas, 28:

Anderson	Dawson	Johnson, C.	Segebart
Behn	Dix	Kapucian	Shiple
Bertrand	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chelgren	Greene	Schneider	Zaun
Costello	Guth	Schultz	Zumbach

Nays, 21:

Allen	Dotzler	Johnson, D.	Quirnbach
Bolkcom	Dvorsky	Kinney	Ragan
Boulton	Hart	Lykam	Taylor
Bowman	Hogg	Mathis	
Chapman	Horn	McCoy	
Danielson	Jochum	Petersen	

Absent, 1:

Bisignano

The bill, having received a constitutional majority, was declared to have passed the Senate and the title was agreed to.

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 April 20, 2017, **passed** the following bill in which the concurrence of the House was asked:

Senate File 504, a bill for an act relating to mental health and disabilities, including the funding of mental health and disability services by modifying the mental health and disability services property tax levy, providing for the expenditure and deposit of certain county hospital property tax revenues, requiring the use of specified excess cash flow funds, including certain law enforcement notification provisions, and including effective date and applicability provisions.

ALSO: That the House has on April 20, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 608, a bill for an act relating to the technical administration of the tax laws by the department of revenue, including administration of the research activities credit, income taxes, and the flood mitigation program, and including effective date and retroactive applicability provisions.

House File 621, a bill for an act relating to programs and projects administered by the economic development authority.

House File 640, a bill for an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date provisions.

ALSO: That the House has on April 20, 2017, **amended** the Senate amendment, **concurred** in the Senate amendment **as amended**, **and passed** the following bill in which the concurrence of the Senate is asked:

House File 463, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions. (S-3386)

ALSO: That the House has on April 20, 2017, **passed** the following bill in which the concurrence of the Senate is asked:

House File 649, a bill for an act relating to health data collection and use.

Read first time and referred to committee on **Human Resources**.

WITHDRAWN

Senator Costello asked and received unanimous consent that **Senate File 515** be **withdrawn** from further consideration of the Senate.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House File 653** be **immediately messaged** to the House.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 8:55 p.m. until 9:00 a.m., Friday, April 21, 2017.

APPENDIX

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Evelyn Schlunsen, Davenport—For celebrating her 100th birthday. Senator Lykam.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 20, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 51 – Relating to a cytomegalovirus public health initiative and the testing of newborns for congenital cytomegalovirus.

Senate File 237 – Relating to the practice of public accountants.

Senate File 333 – Relating to a fiduciary’s access to digital assets and including applicability provisions.

Senate File 362 – Barring claims against fairs for damages arising out of the transmission of pathogens from certain animals housed on the fairgrounds.

Senate File 406 – Exempting motor vehicles carrying an implement of husbandry from certain permit requirements.

Senate File 493 – Relating to the authority of combined benefited recreational lake and water quality districts when issuing bonds.

AMENDMENTS FILED

S-3364	H.F.	478	Randy Feenstra
S-3365	S.F.	516	Brad Zaun
S-3366	S.F.	515	Mark Costello
S-3367	S.F.	516	Tony Bisignano Jim Lykam William A. Dotzler, Jr.
S-3368	S.F.	516	Tod R. Bowman Kevin Kinney Matt McCoy
S-3369	S.F.	516	Charles Schneider
S-3370	H.F.	653	Janet Petersen
S-3371	H.F.	653	Amanda Ragan Liz Mathis
S-3372	S.F.	516	Tony Bisignano William A. Dotzler, Jr. Jim Lykam
S-3373	S.F.	516	David Johnson
S-3374	H.F.	573	Herman C. Quirmbach
S-3375	S.F.	516	Tony Bisignano Nate Boulton
S-3376	S.F.	516	David Johnson
S-3377	S.F.	516	Tod R. Bowman
S-3378	S.F.	516	David Johnson
S-3379	H.F.	653	Rita Hart
S-3380	S.F.	516	Kevin Kinney
S-3381	S.F.	516	Charles Schneider
S-3382	S.F.	516	Charles Schneider
S-3383	H.F.	653	Janet Petersen
S-3384	H.F.	653	Amanda Ragan Liz Mathis

S-3385	H.F.	653	Rita Hart
S-3386	H.F.	463	House

JOURNAL OF THE SENATE

ONE HUNDRED THIRD CALENDAR DAY
SEVENTY-FIRST SESSION DAY

Senate Chamber
Des Moines, Iowa, Friday, April 21, 2017

The Senate met in regular session at 9:07 a.m., President Whitver presiding.

Prayer was sung by the Honorable Rita Hart, member of the Senate from Clinton County, Wheatland, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Tommy Anderson.

The Journal of Thursday, April 20, 2017, was approved.

HOUSE MESSAGE RECEIVED AND CONSIDERED

The following message was received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on April 20, 2017, **amended and passed** the following bill in which the concurrence of the Senate is asked:

Senate File 512, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions. (S-3387)

The Senate stood at ease at 10:03 a.m. until the fall of the gavel for the purpose of party caucuses.

The Senate resumed session at 11:01 a.m., President Whitver presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 512

Senator Dix called up for consideration **Senate File 512**, a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions, amended by the House in House amendment S-3387, filed April 21, 2017.

Senator Rozenboom moved that the Senate concur in the House amendment and requested a no vote.

The motion failed by a voice vote and the Senate **refused to concur** in the House amendment.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **Senate File 512** be **immediately messaged** to the House.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators D. Johnson and Lykam, until they return, on request of Senator Hogg.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 463

Senator Dix called up for consideration **House File 463**, a bill for an act relating to the enforcement of motor vehicle laws and the regulation of commercial motor vehicles and certain operators by the department of transportation, and including effective date provisions, amended by the Senate and further amended by the House in House amendment S-3386 to Senate amendment H-1295, filed April 20, 2017.

Senator Breitbach moved that the Senate concur in the House amendment to the Senate amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Breitbach moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 463), the vote was:

Yeas, 42:

Allen	Chelgren	Hogg	Schneider
Anderson	Costello	Horn	Schultz
Behn	Dawson	Johnson, C.	Segebart
Bertrand	Dix	Kapucian	Shiple
Bisignano	Dvorsky	Kinney	Sinclair
Bolkcom	Edler	Kraayenbrink	Smith
Boulton	Feenstra	Lofgren	Whitver
Bowman	Garrett	Mathis	Zaun
Breitbach	Greene	Quirnbach	Zumbach
Brown	Guth	Ragan	
Chapman	Hart	Rozenboom	

Nays, 6:

Danielson	Jochum	Petersen
Dotzler	McCoy	Taylor

Absent, 2:

Johnson, D.	Lykam
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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 **House File 463** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 11:20 a.m. until 1:00 p.m.

RECONVENED

The Senate reconvened at 6:15 a.m., Saturday, April 22, 2017, President Whitver presiding.

QUORUM CALL

Senator Dix requested a nonrecord roll call to determine that a quorum was present.

The vote revealed 38 present, 12 absent, and a quorum present.

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 April 21, 2017, **passed** the following bills in which the concurrence of the House was asked:

Senate File 488, a bill for an act relating to the workforce housing tax incentives program by requiring allocations to certain housing projects and by increasing the allowable average dwelling unit cost and the percentage of investment for tax incentives for certain housing projects.

Senate File 500, a bill for an act relating to 911 emergency telephone and internet communication systems and making appropriations.

Senate File 501, a bill for an act relating to certain fees collected by the county sheriff.

ALSO: That the House has on April 21, 2017, **concurred** in the Senate amendment **and passed** the following bills in which the concurrence of the House was asked:

House File 296, a bill for an act relating to controlled substances, including by temporarily designating substances as controlled substances, modifying the penalties for imitation controlled substances and certain controlled substances, modifying the controlled substances listed in schedules I, III, and IV, and providing penalties.

House File 478, a bill for an act relating to property tax assessments by modifying requirements for the determination of value, modifying provisions related to the property assessment appeal board by striking the future repeal of provisions relating to the board, modifying procedures and requirements for appeals to the board, and including applicability provisions.

House File 573, a bill for an act relating to the exercise, by school districts, of any broad and implied powers not inconsistent with the laws of the general assembly, and to the construction of statutes related to school district boards and school districts.

ALSO: That the House has on April 21, 2017, **amended and passed** the following bills in which the concurrence of the Senate is asked:

Senate File 516, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions. (S-3389)

House File 524, a bill for an act relating to controlled substances, including reporting under the drug prescribing and dispensing information program and making penalties applicable. (S-3388)

ALSO: That the House has on April 21, 2017, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 8, a concurrent resolution to provide for adjournment sine die.

Read first time and referred to committee on **Rules and Administration**.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senators Bertrand and Dawson, until they return, on motion of Senator Dix; and Senators Allen, Bisignano, Hart, Kinney, Mathis, and Taylor, until they return, on request of Senator Hogg.

HOUSE AMENDMENT TO
SENATE AMENDMENT CONSIDERED

House File 524

Senator Dix called up for consideration **House File 524**, a bill for an act relating to controlled substances, including reporting under the drug prescribing and dispensing information program and making penalties applicable, amended by the Senate and further amended by the House in House amendment S-3388 to Senate amendment H-1341, filed April 21, 2017.

Senator Greene moved that the Senate concur in the House amendment to the Senate amendment.

A record roll call was requested.

On the question "Shall the motion to concur be adopted?" (H.F. 524), the vote was:

Yeas, 26:

Anderson	Dix	Kraayenbrink	Sinclair
Behn	Elder	Lofgren	Smith
Bowman	Feenstra	Rozenboom	Whitver
Breitbach	Greene	Schneider	Zaun
Brown	Guth	Schultz	Zumbach
Chapman	Johnson, C.	Segebart	
Chelgren	Kapucian	Shipley	

Nays, 14:

Bolkcom	Dotzler	Horn	Quirmbach
Boulton	Dvorsky	Jochum	Ragan
Costello	Garrett	McCoy	
Danielson	Hogg	Petersen	

Absent, 10:

Allen	Dawson	Kinney	Taylor
Bertrand	Hart	Lykam	
Bisignano	Johnson, D.	Mathis	

The motion prevailed and the Senate **concurred** in the House amendment to the Senate amendment.

Senator Greene moved that the bill, as amended by the Senate, further amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 524), the vote was:

Yeas, 33:

Anderson	Dotzler	Kapucian	Shipley
Behn	Dvorsky	Kraayenbrink	Sinclair
Bowman	Edler	Lofgren	Smith
Breitbach	Feenstra	Quirmbach	Whitver
Brown	Greene	Ragan	Zaun
Chapman	Guth	Rozenboom	Zumbach
Chelgren	Horn	Schneider	
Danielson	Jochum	Schultz	
Dix	Johnson, C.	Segebart	

Nays, 7:

Bolkcom	Costello	Hogg	Petersen
Boulton	Garrett	McCoy	

Absent, 10:

Allen	Dawson	Kinney	Taylor
Bertrand	Hart	Lykam	
Bisignano	Johnson, D.	Mathis	

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 **House File 524** be **immediately messaged** to the House.

HOUSE AMENDMENT CONSIDERED

Senate File 516

Senator Dix called up for consideration **Senate File 516**, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions, amended by the House in House amendment S-3389, filed April 21, 2017.

Senator Schneider moved that the Senate concur in the House amendment.

The motion prevailed by a voice vote and the Senate **concurred** in the House amendment.

Senator Schneider moved that the bill, as amended by the House and concurred in by the Senate, be read the last time now and placed upon its passage, which motion prevailed by voice vote, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 516), the vote was:

Yeas, 27:

Anderson	Dix	Kapucian	Shiple
Behn	Edler	Kraayenbrink	Sinclair
Breitbach	Feenstra	Lofgren	Smith
Brown	Garrett	Rozenboom	Whitver
Chapman	Greene	Schneider	Zaun
Chelgren	Guth	Schultz	Zumbach
Costello	Johnson, C.	Segebart	

Nays, 13:

Bolkcom	Dotzler	Jochum	Ragan
Boulton	Dvorsky	McCoy	
Bowman	Hogg	Petersen	
Danielson	Horn	Quirmbach	

Absent, 10:

Allen	Dawson	Kinney	Taylor
Bertrand	Hart	Lykam	
Bisignano	Johnson, D.	Mathis	

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 File 516** be **immediately messaged** to the House.

RECESS

On motion of Senator Dix, the Senate recessed at 7:11 a.m. until the completion of a meeting of the committee on Rules and Administration.

RECONVENED

The Senate reconvened at 7:12 a.m., President Whitver presiding.

ADJOURNMENT

On motion of Senator Dix, the Senate adjourned at 7:13 a.m. until 7:14 a.m., Saturday, April 22, 2017.

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:

ATTORNEY GENERAL

Iowa Consumer Credit Code Annual Report, pursuant to Iowa Code section 537.6104. Report received on April 21, 2017.

REPORT OF COMMITTEE MEETING

RULES AND ADMINISTRATION

Convened: Friday, April 21, 2017, 7:10 a.m.

Members Present: Dix, Chair; Whitver, Vice Chair; Hogg, Ranking Member; Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith.

Members Absent: None.

Committee Business: Approved HCR 8.

Adjourned: 7:15 a.m.

FINAL COMMITTEE REPORT OF BILL ACTION

RULES AND ADMINISTRATION

Bill Title: HOUSE CONCURRENT RESOLUTION 8, a concurrent resolution to provide for adjournment sine die.

Recommendation: DO PASS.

Final Vote: Ayes, 11: Dix, Whitver, Hogg, Behn, Dvorsky, Feenstra, Jochum, Ragan, Schneider, Sinclair, and Smith. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 21, 2017, the Governor approved and transmitted to the Secretary of State the following bills:

Senate File 275 – Relating to termination of parental rights proceedings based upon safety or security concerns.

Senate File 374 – Relating to providing legal assistance to indigent persons in criminal proceedings.

Senate File 403 – Relating to the theft of equipment rental property, and making penalties applicable.

Senate File 411 – Relating to contractor registration and licensing by the department of public health and the department of workforce development and related fees and including effective date provisions.

Senate File 419 – Relating to the nurse licensure compact, including provisions for assessments against party states, and including effective date provisions.

Senate File 451 – Relating to certain payments made through a county treasurer's internet site.

Senate File 484 – Relating to pharmacy regulation, including alternate board of pharmacy members, drug disposal program funding, an impaired professionals program, and pharmacy internet sites.

Senate File 497 – Relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

AMENDMENTS FILED

S-3387	S.F.	512	House
S-3388	H.F.	524	House
S-3389	S.F.	516	House

JOURNAL OF THE SENATE

ONE HUNDRED FOURTH CALENDAR DAY
SEVENTY-SECOND SESSION DAY

Senate Chamber
Des Moines, Iowa, Saturday, April 22, 2017

The Senate met in regular session at 7:14 a.m., President Whitver presiding.

The Journal of Friday, April 21, 2017, was approved.

CONSIDERATION OF RESOLUTION (Regular Calendar)

Senator Dix asked and received unanimous consent to take up for consideration House Concurrent Resolution 8.

House Concurrent Resolution 8

On motion of Senator Dix, **House Concurrent Resolution 8**, a concurrent resolution to provide for adjournment sine die, with report of committee recommending passage, was taken up for consideration.

Senator Dix moved the adoption of House Concurrent Resolution 8, which motion prevailed by a voice vote.

IMMEDIATELY MESSAGED

Senator Dix asked and received unanimous consent that **House Concurrent Resolution 8** be **immediately messaged** to the House.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 8, duly adopted, the day of April 22, 2017, having arrived, President Whitver declared the 2017 Regular Session of the Eighty-seventh General Assembly adjourned sine die.

REMARKS BY THE MAJORITY LEADER

Senator Dix provided the following remarks:

Fifteen weeks ago, we made a series of promises to you, to the people of Iowa. Promises for the people who voted for a change, for action, and for results. On day one, we promised you real, substantive policies for growth. We were not elected for more of the same.

We were elected to make big changes and bold decisions, just like the people of Iowa made when they voted for an overwhelming Republican majority in the Iowa House of Representatives and here in the Iowa Senate.

This session was different. The reason this session was different is because over the last fifteen weeks, we have kept our promises. In contrast to the institutional dysfunction on display in Washington, DC we have worked together to move this state forward with bold, innovative reforms.

Fifteen weeks ago, we promised real policies that focus on economic growth in our state.

Senate File 1 required jobs impact statements on administrative rule changes and instructed the state's departments to consider how these changes will impact jobs in our state, a decision vital to creating an environment for economic growth in our state.

We passed Senate Joint Resolution 9, allowing the people of Iowa to vote on putting a 99 percent expenditure limit amendment to the Iowa Constitution. This would provide confidence to Iowa families and job creators that the state will live within its means in the same way the people of Iowa must live within their means. That stability gives them the motivation to invest, and raise their families in this state.

We made a series of changes to regulations in this state, with the goal of allowing our job creators to spend less time fending off frivolous lawsuits and focus on expanding their businesses in our communities. The agriculture nuisance law protects good agricultural producers from job killing lawsuits. Workers' compensation reform restored the balance to Iowa's system and lowered costs for job creators. Medical malpractice reform lowers costs for doctors and encourages them to work in rural Iowa.

We promised you real policies for educational growth. This year we were able to pass on-time supplemental state aid, setting budgets early and allowing school districts more time and predictability to plan their school year budgets. Major education flexibility policy passed unanimously in this chamber allows schools the freedom to address their specific needs with fewer top-down restrictions. We passed collective bargaining reform, allowing school boards and administrators to reward good teachers and get rid of bad teachers.

We passed a bill Senate Republicans had been pushing for years – transportation equity for our rural school districts. This bill is important to many rural districts across the state as they seek to provide the best education to their students regardless of where they live in Iowa.

This Senate moved common-sense laws supported by a wide majority of Iowans, including one of the largest gun bills in recent history, expanding the rights of every gun owner across the state. We also passed a requirement for a government-issued identification in order to participate in one of the most profound responsibilities as a citizen of our republic—voting. This session also saw the most significant pro-life legislation in forty years.

This is what fifteen weeks of a Senate Republican majority looked like. Not wasting time with politics—just substantive, real policies. This is only a chapter of the legacy

we hope to leave for our state as we move this state forward in a positive, fiscally responsible, economically prosperous direction.

At the beginning of this session I said Iowans wanted us to change the way we do business. They wanted us to kick the door in. Well, we accepted that challenge and we kicked the door in. Now, the door of opportunity is wide open for Iowans to invest, grow, and succeed.

2017 was a legislative session in which we made it happen!

REMARKS BY THE MINORITY LEADER

Senator Hogg provided the following remarks:

Mr. President, Mr. Majority Leader, and all my Senate colleagues:

During my address on the opening day of this session, I expressed hope the Senate would govern wisely and take action to make life better on the bread-and-butter issues that Iowans face every day.

I noted that—in recent years—the Legislature has worked together in a bipartisan manner on policies that were designed to:

- Create jobs and broaden economic prosperity across our state.
- Create more educational opportunities for Iowans.
- Expand access to health care and make it more affordable.
- Improve public safety for families, neighborhoods and communities.
- Help safeguard our people and our property from disasters.

With that in mind, I pledged on the first day of the session that Senate Democrats would focus on real solutions to real problems.

I specifically cited six real problems that need to be addressed:

First, the increase in deadly Iowa traffic accidents.

Second, the Medicaid managed care mess that is failing Iowa patients and families, failing Iowa providers, and failing Iowa taxpayers.

Third, the lack of pension and retirement security for too many Iowans.

Fourth, the statewide problem of impaired waters.

Fifth, the loss of population in over 70 counties and its impact on local schools.

Sixth, the problem of stagnant wages paid to Iowa workers.

So how did the Legislature do on these six key problems facing Iowa?

On traffic safety, Democrats joined with Republicans to pass Senate File 234 to address texting while driving and Senate File 444 to increase penalties when texting causes an accident that seriously injures or kills someone.

That same legislation will also help reduce drunken driving fatalities and other drug and alcohol-related problems by establishing the 24/7 Sobriety program in counties that want to try it. This is probably the best news of this legislative session.

Unfortunately, this body did not take up Senate File 450 to address bicycle safety, and we have much, much more to do for better driver's education and traffic safety to save lives.

On the Medicaid managed care mess, the Republican majority did not take any action to fix the problem. The Republican majority failed to take up bills Democrats proposed to improve the system, and even blocked a vote on an amendment just to study ways to improve managed care.

To make matters worse, the human services budget (House File 653) slashed funding for hospital reimbursements, slashed funding for child abuse investigations through the field offices, and made further cuts to our mental health system that is already in crisis.

On retirement security, the Republican majority did not take any action to improve retirement security. None. The only good news is that no action was taken on a Republican proposal, Senate File 45, to end the retirement system for peace officers, fire fighters, teachers, and other public employees.

On water quality, the Legislature was much more talk than action. In fact, the Ag and DNR budget (Senate File 510) reduces funding for REAP, CRP, and other water quality programs and would eliminate the Leopold Center for Sustainable Agriculture, which Governor Branstad established at Iowa State University in 1987. I still hope that Governor Branstad will exercise his veto pen and save the Leopold Center.

On the declining population in over 70 counties in Iowa, the Republican majority did not enact any positive vision for revitalization in our counties and small towns.

Instead, the Republican majority provided inadequate funding for our schools—again (Senate File 166)—along with cuts to our community colleges (Senate File 130), cuts to the REAP program (Senate File 510), and cuts to our hospitals (House File 653).

These cuts do nothing to reverse the decline in population and revitalize our communities across our state. We should be investing in our natural resources, our schools, and access to health care across our state to reverse declining population and stop school consolidations and closures.

On stagnant wages, the Republican majority failed to make progress, despite the promise of Governor Branstad and Lt. Gov. Reynolds to raise family incomes. In fact, the Republican majority voted for House File 295—which was signed by Governor Branstad—to cut the wages of 85,000 hard-working Iowans in counties that had already moved forward to raise the minimum wage.

There were other bills that undermine wages and family incomes in our state. The Republican majority voted for Senate File 130 and House File 642 to slash education funding for our community colleges and our universities. The Republican majority voted for House File 518 to create barriers and cut workers compensation for injured and disabled workers.

The Republican majority also voted for House File 203 to circumvent “prevailing wage” and “Buy American” requirements for road projects. The Republican majority voted for Senate File 438 to prevent local governments from considering wages and health and safety qualifications when seeking bids for construction projects.

All of this legislation will make the problem of stagnant wages worse, not better. And dealing with the problem of stagnant wages is the key to creating a future with broad prosperity and more opportunity for all Iowans.

Dealing with stagnant wages with solutions to raise wages and grow family incomes is also the key to our budget. After more than six years under Governor Branstad and Lt. Gov. Reynolds, Iowa’s budget is a mess—not because of a national or global recession, but because of bad budgeting decisions by the Branstad-Reynolds Administration and their failure to grow our economy and family incomes as they promised.

Unfortunately, rather than deal with these real problems, the Republican majority made a decision to pursue the fake problems I warned about on opening day—like the “fake” problem of collective bargaining, the “fake” problem of Planned Parenthood funding, and the “fake” problem of “fake” people casting votes.

The bad news for Iowans is that the Republican majority dedicated this session to addressing these fake problems, with an anti-worker, anti-women, anti-family agenda that hurts Iowans.

The Republican majority attacked the “fake” problem of collective bargaining by taking away workers’ rights and reducing wages and benefits (House File 291), hurting 184,000 Iowa families and communities across our state.

The Republican majority attacked the “fake” problem of Planned Parenthood funding (House File 653), costing the state \$3 million in federal family planning dollars and making it harder for Iowans across the state to access preventive health care services.

The Republican majority attacked the “fake” problem of “fake” people casting votes (House File 516), by weakening the voting rights of Iowans, by making it more difficult for all Iowans to vote, especially elderly and disabled Iowans, poor people and minorities who do not own or drive a car, and college students who won’t have the required identification.

I believe the intent of House File 516 was to limit participation, which is fundamentally contrary to the ideals of our state and our country.

But I also believe that because of the attacks on workers, women, families, students, minorities, and all voters, we are already seeing the greatest re-awakening of democracy that Iowa has ever seen.

As I said in my opening day speech, the solution to our problems is not less participation, it is more participation.

So today I ask again—as I asked when this legislative session opened on January 9—to everyone in this chamber and to those listening or watching the proceedings online—let’s join together with a renewed sense of citizenship, to sit at our table of democracy, to participate, to reach out, to listen, to speak up, and to serve, so that together we can build a safer and healthier future, with broad prosperity and more opportunity, for all Iowans.

Thank you, Mr. President.

REMARKS BY THE PRESIDENT OF THE SENATE

President Whitver provided the following remarks:

As the 2017 Legislative session reaches adjournment, let me start by thanking all of you for the honor to preside over this body. Friends and colleagues, it truly has been a privilege. I also would like to take a moment to ask the chamber to join me in showing our appreciation to the Secretary of the Senate, his staff and the Senate pages for their hard work and efforts during this Legislative session.

This year has been very memorable for me. I am proud to serve as the Senate President and preside over a chamber with fifty Senators who care deeply about this state. We all have the same goal—to make Iowa a better place. Admittedly, we sometimes have different solutions. We have had robust debates this year on the best way forward for Iowa. There were intense moments, friendly moments, serious moments and humorous moments. Throughout it all, I have done my best to be fair and promote an open, spirited conversation the entire Session.

When people look back at the 2017 Legislative Session, I believe they will say that this is the year that changed Iowa forever. They will say that 2017 was the year that created an economic revival in our state. This was the year that created growth and opportunity for generations to come.

At the beginning of this Session, I challenged this body to act boldly. With leading and acting boldly comes criticism and doubt. I would urge my colleagues and fellow Iowans to judge the success of this legislature on the results of these policies, not on the talking points from either party.

This Session also was memorable for me because I had the honor of having my two daughters spend a day with me in the Iowa Senate. One of the joys I get as a father is playing with them, reading to them, and working on puzzle books. They love connect

the dot books. It is amazing watching their faces light up when they see lines connected from dot to dot turn into a clear picture.

I truly believe our bold agenda was crafted with a realistic vision, which will positively affect for our state for years to come. The Legislature has passed many bills this year - let me share with you how Senate Republicans see the big picture after the dots are connected.

This Session we improved Iowa's job climate by reducing burdensome regulations on small businesses, worked toward reducing frivolous lawsuits and created uniform employment law.

We revitalized rural Iowa by working to increase access to healthcare, lifted up our rural schools by giving them home rule, created additional legal protections for Iowa farmers, and ensured cities and counties could get more bang for their buck on infrastructure projects.

Education remains our priority as we increased funding to K-12 education despite severe budget challenges. We empowered local schools by providing administrators and boards more flexibility with spending decisions and working to solve equity issues with school funding.

The Legislature approved legislation to keep our communities and Iowans safe. We placed a ban on texting while driving, protected students from sex offenders while at school and passed legislation to provide substance abuse treatment for OWI offenders.

Protecting the personal freedoms of Iowans is imperative. We enhanced Second Amendment protections, improved the integrity of our election system and legalized fireworks. I am also extremely proud to know we passed several bills protecting the sanctity of life in this session.

We stand proudly for a smaller, smarter government. These measures will go a long way in helping us navigate out of our financial dilemma. We passed a balanced budget and made a commitment to refill our cash reserves in a timely manner. We passed legislation to prevent waste, fraud and abuse of taxpayer dollars as well as reformed the public sector bargaining system.

As I said in my comments on the opening day of Session, more than three million Iowans are looking to us to lead, and to make the hard decisions necessary to create a better future for this state. I asked this chamber to look beyond the next election and look to the next generation. I challenged the body to make decisions that will change our state forever. I know we have done that. We have made many major changes that I know will make Iowa a more prosperous and better state for years to come.

I started this Session with an abundance of optimism for our future. As we close the 2017 Session of the 87th General Assembly, I am even more optimistic about the future of Iowa.

Thank you for allowing me to serve as Senate President, and thank you for your hard work and service to the people of Iowa. See you in January!

SENATE REPORTS RECEIVED AFTER ADJOURNMENT

The following is a record of Senate reports received after the close of the 2017 Regular Session.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

COLLEGE STUDENT AID COMMISSION

Judicial Review Report–College Student Aid Commission, pursuant to Iowa Code section 625.29. Report received on April 26, 2017.

DEPARTMENT OF COMMERCE (INSURANCE DIVISION)

Iowa Insurance Information Exchange Report, pursuant to Iowa Code section 505.32. Report received on May 17, 2017.

ECONOMIC DEVELOPMENT AUTHORITY

Iowa Commission on Volunteer Services 1/1/17–3/31/17 Report, pursuant to Iowa Code section 15H.2(2)(h). Report received on May 5, 2017.

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4. Report received on April 28, 2017.

BOARD OF REGENTS

Biennial Report, pursuant to Iowa Code section 262.26. Report received on April 26, 2017.

Goals and Objectives Annual Report, pursuant to Iowa Code section 7E.3. Report received on April 26, 2017.

Judicial Review Report–Board of Regents, pursuant to Iowa Code section 625.29. Report received on April 26, 2017.

DEPARTMENT OF REVENUE

Central Collection Unit Quarterly Debt Collection Report, pursuant to Iowa Code section 421.17. Report received on May 12, 2017.

BILLS REFERRED TO COMMITTEE FROM CALENDAR

MR. PRESIDENT: Pursuant to Senate Rule 4, the following bills remaining on the Senate Calendar upon adjournment of the 2017 session will be removed from the calendar and referred back to the committee to which they were originally assigned:

S.F. 352 State Government
 S.F. 443 Education
 (with attached H.F. 602)
 S.F. 456 Agriculture
 S.F. 470 Human Resources
 S.J.R. 8 State Government
 (with attached H.J.R 12)
 S.R. 7 Human Resources
 S.R. 10 Rules and Administration

W. CHARLES SMITHSON
 Secretary of the Senate

BILLS ENROLLED, SIGNED, AND SENT TO GOVERNOR

The Secretary of the Senate submitted the following report:

MR. PRESIDENT: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 25th day of April, 2017.

Senate Files 1, 32, 238, 240, 260, 274, 399, 401, 404, 408, 431, 433, 442, 445, 446, 465, 466, 467, 471, 489, 498, 499, 502, 503, 505, 508, 509, 510, and 513.

ALSO: The Secretary of the Senate respectfully reports that the following bills have been enrolled, signed by the President of the Senate and the Speaker of the House, and presented to the Governor for his approval on this 3rd day of May, 2017.

Senate Files 488, 500, 501, 504, and 516.

W. CHARLES SMITHSON
 Secretary of the Senate

SENATE BILLS APPROVED AND ITEM VETOED AFTER ADJOURNMENT

The following is a record of action by the Governor transmitted to the Secretary of State after the close of the 2016 Regular Session:

SENATE BILLS APPROVED

Senate File 1 – Requiring jobs impact statements for administrative rules. Approved May 11, 2017.

Senate File 32 – Relating to private sector employee drug testing. Approved May 9, 2017.

Senate File 238 – Relating to the criminal offense of sexual exploitation by a school employee, and making penalties applicable. Approved May 11, 2017.

Senate File 240 – Relating to statewide assessments of student progress utilizing core academic indicators, and including effective date provisions. Approved May 11, 2017.

Senate File 260 – Relating to the liability of possessors and occupants of land for injury to trespassers and including applicability provisions. Approved May 11, 2017.

Senate File 274 – Relating to computer science education by providing for education standards by the state board of education, for instructor endorsements and authorizations issued by the board of educational examiners, for establishment of a computer science professional development incentive fund, and for the establishment of a computer science education work group. Approved April 28, 2017.

Senate File 399 – Relating to the conduct of elections, including general election ballot vacancies, voter registration, elections administration, absentee voting, and vacancies on school boards and merged area governing boards and including effective date and applicability provisions. Approved May 10, 2017.

Senate File 401 – Relating to civil protective orders in domestic abuse and sexual abuse cases, and making penalties and remedies applicable. Approved May 10, 2017.

Senate File 404 – Relating to the use of experimental treatments for patients with a terminal illness. Approved May 11, 2017.

Senate File 408 – Requiring licensure rather than registration of architects practicing in this state. Approved May 11, 2017.

Senate File 431 – Relating to the siting of small wireless facilities. Approved May 9, 2017.

Senate File 433 – Relating to termination of parental rights and adoption proceedings, and providing penalties. Approved May 9, 2017.

Senate File 442 – Concerning persons voluntarily excluded from gambling facilities. Approved May 11, 2017.

Senate File 445 – Relating to law enforcement officers including the establishment of a law enforcement officer privilege and the confidentiality of certain law enforcement officer personnel records. Approved May 10, 2017.

Senate File 446 – Relating to asset forfeiture by prohibiting civil asset forfeiture for property valued at less than a minimum amount, raising the standard of proof for asset forfeiture, requiring a proportionality review for property to be forfeited, and requiring law enforcement agencies to retain certain records related to asset forfeiture and including applicability provisions. Approved May 9, 2017.

Senate File 465 – Relating to medical malpractice claims, including noneconomic damage awards and expert witnesses. Approved May 5, 2017.

Senate File 466 – Relating to judicial administration by requiring the master list for juror service to be updated annually using an electronic data processing system, eliminating jury commissions, placing shorthand reporters in exempt status, and requiring the supreme court to supervise the board of examiners of shorthand reporters. Approved May 11, 2017.

Senate File 467 – Relating to restrictions on the receipt by certain felons of certain insurance proceeds and other benefits. Approved May 10, 2017.

Senate File 471 – Relating to feticide, making penalties applicable, and including effective date provisions. Approved May 5, 2017.

Senate File 488 – Relating to the workforce housing tax incentives program by requiring allocations to certain housing projects and by increasing the allowable average dwelling unit cost and the percentage of investment for tax incentives for certain housing projects. Approved May 11, 2017.

Senate File 489 – Relating to the possession, sale, transfer, purchase, and use of fireworks, providing penalties, and including effective date provisions. Approved May 9, 2017.

Senate File 498 – Appropriating federal funds made available from federal block grants and other nonstate sources, allocating portions of federal block grants, providing procedures if federal funds are more or less than anticipated or if federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions. Approved May 11, 2017.

Senate File 499 – Prohibiting the use of certain monitoring devices in certain locations open to the public, and including effective date provisions. Approved May 11, 2017.

Senate File 500 – Relating to 911 emergency telephone and internet communication systems and making appropriations. Approved May 11, 2017.

Senate File 501 – Relating to certain fees collected by the county sheriff. Approved May 11, 2017.

Senate File 502 – Relating to banks, credit unions, and certain consumer credit transactions. Approved May 11, 2017.

Senate File 503 – Providing for the deferral of unpaid installments and deferral charges for certain interest-bearing consumer credit transactions. Approved May 11, 2017.

Senate File 504 – Relating to mental health and disabilities, including the funding of mental health and disability services by modifying the mental health and disability services property tax levy, providing for the expenditure and deposit of certain county hospital property tax revenues, requiring the use of specified excess cash flow funds, including certain law enforcement notification provisions, and including effective date and applicability provisions. Approved May 5, 2017.

Senate File 505 – Providing for the establishment of first-time homebuyer savings accounts in Iowa, including related individual income tax exemptions, and including applicability provisions. Approved May 9, 2017.

Senate File 508 – Relating to appropriations to the judicial branch. Approved May 12, 2017.

Senate File 509 – Relating to appropriations to the justice system. Approved May 12, 2017.

Senate File 516 – Relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, concerning taxation, and providing for other properly related matters, and including effective date and retroactive applicability provisions. Approved May 12, 2017.

GOVERNOR'S ITEM VETO MESSAGES

Senate File 510

May 12, 2017

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 510, an Act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions.

Senate File 510 is approved on this date with the following exceptions, of which I hereby disapprove.

I am unable to approve the items designated as Section 34, and Section 35, subsection 2, in their entirety. The veto of these particularly specified items will preserve the existence of the Leopold Center for Sustainable Agriculture while also ensuring funding is provided to Iowa State University's College of Agriculture and Life Sciences to continue valuable research into environmental and water quality issues.

For the foregoing reasons, I respectfully disapprove the above-designated items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 510 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

Senate File 513

May 12, 2017

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 513, an Act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and properly related matters.

Senate File 513 is approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of the item designated as Division I, Section 6, numbered paragraph 2. House File 586 designates the Department of Human Services as the entity that determines who is eligible for the rent subsidy program. This item is unnecessary and contradicts the language set out in House File 586.

I am unable to approve the designated portion of the item designated as Division II, Section 23, numbered paragraph 2. House File 586 designates the Department of Human Services as the entity that determines who is eligible for the rent subsidy program. This item is unnecessary and contradicts the language set out in House File 586.

For the above reasons, I respectfully disapprove the designated item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 513 are hereby approved as of this date.

Sincerely,

TERRY E. BRANSTAD
Governor

AMENDMENTS FILED
EIGHTY-SEVENTH GENERAL ASSEMBLY
2017 REGULAR SESSION

S-3001

1 Amend Senate File 130 as follows:
2 1. Page 11, by striking line 12 and inserting <the
3 period beginning on January 9, 2017,>
4 2. Page 11, by striking lines 27 through 30 and
5 inserting:
6 <DIVISION VI
7 EFFECTIVE DATE AND APPLICABILITY PROVISIONS
8 Sec. ____ EFFECTIVE UPON ENACTMENT. This Act,
9 being deemed of immediate importance, takes effect upon
10 enactment.
11 Sec. ____ RETROACTIVE APPLICABILITY. The section
12 of this Act providing that costs for per diems
13 and out-of-state travel for members of the general
14 assembly, and out-of-state travel for legislative
15 staff, shall not be paid from specified appropriations
16 applies retroactively to January 9, 2017.>
17 3. Title page, line 4, after <date> by inserting
18 <and retroactive applicability>

JOE BOLKCOM

S-3002

1 Amend Senate File 130 as follows:
2 1. Page 8, by striking line 22 and inserting
3 <9,500,000>
4 2. Page 9, by striking line 7 and inserting
5 <14,700,000>
6 3. Page 9, by striking line 14 and inserting
7 <18,600,000>
8 4. Page 9, by striking line 31 and inserting
9 <10,675,000>
10 5. Page 10, line 10, by striking <\$1,100,000> and
11 inserting <\$1,200,000>

JOE BOLKCOM

S-3003

- 1 Amend Senate File 130 as follows:
- 2 1. Page 11, line 9, by striking <one hundred
- 3 calendar days> and inserting <ninety-nine calendar
- 4 days>

JOE BOLKCOM

S-3004

- 1 Amend Senate Resolution 3 as follows:
- 2 1. Page 7, lines 28 and 29, by striking
- 3 <immediately prior to adjournment for the day>

ROBERT M. HOGG

S-3005

- 1 Amend Senate Resolution 3 as follows:
- 2 1. Page 26, after line 10 by inserting: <Economic
- 3 Growth>

RITA HART
ROBERT M. HOGG

S-3006

- 1 Amend Senate File 130 as follows:
- 2 1. Page 1, after line 10 by inserting:
- 3 <Ob. Governor's office
- 4 \$ 200,000>
- 5 2. Page 3, line 20, by striking <APPROPRIATION> and
- 6 inserting <APPROPRIATIONS>
- 7 3. Page 3, after line 30 by inserting:
- 8 <Sec. __. NEW JOBS TRAINING PROGRAM. There is
- 9 appropriated from the general fund of the state to
- 10 the community colleges for the fiscal year beginning
- 11 July 1, 2016, and ending June 30, 2017, the following
- 12 amount, or so much thereof as is necessary to
- 13 supplement appropriations made for the following
- 14 designated purpose:
- 15 For new jobs training programs:
- 16 \$ 200,000>
- 17 4. By renumbering as necessary.

HERMAN C. QUIRMBACH
TONY BISIGNANO
RITA HART
RICH TAYLOR
ROBERT E. DVORSKY
JIM LYKAM

S-3007

1 Amend Senate File 32 as follows:
2 1. By striking page 1, line 35, through page 2,
3 line 17, and inserting <is hair which would entail
4 removal of an article of clothing or urine, procedures
5 shall be established to provide for individual privacy
6 in the collection of the sample unless there is a
7 reasonable suspicion that a particular individual
8 subject to testing may alter or substitute the hair or
9 urine ~~specimen sample~~ to be provided, or has previously
10 altered or substituted a hair or urine ~~specimen sample~~
11 provided pursuant to a drug or alcohol test. For
12 purposes of this paragraph, "individual privacy" means
13 a location at the collection site where hair collection
14 or urination can occur in private, which has been
15 secured by visual inspection to ensure that other
16 persons are not present, which provides that undetected
17 access to the location is not possible during hair
18 collection or urination, and which provides for the
19 ability to effectively restrict access to the location
20 during the time the ~~specimen sample~~ is provided. If
21 an individual is providing a hair or urine sample and
22 collection of the hair or urine sample is directly
23 monitored or observed by another individual, the
24 individual who is directly monitoring or observing
25 the collection shall be of the same gender as the
26 individual from whom the hair or urine sample>

WILLIAM A. DOTZLER, JR.

S-3008

1 Amend Senate File 1 as follows:
2 1. Page 3, line 11, by striking <"b", or if
3 unnecessary or impractical> and inserting <"b">

BILL ANDERSON

S-3009

1 Amend Senate File 32 as follows:
2 1. Page 3, after line 2 by inserting:
3 <Sec. __. Section 730.5, subsection 7, Code 2017,
4 is amended by adding the following new paragraph:
5 NEW PARAGRAPH. 0e. Testing of a hair sample shall
6 be limited to samples not longer than one and one-half
7 inches. Testing of a hair sample shall be limited to
8 the portion of the hair that was closest to the skin.>
9 2. By renumbering as necessary.

WILLIAM A. DOTZLER, JR.

S-3010

1 Amend Senate File 2 as follows:
 2 1. Page 1, by striking lines 1 through 3 and
 3 inserting:
 4 <Section 1. NEW SECTION. 217.41B State family
 5 **planning services program — establishment —**
 6 **discontinuation of Medicaid family planning network**
 7 **waiver.**>

AMY SINCLAIR

S-3011

1 Amend Senate File 166 as follows:
 2 1. Page 1, line 10, after <~~hundredths percent.~~> by
 3 inserting <The state percent of growth for the budget
 4 year beginning July 1, 2018, is two percent.>
 5 2. Page 1, line 27, after <percent.> by inserting
 6 <The categorical state percent of growth for the budget
 7 year beginning July 1, 2018, is two percent.>

HERMAN C. QUIRMBACH

S-3012

1 Amend Senate File 166 as follows:
 2 1. Page 2, after line 4 by inserting:
 3 <Sec. __. Section 257.11, subsection 5, Code 2017,
 4 is amended to read as follows:
 5 5. *Shared operational functions — increased student*
 6 *opportunities — budget years beginning in 2014 through*
 7 *~~2019~~ 2029.*
 8 a. (1) In order to provide additional funding
 9 to increase student opportunities and redirect more
 10 resources to student programming for school districts
 11 that share operational functions, a district that
 12 shares with a political subdivision one or more
 13 operational functions of a curriculum director or
 14 school counselor, or one or more operational functions
 15 in the areas of superintendent management, business
 16 management, human resources, transportation, or
 17 operation and maintenance for at least twenty percent
 18 of the school year shall be assigned a supplementary
 19 weighting for each shared operational function. A
 20 school district that shares an operational function in
 21 the area of superintendent management shall be assigned
 22 a supplementary weighting of eight pupils for the
 23 function. A school district that shares an operational
 24 function in the area of business management, human
 25 resources, transportation, or operation and maintenance
 26 shall be assigned a supplementary weighting of five

27 pupils for the function. A school district that shares
28 the operational functions of a curriculum director or
29 a school counselor shall be assigned a supplementary
30 weighting of three pupils for the function. The
31 additional weighting shall be assigned for each
32 discrete operational function shared. However, a
33 school district may receive the additional weighting
34 under this subsection for sharing the services of
35 an individual with a political subdivision even if

Page 2

1 the type of operational function performed by the
2 individual for the school district and the type of
3 operational function performed by the individual for
4 the political subdivision are not the same operational
5 function, so long as both operational functions are
6 eligible for weighting under this subsection. In
7 such case, the school district shall be assigned
8 the additional weighting for the type of operational
9 function that the individual performs for the school
10 district, and the school district shall not receive
11 additional weighting for any other function performed
12 by the individual. The operational function sharing
13 arrangement does not need to be a newly implemented
14 sharing arrangement to receive supplementary weighting
15 under this subsection.

16 (2) For the purposes of this section, "political
17 subdivision" means a city, township, county, school
18 corporation, merged area, area education agency,
19 institution governed by the state board of regents, or
20 any other governmental subdivision.

21 b. School districts that share operational
22 functions with other school districts are not required
23 to be contiguous school districts. If two or more
24 districts sharing operational functions are not
25 contiguous to each other, the districts separating
26 those districts are not required to be a party to the
27 operational functions sharing arrangement.

28 c. Supplementary weighting pursuant to this
29 subsection shall be available to a school district for
30 ~~a maximum of five years during~~ the period commencing
31 with the budget year beginning July 1, 2014, through
32 the budget year beginning July 1, ~~2019~~ 2029. The
33 maximum amount of additional weighting for which
34 a school district shall be eligible in a budget
35 year is twenty-one additional pupils. Criteria for

Page 3

1 determining the qualification of operational functions
2 for supplementary weighting shall be determined by the

- 3 department by rule, through consideration of increased
4 student opportunities.
- 5 d. Supplementary weighting pursuant to this
6 subsection shall be available to an area education
7 agency for ~~a maximum of five years during~~ the period
8 commencing with the budget year beginning July 1, 2014,
9 through the budget year beginning July 1, ~~2019~~ 2029.
10 The minimum amount of additional funding for which an
11 area education agency shall be eligible in a budget
12 year is thirty thousand dollars, and the maximum amount
13 of additional funding for which an area education
14 agency shall be eligible is two hundred thousand
15 dollars. The department of management shall annually
16 set a weighting for each area education agency to
17 generate the approved operational sharing expense using
18 the area education agency's special education cost
19 per pupil amount and foundation level. Criteria for
20 determining the qualification of operational functions
21 for supplementary weighting shall be determined by the
22 department by rule, through consideration of increased
23 student opportunities.
- 24 e. This subsection is repealed effective July 1,
25 ~~2020~~ 2030.>
- 26 2. Title page, line 4, after <to> by inserting
27 <share function weighting and>
- 28 3. By renumbering as necessary.

HERMAN C. QUIRMBACH

S-3013

- 1 Amend Senate File 166 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. Section 257.2, subsection 8, paragraph
- 4 d, Code 2017, is amended to read as follows:
- 5 d. Property tax replacement payments received under
- 6 section 257.16B, excluding the additional amount added
7 for budget years beginning on or after July 1, 2018,
8 that is attributable to pupils who are eligible for
9 free and reduced price meals.
- 10 Sec. _____. Section 257.4, subsection 1, paragraph
- 11 a, subparagraph (8), Code 2017, is amended to read as
- 12 follows:
- 13 (8) The amount of the school district property
- 14 tax replacement payment to be received by the school
- 15 district under section 257.16B, excluding the
16 additional amount added for budget years beginning on
17 or after July 1, 2018, that is attributable to pupils
18 who are eligible for free and reduced price meals.
- 19 Sec. _____. Section 257.4, subsection 1, paragraph b,
- 20 Code 2017, is amended to read as follows:
- 21 b. For the budget year beginning July 1, 2008, and

22 succeeding budget years, the department of management
23 shall annually determine an adjusted additional
24 property tax levy and a statewide maximum adjusted
25 additional property tax levy rate, not to exceed the
26 statewide average additional property tax levy rate,
27 calculated by dividing the total adjusted additional
28 property tax levy dollars statewide by the statewide
29 total net taxable valuation. For purposes of this
30 paragraph, the adjusted additional property tax levy
31 shall be that portion of the additional property
32 tax levy corresponding to the state cost per pupil
33 multiplied by a school district's weighted enrollment,
34 and then multiplied by one hundred percent less the
35 regular program foundation base per pupil percentage

Page 2

1 pursuant to section 257.1, and then reduced by the
2 amount of the property tax replacement payment to
3 be received under section 257.16B, excluding the
4 additional amount added for budget years beginning on
5 or after July 1, 2018, that is attributable to pupils
6 who are eligible for free and reduced price meals.
7 The district shall receive adjusted additional property
8 tax levy aid in an amount equal to the difference
9 between the adjusted additional property tax levy
10 rate and the statewide maximum adjusted additional
11 property tax levy rate, as applied per thousand dollars
12 of assessed valuation on all taxable property in the
13 district. The statewide maximum adjusted additional
14 property tax levy rate shall be annually determined by
15 the department taking into account amounts allocated
16 pursuant to section 257.15, subsection 4, and the
17 balance of the property tax equity and relief fund
18 created in section 257.16A at the end of the calendar
19 year.>

20 2. Page 3, line 4, by striking <(1)> and inserting
21 <(1), then, for budget years beginning on or after July
22 1, 2018, plus an amount equal to the school district's
23 number of pupils who are eligible for free and reduced
24 price meals under the federal National School Lunch Act
25 and the federal Child Nutrition Act of 1966, 42 U.S.C.
26 §1751-1785, for the budget year multiplied by four
27 percent of the regular program state cost per pupil
28 for the budget year. The additional amount of the
29 replacement payment added for budget years beginning on
30 or after July 1, 2018, that is attributable to pupils
31 who are eligible for free and reduced price meals shall
32 be considered miscellaneous income.>

33 3. By renumbering as necessary.

S-3014

1 Amend Senate File 166 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 257.2, subsection 8, paragraph
4 d, Code 2017, is amended to read as follows:

5 d. Property tax replacement payments received
6 under section 257.16B, excluding the additional amount
7 added for budget years beginning on or after July 1,
8 2018, that is attributable to resident pupils who live
9 more than eight miles from the school designated for
10 attendance.

11 Sec. __. Section 257.4, subsection 1, paragraph
12 a, subparagraph (8), Code 2017, is amended to read as
13 follows:

14 (8) The amount of the school district property
15 tax replacement payment to be received by the school
16 district under section 257.16B, excluding the
17 additional amount added for budget years beginning on
18 or after July 1, 2018, that is attributable to resident
19 pupils who live more than eight miles from the school
20 designated for attendance.

21 Sec. __. Section 257.4, subsection 1, paragraph b,
22 Code 2017, is amended to read as follows:

23 b. For the budget year beginning July 1, 2008, and
24 succeeding budget years, the department of management
25 shall annually determine an adjusted additional
26 property tax levy and a statewide maximum adjusted
27 additional property tax levy rate, not to exceed the
28 statewide average additional property tax levy rate,
29 calculated by dividing the total adjusted additional
30 property tax levy dollars statewide by the statewide
31 total net taxable valuation. For purposes of this
32 paragraph, the adjusted additional property tax levy
33 shall be that portion of the additional property
34 tax levy corresponding to the state cost per pupil
35 multiplied by a school district's weighted enrollment,

Page 2

1 and then multiplied by one hundred percent less the
2 regular program foundation base per pupil percentage
3 pursuant to section 257.1, and then reduced by the
4 amount of the property tax replacement payment to
5 be received under section 257.16B, excluding the
6 additional amount added for budget years beginning
7 on or after July 1, 2018, that is attributable to
8 resident pupils who live more than eight miles from the
9 school designated for attendance. The district shall
10 receive adjusted additional property tax levy aid in
11 an amount equal to the difference between the adjusted
12 additional property tax levy rate and the statewide

13 maximum adjusted additional property tax levy rate, as
 14 applied per thousand dollars of assessed valuation on
 15 all taxable property in the district. The statewide
 16 maximum adjusted additional property tax levy rate
 17 shall be annually determined by the department taking
 18 into account amounts allocated pursuant to section
 19 257.15, subsection 4, and the balance of the property
 20 tax equity and relief fund created in section 257.16A
 21 at the end of the calendar year.>
 22 2. Page 3, line 4, by striking <(1)> and inserting
 23 <(1), then, for budget years beginning on or after
 24 July 1, 2018, plus an amount equal to the school
 25 district's number of resident pupils who live more than
 26 eight miles from the school designated for attendance
 27 multiplied by the remainder, but not less than zero,
 28 of the district's average transportation costs per
 29 pupil minus the state average transportation costs per
 30 pupil, as those amounts are determined under section
 31 257.31, subsection 17, for the year preceding the base
 32 year. The additional amount of the replacement payment
 33 added for budget years beginning on or after July 1,
 34 2018, that is attributable to resident pupils who live
 35 more than eight miles from the school designated for

Page 3

1 attendance shall be considered miscellaneous income.>
 2 3. By renumbering as necessary.

HERMAN C. QUIRMBACH

S-3015

1 Amend Senate File 166 as follows:
 2 1. Page 1, lines 9 and 10, by striking <one and
 3 eleven hundredths> and inserting <two>
 4 2. Page 1, line 27, by striking <one and eleven
 5 hundredths> and inserting <two>

HERMAN C. QUIRMBACH

S-3016

1 Amend Senate File 166 as follows:
 2 1. Page 3, line 4, by striking <(1).> and inserting
 3 <(1), then, for budget years beginning on or after July
 4 1, 2018, plus an amount equal to the school district's
 5 number of pupils who are eligible for free and reduced
 6 price meals under the federal National School Lunch Act
 7 and the federal Child Nutrition Act of 1966, 42 U.S.C.
 8 §1751-1785, for the budget year multiplied by four
 9 percent of the regular program state cost per pupil

10 for the budget year. The additional amount of the
 11 replacement payment added for budget years beginning
 12 on or after July 1, 2018, that is attributable to
 13 pupils who are eligible for free and reduced price
 14 meals shall be considered miscellaneous income and
 15 shall not be considered part of the replacement payment
 16 amount for purposes of section 257.2, subsection 8,
 17 paragraph “d”, section 257.4, subsection 1, paragraph
 18 “a”, subparagraph (8), or section 257.4, subsection 1,
 19 paragraph “b”.>

HERMAN C. QUIRMBACH

S-3017

1 Amend Senate File 166 as follows:
 2 1. Page 3, line 4, by striking <(1)> and inserting
 3 <(1), then, for budget years beginning on or after
 4 July 1, 2018, plus an amount equal to the school
 5 district’s number of resident pupils who live more than
 6 eight miles from the school designated for attendance
 7 multiplied by the remainder, but not less than zero,
 8 of the district’s average transportation costs per
 9 pupil minus the state average transportation costs per
 10 pupil, as those amounts are determined under section
 11 257.31, subsection 17, for the year preceding the base
 12 year. The additional amount of the replacement payment
 13 added for budget years beginning on or after July 1,
 14 2018, that is attributable to resident pupils who live
 15 more than eight miles from the school designated for
 16 attendance shall be considered miscellaneous income and
 17 shall not be considered part of the replacement payment
 18 amount for purposes of section 257.2, subsection 8,
 19 paragraph “d”, section 257.4, subsection 1, paragraph
 20 “a”, subparagraph (8), or section 257.4, subsection 1,
 21 paragraph “b”.>

HERMAN C. QUIRMBACH

S-3018

1 Amend Senate File 213 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. PUBLIC EMPLOYEE HEALTH INSURANCE REFORM
 5 STUDY COMMITTEE.
 6 1. For purposes of this section, “public employee”
 7 means an employee of the state, including an employee
 8 of the state board of regents and institutions
 9 governed by the state board; a county; a city; a school
 10 district, an area education agency, or a community
 11 college; or any other political subdivision.

12 2. The insurance division of the department of
13 commerce shall establish a public employee health
14 insurance reform study committee. The study committee
15 shall conduct a study to review the availability of
16 affordable, quality health insurance coverage for
17 public employees, the establishment of continuity of
18 coverage for public employers and their employees,
19 methods to improve the efficiency and fairness of the
20 health insurance marketplace for public employers and
21 their employees, relevant insurance ratings practices,
22 and related matters. The study shall include a
23 comparison of health insurance coverage that is offered
24 by the various public employers in this state and by
25 private sector employers. The study committee shall
26 examine the feasibility of the following:
27 a. Establishing basic or standard health benefit
28 plans with benefit levels, cost-sharing levels,
29 exclusions, and limitations available to all public
30 employers and their employees.
31 b. Establishing uniform coverage plans with benefit
32 coverages that may be added to the basic or standard
33 plans, at the option of a public employer.
34 c. Establishing restrictions on premium rates and
35 rate increases.

Page 2

1 d. Establishing a public employer health
2 reinsurance program.
3 e. Establishing a premium rating system based on
4 the statewide health status, claims experience, and
5 other demographic characteristics of public employees.
6 3. The study committee's feasibility examination
7 shall include actuarial analysis as appropriate.
8 The actuary conducting the analysis shall examine
9 past experience and claim history and project future
10 experience, claims, and rates for multiple scenarios as
11 requested by the study committee.
12 4. The commissioner of insurance shall select
13 the members of the public employee health insurance
14 reform study committee which shall include all of the
15 following:
16 a. A representative of the state.
17 b. A representative of the state board of regents.
18 c. A representative of a county.
19 d. A representative of a city.
20 e. A representative of a school district.
21 f. A representative of the largest statewide
22 employee organization representing state employees.
23 g. A representative of the largest employee
24 organization that represents school district employees.
25 h. A representative of an employee organization

26 representing police officers.
 27 i. A representative of an employee organization
 28 representing fire fighters.
 29 j. A representative of a health insurance carrier.
 30 k. A representative of a health insurance provider.
 31 l. Such other representatives who, in the opinion
 32 of the commissioner, have expertise that would assist
 33 the study committee in accomplishing its purpose.
 34 5. The commissioner shall submit a report to
 35 the general assembly on or before January 16,

Page 3

1 2018, regarding the study committee's findings and
 2 recommendations, including proposed legislation,
 3 concerning health insurance coverage for public
 4 employers and their employees.>
 5 2. Title page, by striking lines 2 through 7 and
 6 inserting <employees by providing for the establishment
 7 of a public employee health insurance reform study
 8 committee by the insurance division of the department
 9 of commerce.>

NATE BOULTON

S-3019

1 Amend Senate File 213 as follows:
 2 1. Page 2, line 26, by striking <a majority of
 3 members who are public safety employees> and inserting
 4 <at least one member who is a public safety employee>
 5 2. Page 3, line 11, by striking <a majority of
 6 members who are public safety employees> and inserting
 7 <at least one member who is a public safety employee>
 8 3. Page 3, line 35, through page 4, line 1, by
 9 striking <a majority of members who are public safety
 10 employees> and inserting <at least one member who is
 11 a public safety employee>
 12 4. Page 11, lines 2 and 3, by striking <a majority
 13 of members who are public safety employees> and
 14 inserting <at least one member who is a public safety
 15 employee>
 16 5. Page 11, line 34, by striking <a majority of
 17 members who are public safety employees> and inserting
 18 <at least one member who is a public safety employee>
 19 6. Page 12, lines 31 and 32, by striking <a
 20 majority of members who are public safety employees>
 21 and inserting <at least one member who is a public
 22 safety employee>
 23 7. Page 13, lines 22 and 23, by striking <a
 24 majority of members who are public safety employees>
 25 and inserting <at least one member who is a public

26 safety employee>
27 8. Page 41, lines 24 and 25, by striking <a
28 majority of members who are public safety employees>
29 and inserting <at least one member who is a public
30 safety employee>
31 9. Page 44, lines 18 and 19, by striking <a
32 majority of members who are public safety employees>
33 and inserting <at least one member who is a public
34 safety employee>

NATE BOULTON

S-3020

1 Amend Senate File 213 as follows:
2 1. Page 45, by striking lines 13 through 23.
3 2. By renumbering as necessary.

NATE BOULTON

S-3021

1 Amend Senate File 213 as follows:
2 1. Title page, by striking the enacting clause.

NATE BOULTON

S-3022

1 Amend Senate File 213 as follows:
2 1. Page 2, line 11, by striking <subsections 2 and
3 3,> and inserting <subsection 2,>
4 2. Page 2, line 11, by striking <are> and inserting
5 <is>
6 3. Page 2, by striking line 15.

NATE BOULTON

S-3023

1 Amend Senate File 213 as follows:
2 1. Page 4, line 5, before <grievance> by inserting
3 <and>
4 2. Page 4, by striking lines 6 and 7 and inserting
5 <the agreement shall>

WILLIAM A. DOTZLER, JR.

S-3024

- 1 Amend Senate File 213 as follows:
- 2 1. Page 4, line 2, by striking <supplemental pay>

TOD R. BOWMAN

S-3025

- 1 Amend Senate File 213 as follows:
- 2 1. By striking page 3, line 31, through page 4,
- 3 line 8, and inserting:
- 4 <3. All retirement systems shall be excluded from
- 5 the scope of negotiations.>

NATE BOULTON

S-3026

- 1 Amend Senate File 213 as follows:
- 2 1. Page 1, after line 21 by inserting:
- 3 <__. An employee of the state board of regents or
- 4 an institution governed by the state board.>
- 5 2. By renumbering, redesignating, and correcting
- 6 internal references as necessary.

JEFF DANIELSON
WILLIAM A. DOTZLER, JR.

S-3027

- 1 Amend Senate File 213 as follows:
- 2 1. By striking everything after the enacting clause
- 3 and inserting:
- 4 <Section 1. **NEW SECTION. 20.32 Private sector**
- 5 **collective bargaining rights applicable.**
- 6 Notwithstanding any other provision of law to the
- 7 contrary, any right relating to collective bargaining
- 8 applicable to private sector employees under state or
- 9 federal law, except the right to engage in a strike,
- 10 shall be applicable to public employees on the same
- 11 terms and to the same degree.>
- 12 2. Title page, by striking lines 2 through 7 and
- 13 inserting <employees including collective bargaining.>

NATE BOULTON

S-3028

- 1 Amend Senate File 213 as follows:
- 2 1. Page 1, line 7, by striking <sheriff or a>
- 3 2. Page 1, after line 21 by inserting:
- 4 <_. A peace officer designated by the department
- 5 of transportation under section 321.477 who is subject
- 6 to mandated law enforcement training.>
- 7 3. Page 2, line 11, by striking <subsections 2 and
- 8 3,> and inserting <subsection 2,>
- 9 4. Page 2, line 11, by striking <are> and inserting
- 10 <is>
- 11 5. Page 2, by striking line 15.
- 12 6. Page 2, line 26, by striking <a majority> and
- 13 inserting <at least thirty percent>
- 14 7. Page 3, line 11, by striking <a majority> and
- 15 inserting <at least thirty percent>
- 16 8. Page 3, line 35, by striking <a majority> and
- 17 inserting <at least thirty percent>
- 18 9. Page 4, by striking lines 4 through 7 and
- 19 inserting <reduction, and subcontracting public
- 20 services shall>
- 21 10. By striking page 10, line 33, through page 11,
- 22 line 16.
- 23 11. Page 11, line 33, by striking <to which> and
- 24 inserting <involving>
- 25 12. Page 11, line 34, by striking <a majority> and
- 26 inserting <at least thirty percent>
- 27 13. Page 11, lines 34 and 35, by striking <is a
- 28 party>
- 29 14. Page 12, line 1, by striking <decision> and
- 30 inserting <determination>
- 31 15. Page 12, line 22, by striking <The> and
- 32 inserting <Except as required for purposes of the
- 33 consideration of the factors specified in subsection
- 34 7, paragraphs "a" through "c", and subsection 7A,
- 35 paragraph "a", subparagraphs (1) through (3), the>

Page 2

- 1 16. Page 12, line 30, by striking <to which> and
- 2 inserting <involving>
- 3 17. Page 12, line 31, by striking <a majority> and
- 4 inserting <at least thirty percent>
- 5 18. Page 12, line 32, by striking <is a party>
- 6 19. Page 13, line 21, by striking <to which> and
- 7 inserting <involving>
- 8 20. Page 13, line 22, by striking <a majority> and
- 9 inserting <at least thirty percent>
- 10 21. Page 13, line 23, by striking <is a party>
- 11 22. Page 14, after line 25 by inserting:
- 12 <01. Collective bargaining agreements shall be in

13 writing and shall be signed by the parties.

14 001. A copy of a collective bargaining agreement
15 entered into between a public employer and a certified
16 employee organization and made final under this chapter
17 shall be filed with the board by the public employer
18 within ten days of the date on which the agreement is
19 entered into.>

20 23. Page 15, after line 24 by inserting:

21 <Sec. __. **NEW SECTION. 20.32 Transit employees**
22 **— applicability.**

23 All provisions of this chapter applicable to
24 employees described in section 20.3, subsection 10A,
25 shall be applicable on the same terms and to the same
26 degree to any transit employee if it is determined
27 by the director of the department of transportation,
28 upon written confirmation from the United States
29 department of labor, that a public employer would lose
30 federal funding under 49 U.S.C. §5333(b) if the transit
31 employee is not covered under certain collective
32 bargaining rights.>

33 24. Page 20, line 9, by striking <contacts> and
34 inserting <contracts>

35 25. By striking page 20, line 32, through page 21,

Page 3

1 line 2, and inserting <to mandatory negotiations under
2 chapter 20. ~~Notwithstanding chapter 20, objections~~
3 Objections to the procedures, use, or content of an
4 evaluation in a teacher termination proceeding brought
5 before the school board in a hearing held in accordance
6 with section 279.16 or 279.27 shall not be subject to
7 ~~the any~~ grievance procedures negotiated in accordance
8 with chapter 20. ~~A school~~>

9 26. Page 33, line 26, by striking <or grievance
10 ~~procedures~~> and inserting <or grievance procedures>

11 27. Page 35, lines 10 and 11, by striking <and
12 ~~grievance procedures established~~> and inserting <and
13 grievance procedures established>

14 28. By striking page 39, line 14, through page 40,
15 line 15, and inserting:

16 <**400.12 Seniority — extinguishment —**
17 **reestablishment.**

18 1. For the purpose of determining the seniority
19 rights of civil service employees, seniority shall be
20 computed, beginning with the date of appointment to
21 or employment in any positions for which they were
22 certified or otherwise qualified and established as
23 provided in this chapter, but shall not include any
24 period of time exceeding sixty days in any one year
25 during which they were absent from the service except
26 for disability.

27 2. In the event that a civil service employee
28 has more than one classification or grade, the length
29 of the employee's seniority rights shall date in the
30 respective classifications or grades from and after the
31 time the employee was appointed to or began employment
32 in each classification or grade. In the event that
33 an employee has been promoted from one classification
34 or grade to another, the employee's civil service
35 seniority rights shall be continuous in any department

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1 grade or classification that the employee formerly
2 held.

3 3. A list of all civil service employees shall
4 be prepared and posted in the city hall by the civil
5 service commission on or before July 1 of each year,
6 indicating the civil service standing of each employee
7 as to the employee's seniority.

8 4. Unless otherwise provided in a collective
9 bargaining agreement, a city council may extinguish
10 the seniority rights, including but not limited to
11 seniority accrued, provided pursuant to this section
12 to all civil service employees who are not employed
13 or appointed as a fire fighter or police officer,
14 fire chief or police chief, or assistant fire chief
15 or assistant police chief. A city council may
16 subsequently reestablish seniority rights extinguished
17 pursuant to this section for all employees who are
18 not employed or appointed as a fire fighter or police
19 officer, fire chief or police chief, or assistant
20 fire chief or assistant police chief. Seniority
21 rights reestablished in this way may include, but
22 are not required to include, accrual of seniority
23 for employment prior to the reestablishment of such
24 rights.>

25 29. Page 41, line 24, by striking <a majority> and
26 inserting <at least thirty percent>

27 30. By striking page 43, line 7, through page 44,
28 line 6, and inserting:

29 <Sec. ____ Section 400.27, unnumbered paragraph 3,
30 Code 2017, is amended to read as follows:

31 The city or any civil service employee shall have a
32 right to appeal to the district court from the final
33 ruling or decision of the civil service commission.
34 The appeal shall be taken within thirty days from
35 the filing of the formal decision of the commission.

Page 5

- 1 The district court of the county in which the city
 2 is located shall have full jurisdiction of the appeal
 3 ~~and the said appeal shall be a trial de novo as an~~
 4 ~~equitable action in the district court. The scope~~
 5 ~~of review for the appeal shall be limited to de~~
 6 ~~novo appellate review without a trial or additional~~
 7 ~~evidence.>~~
 8 31. Page 44, line 18, by striking <a majority> and
 9 inserting <at least thirty percent>
 10 32. Page 45, by striking lines 13 through 30.
 11 33. Page 46, line 3, after <all> by inserting
 12 <permanent, full-time>
 13 34. Page 46, line 4, after <employer.> by inserting
 14 <A public employer may offer health insurance to
 15 any other public employees employed by the public
 16 employer.>
 17 35. By renumbering, redesignating, and correcting
 18 internal references as necessary.

JASON SCHULTZ

S-3029

- 1 Amend Senate File 213 as follows:
 2 1. Page 1, after line 21 by inserting:
 3 <_. A peace officer employed by a board of
 4 regents institution as set forth in section 262.13.>
 5 2. By renumbering as necessary.

JEFF DANIELSON
 HERMAN C. QUIRMBACH
 JOE BOLKCOM
 WILLIAM A. DOTZLER, JR.
 ROBERT E. DVORSKY

S-3030

- 1 Amend Senate File 213 as follows:
 2 1. Page 1, by striking lines 6 through 21 and
 3 inserting <public employee.>
 4 2. Page 2, line 26, by striking <a majority of>
 5 3. Page 3, by striking lines 10 through 16 and
 6 inserting <Such obligation to negotiate in good>
 7 4. By striking page 3, line 34, through page 4,
 8 line 8, and inserting <excluded from the scope of
 9 negotiations.>
 10 5. By striking page 10, line 33, through page 11,
 11 line 16.
 12 6. Page 11, line 17, by striking <8, and 9,> and
 13 inserting <and 8,>

- 14 7. Page 11, line 34, by striking <a majority of>
 15 8. By striking page 12, line 26, through page 14,
 16 line 16.
 17 9. Page 41, line 24, by striking <a majority of>
 18 10. Page 44, line 18, by striking <a majority of>
 19 11. By renumbering as necessary.

NATE BOULTON

S-3031

- 1 Amend Senate File 213 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. PUBLIC EMPLOYEE COLLECTIVE BARGAINING
 5 STUDY COMMITTEE.
 6 1. The public employment relations board shall
 7 establish a public employee collective bargaining study
 8 committee. The study committee shall conduct a study
 9 on the effectiveness and efficiency of the collective
 10 bargaining process under chapter 20 and the impact of
 11 the collective bargaining process on the delivery of
 12 high-quality, cost-effective public services and the
 13 maintenance of a high-skilled public sector workforce
 14 in this state.
 15 2. The public employment relations board shall
 16 select members of the public employee collective
 17 bargaining study committee which shall consist of the
 18 following members:
 19 a. A representative of the state.
 20 b. A representative of the state board of regents.
 21 c. A representative of a community college.
 22 d. A representative of a county.
 23 e. A representative of a city.
 24 f. A representative of a school district.
 25 g. A representative of the largest statewide
 26 employee organization representing state employees.
 27 h. A representative of the largest employee
 28 organization that represents school district employees.
 29 i. A representative of an employee organization
 30 representing police officers.
 31 j. A representative of an employee organization
 32 representing fire fighters.
 33 3. The public employment relations board shall
 34 submit a report to the general assembly on or before
 35 January 16, 2018, regarding the study committee's

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- 1 findings and recommendations, including any proposed
 2 legislation, concerning public employee collective
 3 bargaining.>

- 4 2. Title page, by striking lines 2 through 7 and
 5 inserting <employees by providing for the establishment
 6 of a public employee collective bargaining study
 7 committee by the public employment relations board.>

DAVID JOHNSON

S-3032

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <_. A social worker licensed under chapter 154C.>>
 5 2. By renumbering, redesignating, and correcting
 6 internal references as necessary.

JANET PETERSEN

S-3033

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <_. A peace officer employed by a board of
 5 regents institution as set forth in section 262.13.>>
 6 2. By renumbering, redesignating, and correcting
 7 internal references as necessary.

HERMAN C. QUIRMBACH
 JOE BOLKCOM
 WILLIAM A. DOTZLER, JR.
 JEFF DANIELSON

S-3034

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <_. A registered nurse licensed under chapter 152
 5 or 152E.>>
 6 2. By renumbering, redesignating, and correcting
 7 internal references as necessary.

ROBERT E. DVORSKY
 PAM JOCHUM

S-3035

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 6 by inserting:

4 <__. An inspector employed by the labor services
5 division of the department of workforce development for
6 purposes of enforcement of chapter 88.>>
7 2. By renumbering, redesignating, and correcting
8 internal references as necessary.

WILLIAM A. DOTZLER, JR.
TONY BISIGNANO

S-3036

1 Amend the amendment, S-3028, to Senate File 213 as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An emergency medical care provider certified
5 under chapter 147A.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

JEFF DANIELSON

S-3037

1 Amend the amendment, S-3028, to Senate File 213 as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee of a school district, community
5 college, or board of regents institution for purposes
6 of teaching grades kindergarten through twelve
7 education or postsecondary education.>>
8 2. By renumbering, redesignating, and correcting
9 internal references as necessary.

HERMAN C. QUIRMBACH

S-3038

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee of the department of
5 corrections.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

RICH TAYLOR
ROBERT E. DVORSKY
KEVIN KINNEY

S-3039

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. A court attendant employed pursuant to
 5 section 602.6601.>>
 6 2. By renumbering, redesignating, and correcting
 7 internal references as necessary.

NATE BOULTON

S-3040

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 ___. Page 2, by striking lines 21 through 32 and
 4 inserting:
 5 <<Section 1. NEW SECTION. 20.32 Mass transit
 6 **employees — applicability.**
 7 All provisions of this chapter applicable to a
 8 public safety employee shall be applicable on the same
 9 terms and to the same degree to any public employee
 10 who is employed for purposes of a mass transit system
 11 if the employee is governed by a determination of the
 12 United States secretary of labor pursuant to 49 U.S.C.
 13 §5333.>>

NATE BOULTON

S-3041

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. A parole officer as described in section
 5 906.2.
 6 ___. A probation officer acting pursuant to section
 7 602.7202, subsection 4, and section 907.2.>>
 8 2. By renumbering as necessary.

RICH TAYLOR
 KEVIN KINNEY
 ROBERT E. DVORSKY

S-3042

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. A correctional officer employed by the

5 department of corrections or a jailer as defined in
6 section 708.3A.>>
7 2. By renumbering, redesignating, and correcting
8 internal references as necessary.

RICH TAYLOR
ROBERT E. DVORSKY
KEVIN KINNEY

S-3043

1 Amend the amendment, S-3028, to Senate File 213 as
2 follows:
3 1. Page 1, by striking lines 16 through 20 and
4 inserting:
5 <__. By striking page 3, line 31, through page 4,
6 line 8, and inserting:
7 3. All retirement systems shall be excluded from
8 the scope of negotiations.>>
9 2. By renumbering, redesignating, and correcting
10 internal references as necessary.

TONY BISIGNANO

S-3044

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee of the department of homeland
5 security and emergency management.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

ROBERT M. HOGG

S-3045

1 Amend the amendment, S-3028, to Senate File 213 as
2 follows:
3 1. Page 1, by striking lines 12 through 17 and
4 inserting:
5 <__. Page 2, line 26, by striking <a majority of
6 members who are public safety employees> and inserting
7 <at least one member who is a public safety employee>
8 _____. Page 3, line 11, by striking <a majority of
9 members who are public safety employees> and inserting
10 <at least one member who is a public safety employee>
11 _____. Page 3, line 35, through page 4, line 1, by
12 striking <a majority of members who are public safety
13 employees> and inserting <at least one member who is
14 a public safety employee>>

- 15 2. Page 1, by striking lines 25 and 26 and
 16 inserting:
 17 <__. Page 11, line 34, by striking <a majority of
 18 members who are public safety employees> and inserting
 19 <at least one member who is a public safety employee>>
 20 3. Page 2, by striking lines 3 and 4 and inserting:
 21 <__. Page 12, lines 31 and 32, by striking <a
 22 majority of members who are public safety employees>
 23 and inserting <at least one member who is a public
 24 safety employee>>
 25 4. Page 2, by striking lines 8 and 9 and inserting:
 26 <__. Page 13, lines 22 and 23, by striking <a
 27 majority of members who are public safety employees>
 28 and inserting <at least one member who is a public
 29 safety employee>>
 30 5. Page 4, by striking lines 25 and 25 and
 31 inserting:
 32 <__. Page 41, lines 24 and 25, by striking <a
 33 majority of members who are public safety employees>
 34 and inserting <at least one member who is a public
 35 safety employee>>

Page 2

- 1 6. Page 5, by striking lines 8 and 9 and inserting:
 2 <__. Page 44, lines 18 and 19, by striking <a
 3 majority of members who are public safety employees>
 4 and inserting <at least one member who is a public
 5 safety employee>>
 6 7. By renumbering, redesignating, and correcting
 7 internal references as necessary.

KEVIN KINNEY
 JEFF DANIELSON

S-3046

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 17 by inserting:
 4 <__. Page 4, line 1, by striking <insurance.>>
 5 2. By renumbering, redesignating, and correcting
 6 internal references as necessary.

JOE BOLKCOM

S-3047

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. A security officer at a board of regents

5 institution or public hospital.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

KEVIN KINNEY

S-3048

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee of the department of homeland
5 security and emergency management or a local emergency
6 management agency as defined under section 29C.2.>>
7 2. By renumbering, redesignating, and correcting
8 internal references as necessary.

ROBERT M. HOGG

S-3049

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. By striking page 3, line 14, through page 5,
4 line 10, and inserting:
5 <__. By striking page 39, line 10, through page
6 45, line 33.>
7 2. Page 5, after line 16 by inserting:
8 <__. Title page, line 4, by striking <city civil
9 service requirements,>>
10 3. By renumbering, redesignating, and correcting
11 internal references as necessary.

NATE BOULTON

S-3050

1 Amend the amendment, S-3028, to Senate File 213 as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An individual employed for the purpose of
5 plowing snow.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

CHAZ ALLEN

S-3051

- 1 Amend the amendment, S-3028, to Senate File 213 as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. An employee who performs construction,
 5 maintenance, or repair work on primary or secondary
 6 roads or on traffic control devices.>>
 7 2. By renumbering, redesignating, and correcting
 8 internal references as necessary.

CHAZ ALLEN

S-3052

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 3, after line 8 by inserting:
 4 <__. Page 22, by striking lines 23 through 27 and
 5 inserting <or civil jurisdiction. The board shall
 6 cause subpoenas to be issued for such witnesses and the
 7 production of such books and papers as either the board
 8 or the teacher may designate. The subpoenas shall be
 9 signed by the presiding officer of the board.>>
 10 2. By renumbering as necessary.

NATE BOULTON

S-3053

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 20 by inserting:
 4 <__. Page 6, by striking lines 2 through 5 and
 5 inserting <exclusive representative of that bargaining
 6 unit or of the>
 7 ___. By striking page 6, line 12, through page 7,
 8 line 8.
 9 ___. Page 8, line 2, by striking <certification,
 10 retention and recertification,> and inserting
 11 <certification>>
 12 2. Page 2, after line 32 by inserting:
 13 <__. Page 15, by striking lines 25 through 32.
 14 ___. Page 16, lines 1 and 2, by striking
 15 <certification, retention and recertification,> and
 16 inserting <certification>
 17 ___. By striking page 16, line 33, through page 17,
 18 line 14.

19 ____ Page 19, by striking lines 12 through 14.>
20 3. By renumbering, redesignating, and correcting
21 internal references as necessary.

NATE BOULTON
ROBERT E. DVORSKY

S-3054

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee providing emergency aeronautical
5 medical services including employees who provide
6 medical services and pilots who provide transportation
7 of or to persons needing medical services.>>
8 2. By renumbering, redesignating, and correcting
9 internal references as necessary.

JEFF DANIELSON

S-3055

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An employee of the state board of regents or
5 an institution governed by the state board.>>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

JEFF DANIELSON
WILLIAM A. DOTZLER, JR.

S-3056

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 15 by inserting:
4 <__. Page 3, by striking lines 18 through 20 and
5 inserting <or make a concession.>>
6 2. By renumbering as necessary.

NATE BOULTON

S-3057

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 20 by inserting:
4 <__. By striking page 5, line 2, through page 9,

- 5 line 32.>
 6 2. Page 2, after line 32 by inserting:
 7 <__. Page 15, by striking lines 25 through 32.
 8 __. Page 16, lines 1 and 2, by striking
 9 <certification, retention and recertification,> and
 10 inserting <certification>
 11 __. By striking page 16, line 33, through page 17,
 12 line 14.
 13 __. Page 19, by striking lines 12 through 14.>
 14 3. By renumbering as necessary.

NATE BOULTON
 ROBERT E. DVORSKY

S-3058

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 6 by inserting:
 4 <__. Page 1, by striking lines 27 through 30.>
 5 2. Page 2, after line 32 by inserting:
 6 <__. Page 18, by striking lines 22 and 23 and
 7 inserting:
 8 <1. This division of>>
 9 3. By renumbering as necessary.

NATE BOULTON

S-3059

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 3, after line 8 by inserting:
 4 <__. By striking page 32, line 27, through page
 5 33, line 13.>
 6 2. By renumbering as necessary.

RITA HART

S-3060

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 1, after line 17 by inserting:
 4 <__. Page 4, line 2, by striking <supplemental
 5 pay>>
 6 2. By renumbering as necessary.

TOD R. BOWMAN

S-3061

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 1, after line 17 by inserting:
- 4 <__. Page 4, line 3, by striking <evaluation
- 5 procedures>>
- 6 2. By renumbering as necessary.

HERMAN C. QUIRMBACH

S-3062

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 1, after line 6 by inserting:
- 4 <__. Page 2, line 4, after <vendor> by inserting
- 5 <in this state>>
- 6 2. By renumbering as necessary.

JOE BOLKCOM

S-3063

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 1, after line 6 by inserting:
- 4 <__. Page 2, by striking lines 4 through 6 and
- 5 inserting:
- 6 <NEW SUBSECTION. 7. Establish fees by rule>>
- 7 2. By renumbering as necessary.

JOE BOLKCOM

S-3064

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 1, after line 22 by inserting:
- 4 <__. Page 11, lines 31 and 32, by striking
- 5 <arbitrator, except as provided in subsection 9.
- 6 paragraph "b"> and inserting <arbitrator>>
- 7 2. Page 1, after line 35 by inserting:
- 8 <__. Page 12, line 26, by striking <a.>>
- 9 3. Page 2, by striking lines 1 through 5 and
- 10 inserting:
- 11 <__. By striking page 12, line 30, through page
- 12 13, line 18.>
- 13 4. By renumbering as necessary.

NATE BOULTON

S-3065

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
- 3 1. Page 1, after line 20 by inserting:
 4 <__. Page 5, lines 15 and 16, by striking <~~votes~~
 5 ~~east on the question is public employees in the~~
 6 ~~bargaining unit vote~~> and inserting <votes cast on the
 7 question is>
 8 __. Page 5, lines 20 and 21, by striking <~~votes~~
 9 ~~east on the question is public employees in the~~
 10 ~~bargaining unit vote~~> and inserting <votes cast on the
 11 question is>
 12 __. Page 5, lines 26 and 27, by striking <~~voting~~
 13 ~~in the bargaining unit~~> and inserting <voting>
 14 __. Page 6, lines 27 and 28, by striking <~~public~~
 15 ~~employees in the bargaining unit vote to retain and~~
 16 ~~recertify~~> and inserting <~~votes cast on the question~~
 17 ~~are in support of retaining and recertifying~~>
 18 __. Page 6, lines 33 and 34, by striking <~~public~~
 19 ~~employees in the bargaining unit do not vote to~~
 20 ~~retain and recertify~~> and inserting <~~votes cast on the~~
 21 ~~question are against retaining and recertifying~~>
 22 __. Page 7, lines 17 and 18, by striking <~~public~~
 23 ~~employees in the bargaining unit vote to decertify~~> and
 24 inserting <~~votes cast on the question are in support~~
 25 ~~of decertifying~~>
 26 __. Page 7, lines 28 and 29, by striking <~~public~~
 27 ~~employees in the bargaining unit do not vote to~~
 28 ~~decertify~~> and inserting <~~votes cast on the question~~
 29 ~~are against decertifying~~>
 30 __. Page 8, lines 17 and 18, by striking <~~voting~~
 31 ~~in the bargaining unit~~> and inserting <voting>>
 32 2. By renumbering as necessary.

NATE BOULTON

S-3066

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
- 3 1. By striking page 2, line 35, through page 3,
 4 line 8, and inserting:
 5 <__. By striking page 20, line 24, through page
 6 21, line 6, and inserting:
 7 <1. The board shall establish evaluation criteria
 8 and shall implement evaluation procedures. If an
 9 exclusive bargaining representative has been certified,
 10 the board shall negotiate in good faith with respect to
 11 evaluation procedures pursuant to chapter 20.
 12 2. The determination of standards of performance
 13 expected of school district personnel shall be

14 reserved as an exclusive management right of the
 15 school board and shall not be subject to mandatory
 16 negotiations under chapter 20. ~~Notwithstanding chapter~~
 17 ~~20, objections~~ Objections to the procedures, use,
 18 or content of an evaluation in a teacher termination
 19 proceeding brought before the school board in a hearing
 20 held in accordance with section 279.16 or 279.27 shall
 21 not be subject to the grievance procedures negotiated
 22 in accordance with chapter 20. A school district shall
 23 not be obligated to process any evaluation grievance
 24 after service of a notice and recommendation to
 25 terminate an individual's continuing teaching contract
 26 in accordance with this chapter.>>
 27 2. By renumbering as necessary.

RITA HART

S-3067

1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 3, after line 8 by inserting:
 4 <__. Page 27, by striking lines 2 through 32 and
 5 inserting:
 6 <Sec. __. Section 279.19A, subsections 2, 7, and
 7 8, Code 2017, are amended to read as follows:
 8 2. a. An extracurricular contract shall be
 9 continued automatically in force and effect for
 10 equivalent periods, except as modified or terminated
 11 by mutual agreement of the board of directors and
 12 the employee, or terminated in accordance with this
 13 section. An extracurricular contract shall initially
 14 be offered by the employing board to an individual on
 15 the same date that contracts are offered to teachers
 16 under section 279.13. An extracurricular contract may
 17 be terminated at the end of a school year pursuant to
 18 sections 279.15 through 279.19. If the school district
 19 offers an extracurricular contract for a sport for the
 20 subsequent school year to an employee who is currently
 21 performing under an extracurricular contract for that
 22 sport, and the employee does not wish to accept the
 23 extracurricular contract for the subsequent year, the
 24 employee may resign from the extracurricular contract
 25 within twenty-one days after it has been received.>>
 26 2. By renumbering, redesignating, and correcting
 27 internal references as necessary.

TOD R. BOWMAN

S-3068

- 1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 2, after line 34 by inserting:
4 <__. Page 20, by striking lines 15 through 20.>
5 2. Page 3, after line 8 by inserting:
6 <__. By striking page 24, line 10, through page
7 25, line 28.>
8 3. Page 3, after line 13 by inserting:
9 <__. Page 36, by striking line 8.>
10 4. By renumbering as necessary.

NATE BOULTON

S-3069

- 1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 3, after line 8 by inserting:
4 <__. Page 26, line 10, by striking <without> and
5 inserting <for>
6 2. By renumbering as necessary.

RITA HART

S-3070

- 1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 1, after line 6 by inserting:
4 <__. An individual employed in a protection
5 occupation as defined in section 97B.49B.>
6 2. By renumbering, redesignating, and correcting
7 internal references as necessary.

NATE BOULTON

S-3071

- 1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 3, after line 10 by inserting:
4 <__. Page 34, by striking lines 32 and 33 and
5 inserting:
6 <Sec. __. Section 284.8, subsection 2, Code 2017,
7 is amended to read as follows:>>
8 2. Page 3, after line 13 by inserting:
9 <__. Page 35, by striking lines 14 through 22.
10 __. By striking page 35, line 25, through page 36,

11 line 7.>
12 3. By renumbering, redesignating, and correcting
13 internal references as necessary.

NATE BOULTON

S-3072

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 3, after line 8 by inserting:
4 <__. Page 26, line 2, by striking ~~one year two~~
5 ~~years~~> and inserting <one year>>
6 2. By renumbering as necessary.

JANET PETERSEN

S-3073

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 3, after line 8 by inserting:
4 <__. Page 22, lines 15 and 16, by striking ~~employ~~
5 ~~a certified shorthand reporter to~~> and inserting
6 <employ a certified shorthand reporter to>>
7 2. By renumbering as necessary.

PAM JOCHUM

S-3074

1 Amend the amendment, S-3028, to Senate File 213, as
2 follows:
3 1. Page 2, after line 32 by inserting:
4 <__. Page 17, after line 14 by inserting:
5 <Sec. __. PUBLIC EMPLOYEE COLLECTIVE BARGAINING
6 STUDY COMMITTEE.
7 1. The public employment relations board shall
8 establish a public employee collective bargaining study
9 committee. The study committee shall conduct a study
10 on the effectiveness and efficiency of the collective
11 bargaining process under chapter 20 and the impact of
12 the collective bargaining process on the delivery of
13 high-quality, cost-effective public services and the
14 maintenance of a high-skilled public sector workforce
15 in this state.
16 2. The public employment relations board shall
17 select members of the public employee collective
18 bargaining study committee which shall consist of the
19 following members:
20 a. A representative of the state.
21 b. A representative of the state board of regents.

- 22 c. A representative of a community college.
 23 d. A representative of a county.
 24 e. A representative of a city.
 25 f. A representative of a school district.
 26 g. A representative of the largest statewide
 27 employee organization representing state employees.
 28 h. A representative of the largest employee
 29 organization that represents school district employees.
 30 i. A representative of an employee organization
 31 representing police officers.
 32 j. A representative of an employee organization
 33 representing fire fighters.
 34 3. The public employment relations board shall
 35 submit a report to the general assembly on or before

Page 2

- 1 January 16, 2018, regarding the study committee's
 2 findings and recommendations, including data supporting
 3 such findings and recommendations and any proposed
 4 legislation, concerning public employee collective
 5 bargaining.>
 6 ____ Page 17, line 18, by striking <2017> and
 7 inserting <2019>
 8 ____ Page 17, by striking line 32 and inserting
 9 <year 2019 shall be complete not later than March 15,
 10 2019,>
 11 ____ Page 18, line 4, by striking <2017> and
 12 inserting <2019>
 13 ____ Page 18, line 5, by striking <2017> and
 14 inserting <2019>
 15 ____ Page 18, by striking lines 18 through 20 and
 16 inserting:
 17 <Sec. ____ EFFECTIVE DATE. This division of this
 18 Act takes effect January 1, 2019.>
 19 ____ Page 19, line 14, by striking <2018> and
 20 inserting <2020>>
 21 2. By renumbering, redesignating, and correcting
 22 internal references as necessary.

DAVID JOHNSON

S-3075

- 1 Amend the amendment, S-3028, to Senate File 213, as
 2 follows:
 3 1. Page 2, after line 32 by inserting:
 4 < ____ By striking page 17, line 15, through page
 5 18, line 20.>
 6 2. By renumbering as necessary.

NATE BOULTON

S-3076

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 3, after line 13 by inserting:
- 4 <__. Page 36, by striking lines 9 through 11.>
- 5 2. By renumbering as necessary.

NATE BOULTON

S-3077

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 5, after line 10 by inserting:
- 4 <__. Page 45, by striking lines 31 through 33.>
- 5 2. By renumbering as necessary.

NATE BOULTON

S-3078

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 5, after line 16 by inserting:
- 4 <__. Page 46, by striking lines 19 through 21.>
- 5 2. By renumbering as necessary.

NATE BOULTON

S-3079

- 1 Amend the amendment, S-3028, to Senate File 213, as
- 2 follows:
- 3 1. Page 1, after line 6 by inserting:
- 4 <__. An investigator appointed by the board of
- 5 medicine pursuant to section 148.14.>>
- 6 2. By renumbering, redesignating, and correcting
- 7 internal references as necessary.

KEVIN KINNEY

S-3080

- 1 Amend Senate File 184 as follows:
- 2 1. By striking everything after the enacting clause
- 3 and inserting:
- 4 <Section 1. REPEAL. 2017 Iowa Acts, House File
- 5 291, is repealed.
- 6 Sec. 2. RELIANCE. Any action taken, or failure to
- 7 act, in reliance on any provision of 2017 Iowa Acts,

8 House File 291, on and after February 17, 2017, and
 9 prior to its retroactive repeal, is voidable.
 10 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being
 11 deemed of immediate importance, takes effect upon
 12 enactment.
 13 Sec. 4. RETROACTIVE APPLICABILITY. This Act
 14 applies retroactively to February 17, 2017.>
 15 2. Title page, by striking lines 1 through 2 and
 16 inserting <An Act relating to employment matters
 17 involving public employees, and including effective
 18 date and applicability provisions.>

ROBERT M. HOGG

S-3081

1 Amend Senate File 384 as follows:
 2 1. Page 51, line 32, by striking <135C.25E> and
 3 inserting <137C.25E>

COMMITTEE ON JUDICIARY
 BRAD ZAUN, Chair

S-3082

1 Amend Senate File 274 as follows:
 2 1. Page 2, line 7, after <may> by inserting
 3 <accept gifts, grants, bequests, and other private
 4 contributions, as well as state or federal moneys, for
 5 deposit in the fund. If state, federal, or private
 6 moneys deposited in the fund are sufficient, the
 7 department may>

MARK CHELGREN

S-3083

1 Amend Senate File 274 as follows:
 2 1. Page 3, line 26, after <3.> by inserting <a.>
 3 2. Page 3, after line 29 by inserting:
 4 <b. The membership of the work group shall also
 5 include four members of the general assembly. The
 6 legislative members shall serve as ex officio,
 7 nonvoting members of the work group, with one
 8 member to be appointed by each of the following:
 9 the majority leader of the senate, the minority
 10 leader of the senate, the speaker of the house of
 11 representatives, and the minority leader of the house
 12 of representatives.>

RITA HART

S-3084

- 1 Amend the amendment, S-3082, to Senate File 274 as
- 2 follows:
- 3 1. Page 1, after line 1 by inserting:
- 4 <__. Page 2, by striking lines 4 and 5 and
- 5 inserting:
- 6 <__. A computer science professional development>>
- 7 2. By renumbering as necessary.

MARK CHELGREN

S-3085

- 1 Amend Senate File 455 as follows:
- 2 1. Page 1, line 25, by striking <"b" and "c"> and
- 3 inserting <"b", "c", and "d">

AMY SINCLAIR

S-3086

- 1 Amend Senate File 239 as follows:
- 2 1. Page 1, by striking lines 7 through 11 and
- 3 inserting <drugs, unauthorized drugs, or alcohol.>

MARK LOFGREN

S-3087

- 1 Amend Senate File 238 as follows:
- 2 1. By striking everything after the enacting clause
- 3 and inserting:
- 4 <Section 1. Section 709.15, subsection 1, paragraph
- 5 f, Code 2017, is amended by striking the paragraph and
- 6 inserting in lieu thereof the following:
- 7 f. (1) "School employee" means any of the
- 8 following, except as provided in subparagraph (2):
- 9 (a) A person who holds a license, certificate,
- 10 or statement of professional recognition issued under
- 11 chapter 272.
- 12 (b) A person who holds an authorization issued
- 13 under chapter 272.
- 14 (c) A person employed by a school district
- 15 full-time, part-time, or as a substitute.
- 16 (d) A person who performs services as a volunteer
- 17 for a school district and who has direct supervisory
- 18 authority over the student with whom the person engages
- 19 in conduct prohibited under subsection 3, paragraph
- 20 "a".
- 21 (e) A person who provides services under a contract

22 for such services to a school district and who has
 23 direct supervisory authority over the student with
 24 whom the person engages in conduct prohibited under
 25 subsection 3, paragraph "a".

26 (2) "School employee" does not include a student
 27 enrolled in the school district.

28 Sec. 2. Section 709.15, subsection 3, Code 2017, is
 29 amended by adding the following new paragraph:

30 NEW PARAGRAPH. c. The provisions of this
 31 subsection do not apply to a person who is employed by
 32 a school district attendance center if the student with
 33 whom the person engages in conduct prohibited under
 34 subsection 3, paragraph "a", is not enrolled in the
 35 same school district attendance center that employs the

Page 2

1 person, the person does not have direct supervisory
 2 authority over the student, and the person does not
 3 meet the requirements of subsection 1, paragraph "f",
 4 subparagraph (1), subparagraph division (a).>

AMY SINCLAIR

S-3088

1 Amend Senate File 240 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 256.7, subsection 21, paragraph
 4 b, subparagraph (1), Code 2017, is amended to read as
 5 follows:

6 (1) Annually, the department shall report state
 7 data for each indicator in the condition of education
 8 report. Rules adopted pursuant to this subsection
 9 shall specify that the approved district-wide
 10 assessment of student progress administered for
 11 purposes of the core academic indicators shall be the
 12 assessment utilized by school districts statewide in
 13 the school year beginning July 1, 2011, or a successor
 14 assessment administered by the same assessment
 15 provider. The rules shall also require that all
 16 students enrolled in school districts in grades
 17 three through eleven be administered an assessment
 18 in mathematics and reading during the last quarter
 19 of the school year and all students enrolled in
 20 school districts in grades five, eight, and ten be
 21 administered an assessment in science during the last
 22 quarter of the school year.>

- 23 2. Page 2, line 4, by striking <department> and
 24 inserting <state board of education>
 25 3. By renumbering as necessary.

AMY SINCLAIR

S-3089

- 1 Amend Senate File 416 as follows:
 2 1. Page 1, line 17, after <property> by inserting
 3 <except that a city may enforce such a regulation
 4 or restriction if the regulation or restriction was
 5 adopted prior to January 1, 2017>

HERMAN C. QUIRMBACH

S-3090

- 1 Amend Senate File 352 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <DIVISION I
 4 ELECTRONIC FILING REQUIREMENTS>
 5 2. Page 2, after line 35 by inserting:
 6 <DIVISION ____
 7 DONOR DISCLOSURES AND JUDICIAL STANDARDS FOR LIBELOUS
 8 STATEMENTS
 9 Sec. ____ Section 68A.102, subsection 17, Code
 10 2017, is amended to read as follows:
 11 17. "Person" means, without limitation, any
 12 individual, corporation, government or governmental
 13 subdivision or agency, business trust, estate, trust,
 14 partnership or association, labor union, social welfare
 15 organization, as described in section 501(c)(4) of the
 16 Internal Revenue Code, or any other legal entity.
 17 Sec. ____ Section 68A.404, subsection 5, Code 2017,
 18 is amended by adding the following new paragraph:
 19 NEW PARAGRAPH. i. If the person making the
 20 independent expenditure uses, in whole or in part,
 21 anything of value from one or more donors which was not
 22 given for the purpose of furthering the independent
 23 expenditure, the person making the independent
 24 expenditure must disclose the names of each donor who
 25 gave to the person making the independent expenditure
 26 in the twelve months prior to the independent
 27 expenditure being made and the amount and date of each
 28 donation in that period. For purposes of this section,
 29 a donor is a person who has rendered anything of value
 30 in return for which legal consideration of equal or
 31 greater value is not given and received.
 32 Sec. ____ Section 659.4, Code 2017, is amended to

33 read as follows:

34 **659.4 ~~Candidate Libel in campaign materials —~~**
 35 **contributor liability — candidate — retraction — time**

Page 2

1 — **imputing sexual misconduct.**
 2 1. a. For the purposes of this subsection:
 3 (1) “Candidate”, “committee”, “contribution”, and
 4 “person” mean the same as those terms are defined in
 5 section 68A.102.
 6 (2) “Published material” means the same as defined
 7 in section 68A.405, subsection 1.
 8 b. A person making an independent expenditure under
 9 section 68A.404 or a committee commits libel if the
 10 person or committee negligently makes a defamatory
 11 statement in published material concerning a clearly
 12 identified candidate for public office. A candidate
 13 for public office who is subject of such a libelous
 14 statement may bring an action for damages under this
 15 subsection against the person or committee responsible
 16 for publishing the material.
 17 c. The candidate under paragraph “b” may recover
 18 actual, special, and exemplary damages. A person
 19 making the independent expenditure under section
 20 68A.404 or a committee publishing libelous statements
 21 shall be liable for damages, and any person making a
 22 contribution to the independent expenditure or to the
 23 committee shall be jointly and severally liable up to
 24 a dollar amount not to exceed the aggregate of the
 25 person’s contributions to the independent expenditure
 26 or to the committee in the two years preceding the
 27 filing of the action for damages.
 28 2. If the plaintiff was a candidate for office at
 29 the time of the libelous publication, no retraction
 30 shall be available unless published in a conspicuous
 31 place on the editorial page, nor if the libel was
 32 published within two weeks next before the election.
 33 This ~~section~~ subsection and sections 659.2 and 659.3 do
 34 not apply to libel imputing sexual misconduct to any
 35 persons.>

Page 3

1 3. Title page, line 1, after <to> by inserting
 2 <election campaigns, including>
 3 4. Title page, line 3, after <board> by inserting
 4 <, independent expenditure donor disclosures, and

5 judicial standards related to libelous statements in
6 published campaign materials>
7 5. By renumbering as necessary.

LIZ MATHIS

S-3091

1 Amend the amendment, S-3087, to Senate File 238 as
2 follows:

3 1. Page 1, after line 3 by inserting:

4 <<Section 1. Section 614.1, subsection 12, Code
5 2017, is amended to read as follows:

6 12. Sexual abuse or sexual exploitation by a
7 counselor, therapist, or school employee. An action
8 for damages for injury suffered as a result of sexual
9 abuse, as defined in section 709.1, by a counselor,
10 therapist, or school employee, as defined in section
11 709.15, or as a result of sexual exploitation by a
12 counselor, therapist, or school employee shall be
13 brought within ~~five ten~~ years of the date the victim
14 was last treated by the counselor or therapist, or
15 within ~~five ten~~ years of the date the victim was
16 last enrolled in or attended the school, or, if the
17 victim was a minor when the sexual abuse or sexual
18 exploitation occurred, within ten years of the date the
19 victim attains the age of eighteen.

20 Sec. 2. Section 614.8, subsection 2, Code 2017, is
21 amended to read as follows:

22 2. Except as provided in section 614.1, ~~subsection~~
23 ~~subsections 9 and 12~~, the times limited for actions in
24 this chapter, or chapter 216, 669, or 670, except those
25 brought for penalties and forfeitures, are extended
26 in favor of minors, so that they shall have one year
27 from and after attainment of majority within which to
28 file a complaint pursuant to chapter 216, to make a
29 claim pursuant to chapter 669 or 670, or to otherwise
30 commence an action.>

31 2. By renumbering as necessary.

JANET PETERSEN

S-3092

1 Amend the amendment, S-3088, to Senate File 240 as
2 follows:

3 1. Page 1, lines 14 and 15, by striking

4 <administered by the same assessment provider> and

5 inserting ~~<administered by the same assessment provider~~
 6 approved by the state board for school years beginning
 7 on or after July 1, 2018>

HERMAN C. QUIRMBACH

S-3093

1 Amend Senate File 412 as follows:
 2 1. Page 1, line 20, by striking <full-time>

JULIAN B. GARRETT

S-3094

1 Amend Senate File 240 as follows:
 2 1. Page 1, line 33, after <114-95;> by inserting
 3 <the degree to which the statewide assessment provides
 4 sufficient accessibility resources;>

LIZ MATHIS

S-3095

1 Amend Senate File 473 as follows:
 2 1. Page 1, line 13, by striking <compressed>
 3 2. Page 1, line 17, by striking <compressed>

MICHAEL BREITBACH

S-3096

1 Amend Senate File 237 as follows:
 2 1. Page 1, line 22, by striking <nonlicensee> and
 3 inserting <nonlicensee owner>

BILL ANDERSON

S-3097

1 Amend the amendment, S-3088, to Senate File 240 as
 2 follows:
 3 1. Page 1, by striking lines 23 and 24 and
 4 inserting:
 5 <__. Page 2, by striking lines 4 through 8 and
 6 inserting <section. The state board of education shall
 7 adopt rules establishing that the assessment selected

8 by the department shall be administered in accordance
9 with section 256.7, subsection 21, paragraph "b",
10 subparagraph (1). An>>

AMY SINCLAIR

S-3098

1 Amend Senate File 376 as follows:
2 1. Page 2, line 15, by striking <thirty> and
3 inserting <ninety>
4 2. Page 2, line 16, by striking <thirty> and
5 inserting <ninety>

BRAD ZAUN

S-3099

1 Amend Senate File 376 as follows:
2 1. By striking page 20, line 10, through page 24,
3 line 21.
4 2. Title page, line 2, by striking <actions,> and
5 inserting < actions and>
6 3. Title page, lines 3 and 4, by striking <and
7 successor corporation asbestos-related liability,>

ROBERT M. HOGG

S-3100

1 Amend the amendment, S-3098, to Senate File 376, as
2 follows:
3 1. Page 1, line 3, by striking <ninety> and
4 inserting <one hundred eighty>
5 2. Page 1, line 5, by striking <ninety> and
6 inserting <one hundred eighty>

NATE BOULTON

S-3101

1 Amend Senate File 413 as follows:
2 1. Page 2, line 1, after <Act> by inserting <or to
3 an improvement to real property, whether construction
4 has begun or not, that is the subject of a binding
5 agreement as of the effective date of this Act>

ROBERT M. HOGG

S-3102

- 1 Amend Senate File 407 as follows:
 2 1. Page 2, after line 33 by inserting:
 3 ~~<(5) A person using a citizens' band radio or a~~
 4 ~~business band radio.~~
 5 (6) A person using an electronic communication
 6 device as a global positioning system, including by
 7 pressing any button incident to the use of the global
 8 positioning system, if the electronic communication
 9 device is mounted on the vehicle's dashboard during
 10 such use.>

MICHAEL BREITBACH

S-3103

- 1 Amend Senate File 413 as follows:
 2 1. Page 1, line 21, by striking ~~<subsection>~~ and
 3 inserting ~~<paragraph>~~

JULIAN B. GARRETT

S-3104

- 1 Amend Senate File 413 as follows:
 2 1. Page 1, after line 16 by inserting:
 3 ~~<(1A) For an action arising from or related to a~~
 4 ~~public or private elementary or secondary school or~~
 5 ~~institution of higher education, fifteen years.>~~
 6 2. By renumbering, redesignating, and correcting
 7 internal references as necessary.

NATE BOULTON

S-3105

- 1 Amend Senate File 413 as follows:
 2 1. Page 1, after line 16 by inserting:
 3 ~~<(1A) For an action arising from or related to~~
 4 ~~a building or improvement funded in whole or in part~~
 5 ~~by public moneys or owned by a governmental entity,~~
 6 ~~fifteen years.>~~
 7 2. By renumbering, redesignating, and correcting
 8 internal references as necessary.

NATE BOULTON

S-3106

- 1 Amend Senate File 413 as follows:
- 2 1. Page 1, after line 16 by inserting:
- 3 <(1A) For an action arising from or related to a
- 4 public or private elementary or secondary school or
- 5 institution of higher education, where the defendant is
- 6 grossly negligent, fifteen years.>
- 7 2. By renumbering, redesignating, and correcting
- 8 internal references as necessary.

NATE BOULTON

S-3107

- 1 Amend Senate File 413 as follows:
- 2 1. Page 1, by striking lines 17 through 20 and
- 3 inserting:
- 4 <(2) For an action arising from or related to
- 5 residential construction, as defined in section 572.1,
- 6 fifteen years, unless the parties agree in writing to
- 7 ten years. To reduce the period to ten years, the
- 8 relevant language in the agreement must be printed
- 9 in bold type at least the same size type as the body
- 10 of the agreement or the relevant language must be
- 11 contained in a separate agreement.
- 12 (3) For an action arising from or related to any
- 13 other kind of improvement to real property, fifteen
- 14 years, unless the parties agree in writing to eight
- 15 years. To reduce the period to eight years, the
- 16 relevant language in the agreement must be printed
- 17 in bold type at least the same size type as the body
- 18 of the agreement or the relevant language must be
- 19 contained in a separate agreement.>

ROBERT M. HOGG

S-3108

- 1 Amend Senate File 413 as follows:
- 2 1. Page 1, by striking lines 17 and 18.
- 3 2. Page 1, line 20, by striking <eight> and
- 4 inserting <ten>
- 5 3. By renumbering, redesignating, and correcting
- 6 internal references as necessary.

ROBERT M. HOGG

S-3109

- 1 Amend Senate File 413 as follows:
2 1. Page 1, line 22, by striking ~~<the intentional~~
3 ~~misconduct>~~ and inserting ~~<intentional misconduct,~~
4 ~~gross negligence.>~~
5 2. Page 1, line 23, by striking ~~<condition of>~~ and
6 inserting ~~<condition relating to>~~

NATE BOULTON

S-3110

- 1 Amend Senate File 413 as follows:
2 1. Page 1, after line 30 by inserting:
3 ~~<0d. If the action arises from or is related to~~
4 ~~an improvement to real property involving mold, water~~
5 ~~damage, foundation damage, wood rot, or any other~~
6 ~~latent defect, the applicable period of repose shall be~~
7 ~~extended to fifteen years.>~~
8 2. By renumbering, redesignating, and correcting
9 internal references as necessary.

ROBERT M. HOGG

S-3111

- 1 Amend Senate File 413 as follows:
2 1. Page 2, line 1, after ~~<Act>~~ by inserting ~~<or to~~
3 ~~an improvement to real property, whether construction~~
4 ~~has begun or not, that is the subject of a binding~~
5 ~~agreement as of the effective date of this Act>~~

JULIAN B. GARRETT

S-3112

- 1 Amend Senate File 456 as follows:
2 1. By striking everything after the enacting clause
3 and inserting:
4 ~~<Section 1. REGIONAL WATER AUTHORITY INTERIM~~
5 ~~STUDY COMMITTEE. The legislative council is requested~~
6 ~~to establish a study committee to meet during the~~
7 ~~2017 legislative interim to examine the need for the~~
8 ~~regionalization of water utility systems located in~~
9 ~~federally designated standard metropolitan statistical~~
10 ~~areas that have populations greater than five hundred~~
11 ~~thousand, as shown by the most recent federal decennial~~
12 ~~census, and that are located entirely within the~~
13 ~~state. The interim study committee, if it deems~~
14 ~~appropriate, may make recommendations for or against~~

15 the regionalization of such water utility systems.>
 16 2. Title page, by striking lines 1 and 2 and
 17 inserting <An Act requesting the legislative council
 18 to establish an interim study committee to examine the
 19 need for the regionalization of certain water utility
 20 systems.>

KEVIN KINNEY

S-3113

1 Amend Senate File 358 as follows:
 2 1. Page 1, by striking lines 24 through 28 and
 3 inserting <to the court for review or other court
 4 action.>
 5 2. Page 2, line 15, after <means> by inserting <
 6 subject to the processes and procedures established by
 7 the judicial branch>
 8 3. Page 3, line 6, after <electronically> by
 9 inserting <subject to the processes and procedures
 10 established by the judicial branch.>
 11 4. Page 4, line 2, after <means> by inserting <
 12 subject to the processes and procedures established by
 13 the judicial branch>
 14 5. Page 4, after line 22 by inserting:
 15 <Sec. ____ . CONTINGENT EFFECTIVE DATE. This Act
 16 takes effect on the effective date of rules prescribed
 17 by the supreme court and submitted to the legislative
 18 council pursuant to section 602.4202, that establish
 19 processes and procedures for the application and
 20 issuance of a search warrant by electronic means to
 21 implement this Act.>
 22 6. Title page, line 5, after <court> by inserting
 23 <, and including effective date provisions>
 24 7. By renumbering as necessary.

JASON SCHULTZ

S-3114

1 Amend Senate File 438 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. **NEW SECTION. 70A.41 State construction**
 5 **projects — project labor agreements prohibited.**
 6 1. For the purposes of this section:
 7 a. “Construction project” means the construction,
 8 rehabilitation, alteration, conversion, extension,
 9 repair or improvement of a vertical public works
 10 project, including a building and other real
 11 property-related project.
 12 b. “Labor organization” means an area or state

13 building and construction trades or crafts council,
 14 organization, or association or a comparable body.
 15 c. "Project labor agreement" means a comprehensive
 16 pre-hire collective bargaining agreement that is
 17 negotiated between a project's owner and an appropriate
 18 labor organization and sets out the basic terms and
 19 working conditions for that particular project.
 20 2. The state or any state department or agency
 21 shall not enter into or utilize a project labor
 22 agreement for any construction project.>
 23 2. Title page, by striking lines 1 through 3 and
 24 inserting <An Act prohibiting the use of project labor
 25 agreements for state construction projects.>

TONY BISIGNANO

S-3115

1 Amend Senate File 438 as follows:
 2 1. Page 1, line 22, after <improvement> by
 3 inserting <paid for in whole or in part with state
 4 appropriations or any other state funds>
 5 2. Page 1, line 29, by striking <the public> and
 6 inserting <such a public>
 7 3. Page 3, line 10, by striking <funds of
 8 the governmental entity> and inserting <state
 9 appropriations or any other state funds>

TONY BISIGNANO

S-3116

1 Amend Senate File 407 as follows:
 2 1. Page 3, line 5, after <"I."> by inserting
 3 <However, a person driving a motor vehicle in violation
 4 of this section on or after July 1, 2017, but before
 5 July 1, 2018, shall be issued a warning memorandum in
 6 lieu of a citation.>

MICHAEL BREITBACH

S-3117

1 Amend Senate File 438 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. **NEW SECTION. 70A.41 Construction**
 5 **projects funded by the state — project labor agreements**
 6 **prohibited.**
 7 1. For the purposes of this section:
 8 a. "Construction project" means the construction,
 9 rehabilitation, alteration, conversion, extension,

10 repair or improvement of a vertical public works
 11 project, including a building and other real
 12 property-related project.
 13 b. "Governmental entity" means the state, political
 14 subdivisions of the state, public school corporations,
 15 and all officers, boards, or commissions empowered by
 16 law to enter into contracts for construction projects.
 17 c. "Labor organization" means an area or state
 18 building and construction trades or crafts council,
 19 organization, or association or a comparable body.
 20 d. "Project labor agreement" means a comprehensive
 21 pre-hire collective bargaining agreement that is
 22 negotiated between a project's owner and an appropriate
 23 labor organization and sets out the basic terms and
 24 working conditions for that particular project.
 25 2. A governmental entity shall not enter into or
 26 utilize a project labor agreement for any construction
 27 project paid for in whole or in part with state
 28 appropriations or any other state funds.>
 29 2. Title page, by striking lines 1 through 3 and
 30 inserting <An Act prohibiting the use of project labor
 31 agreements for construction projects funded by the
 32 state.>

TONY BISIGNANO

S-3118

1 Amend Senate File 438 as follows:
 2 1. Page 2, lines 4 and 5, by striking <experience
 3 on similar projects, size of company, union membership,
 4 or any other criteria> and inserting <size of company
 5 or union membership>

ROBERT M. HOGG

S-3119

1 Amend Senate File 455 as follows:
 2 1. Page 1, line 25, by striking <paragraphs "b" and
 3 "c"> and inserting <paragraph "b">
 4 2. Page 2, by striking lines 3 through 21 and
 5 inserting:
 6 <b. For the budget year beginning July 1, 2017, and
 7 succeeding budget years, until paragraph "c" applies,
 8 the regular program state cost per pupil is the regular
 9 program state cost per pupil for the base year plus the
 10 regular program supplemental state aid for the budget
 11 year, plus one of the following:
 12 (1) If the state percent of growth under section
 13 257.8, subsection 1, for the budget year is less than
 14 one and one-half percent, zero dollars.

15 (2) For the first budget year beginning on or after
 16 July 1, 2017, for which the state percent of growth
 17 under section 257.8, subsection 1, is one and one-half
 18 percent or more, five dollars.

19 (3) For the second budget year beginning on or
 20 after July 1, 2017, for which the state percent of
 21 growth under section 257.8, subsection 1, is one and
 22 one-half percent or more, ten dollars.

23 (4) For the third budget year beginning on or after
 24 July 1, 2017, for which the state percent of growth
 25 under section 257.8, subsection 1, is one and one-half
 26 percent or more, twenty dollars.

27 (5) For the fourth budget year beginning on or
 28 after July 1, 2017, for which the state percent of
 29 growth under section 257.8, subsection 1, is one and
 30 one-half percent or more, twenty dollars.

31 (6) For the fifth budget year beginning on or after
 32 July 1, 2017, for which the state percent of growth
 33 under section 257.8, subsection 1, is one and one-half
 34 percent or more, twenty dollars.

35 (7) For the sixth budget year beginning on or after

Page 2

1 July 1, 2017, for which the state percent of growth
 2 under section 257.8, subsection 1, is one and one-half
 3 percent or more, twenty dollars.

4 (8) For the seventh budget year beginning on or
 5 after July 1, 2017, for which the state percent of
 6 growth under section 257.8, subsection 1, is one and
 7 one-half percent or more, twenty dollars.

8 (9) For the eighth budget year beginning on or
 9 after July 1, 2017, for which the state percent of
 10 growth under section 257.8, subsection 1, is one and
 11 one-half percent or more, twenty dollars.

12 (10) For the ninth budget year beginning on or
 13 after July 1, 2017, for which the state percent of
 14 growth under section 257.8, subsection 1, is one and
 15 one-half percent or more, twenty dollars.

16 (11) For the tenth budget year beginning on or
 17 after July 1, 2017, for which the state percent of
 18 growth under section 257.8, subsection 1, is one and
 19 one-half percent or more, twenty dollars.

20 c. For the eleventh budget year beginning on or
 21 after July 1, 2017, for which the state percent of
 22 growth under section 257.8, subsection 1, is one and
 23 one-half percent or more, and each succeeding budget
 24 year, the regular program state cost per pupil is the
 25 regular program state cost per pupil for the base year
 26 plus the regular program supplemental state aid for the
 27 budget year.>

28 3. By striking page 3, line 32, through page 4,

29 line 27, and inserting:

30 <(1) For the first budget year beginning on or
31 after July 1, 2017, for which the state percent of
32 growth under section 257.8, subsection 1, is one and
33 one-half percent or more, and each succeeding budget
34 year until subparagraph (2) applies, ten percent of the
35 combined weighting amount calculated under paragraph

Page 3

1 “c”, subparagraph (2), for that budget year.

2 (2) For the second budget year beginning on or
3 after July 1, 2017, for which the state percent of
4 growth under section 257.8, subsection 1, is one and
5 one-half percent or more, and each succeeding budget
6 year until subparagraph (3) applies, twenty percent
7 of the combined weighting amount calculated under
8 paragraph “c”, subparagraph (2), for that budget year.

9 (3) For the third budget year beginning on or after
10 July 1, 2017, for which the state percent of growth
11 under section 257.8, subsection 1, is one and one-half
12 percent or more, and each succeeding budget year
13 until subparagraph (4) applies, thirty percent of the
14 combined weighting amount calculated under paragraph
15 “c”, subparagraph (2), for that budget year.

16 (4) For the fourth budget year beginning on or
17 after July 1, 2017, for which the state percent of
18 growth under section 257.8, subsection 1, is one and
19 one-half percent or more, and each succeeding budget
20 year until subparagraph (5) applies, forty percent
21 of the combined weighting amount calculated under
22 paragraph “c”, subparagraph (2), for that budget year.

23 (5) For the fifth budget year beginning on or after
24 July 1, 2017, for which the state percent of growth
25 under section 257.8, subsection 1, is one and one-half
26 percent or more, and each succeeding budget year until
27 subparagraph (6) applies, fifty percent of the combined
28 weighting amount calculated under paragraph “c”,
29 subparagraph (2), for that budget year.

30 (6) For the sixth budget year beginning on or after
31 July 1, 2017, for which the state percent of growth
32 under section 257.8, subsection 1, is one and one-half
33 percent or more, and each succeeding budget year until
34 subparagraph (7) applies, sixty percent of the combined
35 weighting amount calculated under paragraph “c”,

Page 4

1 subparagraph (2), for that budget year.

2 (7) For the seventh budget year beginning on or
3 after July 1, 2017, for which the state percent of
4 growth under section 257.8, subsection 1, is one and

5 one-half percent or more, and each succeeding budget
 6 year until subparagraph (8) applies, seventy percent
 7 of the combined weighting amount calculated under
 8 paragraph “c”, subparagraph (2), for that budget year.

9 (8) For the eighth budget year beginning on or
 10 after July 1, 2017, for which the state percent of
 11 growth under section 257.8, subsection 1, is one and
 12 one-half percent or more, and each succeeding budget
 13 year until subparagraph (9) applies, eighty percent
 14 of the combined weighting amount calculated under
 15 paragraph “c”, subparagraph (2), for that budget year.

16 (9) For the ninth budget year beginning on or after
 17 July 1, 2017, for which the state percent of growth
 18 under section 257.8, subsection 1, is one and one-half
 19 percent or more, and each succeeding budget year
 20 until subparagraph (10) applies, ninety percent of the
 21 combined weighting amount calculated under paragraph
 22 “c”, subparagraph (2), for that budget year.

23 (10) For the tenth budget year beginning on or
 24 after July 1, 2017, for which the state percent of
 25 growth under section 257.8, subsection 1, is one and
 26 one-half percent or more, and each succeeding budget
 27 year, one hundred percent of the combined weighting
 28 amount calculated under paragraph “c”, subparagraph
 29 (2), for that budget year.>

HERMAN C. QUIRMBACH

S-3120

1 Amend Senate File 438 as follows:
 2 1. Page 1, line 29, after <improvement> by
 3 inserting <and any final determinations by any state
 4 or federal agency that the bidder misclassified an
 5 employee as an independent contractor>

WILLIAM A. DOTZLER, JR.

S-3121

1 Amend Senate File 438 as follows:
 2 1. Page 4, after line 30 by inserting:
 3 <__. Prohibit a governmental entity from complying
 4 with chapter 73.
 5 ____. Prohibit a governmental entity that is not
 6 the state or a state agency, department, board,
 7 commission, or officer from implementing a preference
 8 for Iowa labor, if not otherwise prohibited by law,
 9 when awarding a contract for the construction, repair,

10 remodeling, or demolition of a public improvement.>
11 2. By renumbering, redesignating, and correcting
12 internal references as necessary.

JANET PETERSEN

S-3122

1 Amend Senate File 447 as follows:
2 1. Page 1, line 35, by striking <another> and
3 inserting <the>
4 2. Page 2, by striking lines 27 and 28 and
5 inserting <awarded to a person under this paragraph
6 "c">
7 3. By striking page 2, line 34, through page 3,
8 line 9.
9 4. Page 3, line 11, by striking <subsection 4.> and
10 inserting <subsections 4 and 5.>
11 5. By renumbering, redesignating, and correcting
12 internal references as necessary.

DAN ZUMBACH

S-3123

1 Amend Senate File 435 as follows:
2 1. By striking page 2, line 23, through page 3,
3 line 26, and inserting:
4 <Sec. ___. Section 85.33, subsection 3, Code 2017,
5 is amended to read as follows:
6 3. a. If an employee is temporarily, partially
7 disabled and the employer for whom the employee
8 was working at the time of injury offers to the
9 employee suitable work consistent with the employee's
10 disability, the employee shall accept the suitable
11 work, and be compensated with temporary partial
12 benefits. If the employee refuses to accept the
13 suitable work with the same employer, the employee
14 shall not be compensated with temporary partial,
15 temporary total, or healing period benefits during
16 the period of the refusal. If suitable work is not
17 offered by the employer for whom the employee was
18 working at the time of the injury and the employee who
19 is temporarily, partially disabled elects to perform
20 work with a different employer, the employee shall
21 be compensated with temporary partial benefits. For
22 the purposes of this subsection, work offered to an
23 employee shall be considered suitable work if the work
24 offered meets all of the following requirements:
25 (1) The work offered is reasonably appropriate for
26 the employee's education, training, and vocational
27 experience.

28 (2) The work offered is consistent with the
 29 employee's medical restrictions.
 30 (3) The work offered does not require the employee
 31 to work a substantially different schedule which
 32 unreasonably interferes with the employee's customary
 33 activities in caring for a dependent. For the purposes
 34 of this subsection, "dependent" means a dependent as
 35 described in section 85.42 or 85.44.

Page 2

1 (4) The work is not offered for the purpose of
 2 punishing or harassing the employee.
 3 (5) The work offered does not require the employee
 4 to accept a permanent reassignment to a different job
 5 subsequent to the period of temporary disability,
 6 provided that once the period of temporary disability
 7 ends, this subsection shall not be construed to limit
 8 the employer from reassigning the employee to a job
 9 consistent with the employee's permanent medical
 10 restrictions, if any.
 11 b. For the purposes of paragraph "c", "traveling
 12 employee" means an employee whose regular job duties
 13 regularly require the employee to be away from the
 14 employee's residence for extended periods of time.
 15 c. For the purposes of this subsection, work
 16 offered to a traveling employee shall be considered
 17 suitable work if the work offered meets the
 18 requirements contained in paragraph "a", subject to the
 19 following additional requirements:
 20 (1) The geographic location of the work offered
 21 to the traveling employee shall be considered in
 22 making a determination of whether the work offered is
 23 suitable work only if the work offered does any of the
 24 following:
 25 (a) Requires a commute or other travel beyond the
 26 physical capacity of the employee.
 27 (b) Requires the traveling employee to spend
 28 substantially more time away from the employee's
 29 residence than the employee's regular job duties.
 30 (c) Interferes with the medical care of the
 31 traveling employee for the work-related injury,
 32 including but not limited to forcing a change in a
 33 health service provider or a delay in medical care or
 34 treatment.
 35 (2) If an employer offers suitable work to a

Page 3

1 traveling employee that requires the employee to
 2 spend substantially more time away from the employee's
 3 residence than the employee's regular job duties, the

4 employer shall notify the employee in writing of the
5 following:
6 (a) The nature of the job duties and physical
7 requirements of the work offered.
8 (b) The geographic location of the work offered, if
9 the location of the work offered will be substantially
10 different than the location of the traveling employee's
11 regular job duties.
12 (c) The possible suspension of temporary partial,
13 temporary total, or healing period benefits if the
14 traveling employee refuses the suitable work offered.
15 (d) The traveling employee's right to file a claim
16 with the workers' compensation commissioner.
17 (3) The employer shall deliver written notice of
18 the suitable work offered to the traveling employee, by
19 mail, or by personal or electronic delivery.
20 (4) Within seven days after the employer mails
21 written notice to the traveling employee of the
22 suitable work offered, or within three days after the
23 employer personally or electronically delivers written
24 notice to the traveling employee of the suitable work
25 offered, whichever is earlier, the employee shall
26 either accept the offer of suitable work or refuse the
27 offer of suitable work, in written or electronic form,
28 stating the basis for the employee's refusal of the
29 suitable work offered, if applicable.
30 (5) If at any time the employer substantially
31 alters the job duties, physical requirements, or
32 location of the suitable work, the employer shall
33 provide the traveling employee with written notice of
34 the proposed alterations and the employee shall accept
35 or refuse the alterations to the suitable work, in

Page 4

1 written or electronic form, within three days after
2 the notice is delivered, stating the basis for the
3 employee's refusal of the alterations, if applicable.
4 (6) If the traveling employee believes that the
5 suitable work offered is not suitable under this
6 subsection after accepting and engaging in the work,
7 the employee may refuse the work as unsuitable.
8 The employee's right to refuse the work offered as
9 unsuitable is not affected by the employee's initial
10 acceptance of and engagement in the work.
11 (7) If the employer makes an offer of suitable
12 work pursuant to this subsection that requires a
13 traveling employee to commute or travel further than
14 the location of the employee's regular job duties, the
15 employer shall provide the employee with reasonable
16 transportation, overnight lodging, and meals, or
17 with prompt reimbursement for such reasonable travel

- 18 expenses.
 19 d. This subsection shall not be construed to create
 20 a new legal claim or cause of action or to extinguish
 21 or modify any existing legal claim or cause of action.>
 22 2. By renumbering as necessary.

NATE BOULTON

S-3124

- 1 Amend Senate File 435 as follows:
 2 1. Page 2, line 10, after <work-related> by
 3 inserting <and of a serious nature>
 4 2. Page 2, line 22, after <work-related> by
 5 inserting <and of a serious nature>

NATE BOULTON

S-3125

- 1 Amend Senate File 435 as follows:
 2 1. Page 4, by striking lines 16 through 21 and
 3 inserting:
 4 <Sec. ___. Section 85.34, subsection 2, paragraph
 5 u, Code 2017, is amended to read as follows:>
 6 2. By renumbering as necessary.

NATE BOULTON

S-3126

- 1 Amend Senate File 435 as follows:
 2 1. Page 5, by striking lines 3 through 5 and
 3 inserting <shall be presumed to have no loss of earning
 4 capacity. If an employee sustains an>

NATE BOULTON

S-3127

- 1 Amend Senate File 435 as follows:
 2 1. Page 5, by striking lines 5 through 10 and
 3 inserting <the employee's earning capacity.>

NATE BOULTON

S-3128

- 1 Amend Senate File 435 as follows:
 2 1. By striking page 5, line 31, through page 6,
 3 line 17, and inserting:

- 4 <Sec. ____ Section 85.34, subsection 3, paragraph
 5 b, Code 2017, is amended to read as follows:>
 6 2. By renumbering as necessary.

NATE BOULTON

S-3129

- 1 Amend Senate File 435 as follows:
 2 1. Page 10, by striking lines 3 through 9.
 3 2. By renumbering as necessary.

NATE BOULTON

S-3130

- 1 Amend Senate File 435 as follows:
 2 1. Page 10, line 33, by striking <predominant> and
 3 inserting <substantial contributing>
 4 2. Page 11, line 1, by striking <predominant> and
 5 inserting <substantial contributing>

NATE BOULTON

S-3131

- 1 Amend Senate File 184 as follows:
 2 1. Page 1, line 11, after <cities.> by inserting
 3 <However, the commission shall not allocate moneys from
 4 the fund in this manner to a county or city until the
 5 county or city certifies to the commission that, for
 6 each project receiving moneys from the fund, the county
 7 or city will comply with the buy America requirements
 8 set forth in 23 C.F.R. §635.410.>

JEFF DANIELSON
 RICH TAYLOR
 WALLY E. HORN
 PAM JOCHUM
 ROBERT E. DVORSKY
 ROBERT M. HOGG
 JOE BOLKCOM
 JIM LYKAM
 MATT McCOY
 TOD R. BOWMAN
 JANET PETERSEN
 NATE BOULTON
 HERMAN C. QUIRMBACH
 TONY BISIGNANO
 WILLIAM A. DOTZLER, JR.
 RITA HART
 KEVIN KINNEY

CHAZ ALLEN
 AMANDA RAGAN
 LIZ MATHIS

S-3132

1 Amend Senate File 184 as follows:
 2 1. Page 1, line 11, after <cities.> by inserting
 3 <However, the commission shall not allocate moneys from
 4 the fund in this manner to a county or city until the
 5 county or city certifies to the commission that, for
 6 each project receiving moneys from the fund, the county
 7 or city will advertise or call for bids in accordance
 8 with 23 C.F.R. §635.117(f) and 23 C.F.R. §635.309(f),
 9 at wage rates set by the United States department of
 10 labor pursuant to 23 U.S.C. §113.>

JEFF DANIELSON
 RICH TAYLOR
 WALLY E. HORN
 PAM JOCHUM
 ROBERT E. DVORSKY
 ROBERT M. HOGG
 JOE BOLKCOM
 JIM LYKAM
 MATT McCOY
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 JANET PETERSEN
 NATE BOULTON
 HERMAN C. QUIRMBACH
 TONY BISIGNANO
 WILLIAM A. DOTZLER, JR.
 RITA HART
 KEVIN KINNEY
 CHAZ ALLEN
 LIZ MATHIS
 AMANDA RAGAN

S-3133

1 Amend Senate File 184 as follows:
 2 1. Page 1, line 6, after <counties,> by inserting
 3 <the office of the state archaeologist, the state
 4 historic preservation office of the department of
 5 cultural affairs,>
 6 2. Page 1, line 11, after <cities.> by inserting
 7 <This paragraph “c” shall not be construed to absolve
 8 the commission or the department from any federal,
 9 state, county, or municipal law or ordinance protecting
 10 historical sites and structures, including but not

11 limited to human graves and ancient burial sites, and
12 properties listed on or determined to be eligible for
13 the national register of historic places.>

JOE BOLKCOM
ROBERT E. DVORSKY
MATT McCOY
HERMAN C. QUIRMBACH
LIZ MATHIS
TONY BISIGNANO
ROBERT M. HOGG
PAM JOCHUM
RITA HART
JANET PETERSEN
NATE BOULTON
RICH TAYLOR
JIM LYKAM
WILLIAM A. DOTZLER, JR.

S-3134

1 Amend Senate File 250 as follows:
2 1. Page 1, by striking lines 9 through 33 and
3 inserting:
4 <b. (1) Adopt rules, in collaboration with
5 appropriate stakeholders, to require that, by January
6 1, 2018, a facility at which mammography services
7 are performed shall include information on breast
8 density in mammogram reports sent to all mammography
9 patients, pursuant to regulations implementing the
10 federal Mammography Quality Standards Act of 1992,
11 Pub. L. No. 102-539, as amended. The mammogram
12 report shall include information on a patient's
13 breast density, as categorized by an interpreting
14 physician at the facility based on standards as defined
15 in nationally recognized guidelines or systems for
16 breast imaging reporting of mammography screening,
17 including the breast imaging reporting and data system
18 of the American college of radiology. For patients
19 categorized as having heterogeneously dense breasts or
20 extremely dense breasts, or an equivalent determination
21 by another nationally recognized density gradient
22 system, the report to the patient shall include
23 evidence-based information on dense breast tissue, the
24 increased risk associated with dense breast tissue,
25 and the effects of dense breast tissue on screening
26 mammography.>
27 2. Page 2, line 2, after <paragraph "b".> by
28 inserting <Notwithstanding any other provision of
29 law to the contrary, this paragraph "b" shall not
30 create a cause of action or create a standard of care,
31 obligation, or duty that provides grounds for a cause

32 of action.>

33 3. Page 2, after line 7 by inserting:

34 <Sec. ____ EFFECTIVE UPON ENACTMENT. This Act,
35 being deemed of immediate importance, takes effect upon

Page 2

1 enactment.>

2 4. Title page, line 2, after <patients> by

3 inserting <, and including effective date provisions>

4 5. By renumbering as necessary.

MARK SEGEBART

S-3135

1 Amend Senate File 435 as follows:

2 1. By striking everything after the enacting clause

3 and inserting:

4 <Section 1. WORKERS' COMPENSATION STUDY COMMITTEE.

5 1. The workers' compensation commissioner shall

6 select the members of a workers' compensation study

7 committee which shall include but is not limited

8 to representatives of labor, management, insurers,

9 agriculture, workers' compensation claimant's

10 attorneys, workers' compensation defense attorneys, and

11 health care providers.

12 2. The committee shall study health care costs,

13 particularly as they relate to work-related injuries

14 and illnesses, workers' compensation rates, workers'

15 compensation insurance premiums, workers' compensation

16 claims data, and the workers' compensation system as a

17 whole in the state.

18 3. The commissioner shall submit a report to the

19 governor and to the general assembly on or before

20 January 15, 2018, regarding the committee's findings

21 and recommendations, including proposed legislation, if

22 any, concerning workers' compensation in the state.>

23 2. Title page, by striking lines 1 and 2 and

24 inserting <An Act requiring the establishment of a

25 workers' compensation study committee.>

NATE BOULTON

S-3136

1 Amend Senate File 471 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 146A.1, Code 2017, is amended

4 to read as follows:

5 **146A.1 Prerequisites for an abortion.**

6 1. Except in the case of a medical emergency, ~~as~~

7 ~~defined in section 135L.1, for any woman,~~ the physician
 8 shall ~~certify both of the~~ obtain written certification
 9 from a woman of all the following at least seventy-two
 10 hours before performing an abortion:

11 ~~1. a.~~ That the woman has been given the
 12 opportunity to view an ultrasound image of the fetus as
 13 part of the standard of care.

14 ~~2. b.~~ That the woman has been provided information
 15 regarding ~~the~~ all of the following, based upon the
 16 materials developed by the department of public health
 17 pursuant to subsection 2:

18 (1) The options relative to a pregnancy, including
 19 continuing the pregnancy to term and retaining parental
 20 rights following the child's birth, continuing the
 21 pregnancy to term and placing the child for adoption,
 22 and terminating the pregnancy.

23 (2) The indicators, contra-indicators, and risk
 24 factors including any physical, psychological, or
 25 situational factors related to the abortion in light of
 26 the woman's medical history and medical condition.

27 2. The department of public health shall make
 28 available to physicians, upon request, all of the
 29 following information:

30 a. Geographically indexed materials designed to
 31 inform the woman of public and private agencies and
 32 services available to assist a woman through pregnancy,
 33 at the time of childbirth, and while the child is
 34 dependent. The materials shall include a comprehensive
 35 list of the agencies available, categorized by the type

Page 2

1 of services offered, and a description of the manner by
 2 which the agency may be contacted.

3 b. Materials that encourage consideration of
 4 placement for adoption. The materials shall inform
 5 the woman of the benefits of adoption, including
 6 the requirements of confidentiality in the adoption
 7 process, the importance of adoption to individuals and
 8 society, and the state's interest in promoting adoption
 9 by preferring adoption over abortion.

10 c. Materials that contain objective information
 11 describing the methods of abortion procedures commonly
 12 used, the medical risks commonly associated with each
 13 such procedure, and the possible detrimental physical
 14 and psychological effects of abortion.

15 3. For the purposes of this section, "medical
 16 emergency" means a condition which, based on the best
 17 clinical judgment of the physician, necessitates
 18 an abortion to preserve the life of the woman or to
 19 avert a serious risk to the woman of substantial and
 20 irreversible physical impairment of a major bodily

- 21 function.>
 22 2. Title page, line 1, after <to> by inserting
 23 <terminations of pregnancies including>
 24 3. By renumbering as necessary.

MARK CHELGREN

S-3137

- 1 Amend Senate File 441 as follows:
 2 1. Page 1, by striking line 27 and inserting <of a
 3 parent, the state registrar shall issue to the parent
 4 a single>

ROBY SMITH

S-3138

- 1 Amend Senate File 395 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. Section 20.3, subsection 10A, as
 5 enacted by 2017 Iowa Acts, House File 291, section 1,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. g. An employee of the department of
 8 homeland security and emergency management.
 9 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
 10 deemed of immediate importance, takes effect upon
 11 enactment.
 12 Sec. 3. RETROACTIVE APPLICABILITY. This Act
 13 applies retroactively to February 17, 2017.>
 14 2. Title page, by striking lines 1 and 2 and
 15 inserting <An Act relating to employment matters
 16 involving employees of the department of homeland
 17 security and emergency management, and including
 18 effective date and applicability provisions.>

ROBERT M. HOGG

S-3139

- 1 Amend Senate File 395 as follows:
 2 1. Page 1, by striking lines 8 through 10 and
 3 inserting <shall>

PAM JOCHUM

S-3140

- 1 Amend Senate File 395 as follows:
 2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 20.3, subsection 10A, as
4 enacted by 2017 Iowa Acts, House File 291, section 1,
5 is amended by adding the following new paragraph:
6 NEW SUBSECTION. g. An employee of the department
7 of homeland security and emergency management.>
8 2. Page 1, by striking lines 8 through 10 and
9 inserting <shall>
10 3. Page 1, after line 12 by inserting:
11 <Sec. __. EFFECTIVE UPON ENACTMENT. The following
12 provision or provisions of this Act, being deemed of
13 immediate importance, take effect upon enactment:
14 1. The section of this Act amending section 20.3.
15 Sec. __. RETROACTIVE APPLICABILITY. The following
16 provision or provisions of this Act apply retroactively
17 to February 17, 2017:
18 1. The section of this Act amending section 20.3.>
19 4. Title page, line 2, after <disasters> by
20 inserting <and relating to employment matters involving
21 employees of the department of homeland security and
22 emergency management, and including effective date and
23 applicability provisions.>
24 5. By renumbering as necessary.

ROBERT M. HOGG

S-3141

1 Amend Senate File 447 as follows:
2 1. Page 1, line 16, after <actions.> by inserting
3 <In order to accomplish this purpose an affirmative
4 defense is provided in cases in which the animal
5 feeding operation is operated using existing prudent
6 and generally utilized management practices, has
7 operated prior to any damages suffered by the person
8 bringing the action, is operated in compliance with
9 applicable federal and state law, and is not operated
10 by a person who has habitually violated this state's
11 water quality laws.>
12 2. Page 1, line 28, by striking <conclusively>
13 3. Page 1, line 32, after <subsection 3.> by
14 inserting <The presumption may be rebutted by evidence
15 demonstrating that a reasonable probability exists that
16 prudent and generally utilized management practices
17 may be available that would significantly reduce
18 compensatory damages awarded under a new cause of
19 action described in this subsection if brought by the
20 same person and under the same circumstances within ten
21 years immediately after the present cause of action was
22 brought.>
23 4. Page 3, after line 25 by inserting:
24 <__. This section does not apply if a cause of
25 action described in subsection 2 is brought by a person

26 whose comfortable use and enjoyment of life or property
 27 preceded the establishment or expansion of the animal
 28 feeding operation that is asserted to be the proximate
 29 cause of the compensatory damages.>
 30 5. By renumbering, redesignating, and correcting
 31 internal references as necessary.

KEVIN KINNEY

S-3142

1 Amend Senate File 471 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. **NEW SECTION. 1.19 Rights and**
 5 **protections beginning at conception — construction.**
 6 1. The sovereign state of Iowa recognizes that life
 7 is valued and protected from the moment of conception,
 8 and each life, from that moment, is accorded the same
 9 rights and protections guaranteed to all persons by the
 10 Constitution of the United States, the Constitution of
 11 the State of Iowa, and the laws of this state.
 12 2. This section shall not be construed to create
 13 or recognize a right to an abortion, to impose civil
 14 or criminal liability on a woman upon whom an abortion
 15 is performed, or to prohibit the use of any means of
 16 contraception.
 17 3. For the purposes of this section:
 18 a. “Abortifacient” means a method of inhibiting the
 19 development of a human pregnancy at any stage following
 20 conception.
 21 b. “Abortion” means as defined in section 146.1.
 22 c. “Conception” means the process of combining the
 23 male gamete, or sperm, with the female gamete, or ovum,
 24 resulting in a fertilized ovum or zygote.
 25 d. “Contraception” means a method of inhibiting the
 26 development of a human pregnancy at any stage prior
 27 to conception. “Contraception” does not include an
 28 abortifacient.
 29 Sec. 2. APPELLATE JURISDICTION. The Iowa supreme
 30 court shall not have appellate jurisdiction over the
 31 provisions of this Act.
 32 Sec. 3. SEVERABILITY CLAUSE. If any provision
 33 of this Act or its application to any person or
 34 circumstance is held invalid, the invalidity does not
 35 affect other provisions or application of this Act

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1 which can be given effect without the invalid provision
 2 or application, and to this end the provisions of this
 3 Act are severable.

4 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being
 5 deemed of immediate importance, takes effect upon
 6 enactment.>
 7 2. Title page, by striking line 1 and inserting
 8 <An Act relating to the protection of life beginning
 9 at conception, and>

JAKE CHAPMAN

S-3143

1 Amend Senate File 399 as follows:
 2 1. Page 9, after line 20 by inserting:
 3 <DIVISION ____
 4 PRIMARY RUNOFF ELECTIONS
 5 Sec. ____ Section 43.52, Code 2017, is amended to
 6 read as follows:
 7 **43.52 Nominees for county office.**
 8 1. a. The nominee of each political party for
 9 any office to be filled by the voters of the entire
 10 county, or for the office of county supervisor elected
 11 from a district within the county, shall be the person
 12 receiving the highest number of votes cast in the
 13 primary election by the voters of that party for the
 14 office, and that person shall appear as the party's
 15 candidate for the office on the general election
 16 ballot.
 17 b. If no candidate receives thirty-five
 18 percent or more of the votes cast by voters of the
 19 candidate's party for the office sought, the primary
 20 is inconclusive and the nomination shall be made as
 21 provided by ~~section 43.78, subsection 1, paragraphs "d"~~
 22 ~~and "e", subsection 3.~~
 23 2. When two or more nominees are required, as
 24 in the case of at-large elections, the nominees
 25 shall likewise be the required number of persons who
 26 receive the ~~greatest~~ highest number of votes cast in
 27 the primary election by the voters of the nominating
 28 party, but no candidate is nominated who fails to
 29 receive thirty-five percent of the number of votes
 30 found by dividing the number of votes cast by voters
 31 of the candidate's party for the office in question by
 32 the number of persons to be elected to that office.
 33 If the primary is inconclusive under this ~~paragraph~~
 34 subsection, the necessary number of nominations shall
 35 be made as provided by ~~section 43.78, subsection 1,~~

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1 ~~paragraphs "d" and "e", subsection 3.~~
 2 3. a. A primary runoff election shall be held only
 3 for nominations unfilled because the primary election

4 is inconclusive under subsection 1 or 2.

5 (1) When one nominee is required for an office, the
6 two candidates who received the highest number of votes
7 cast for that nomination in the primary election shall
8 be the candidates in the primary runoff election.

9 (2) When two or more nominees are required for
10 an office and the necessary number of nominations
11 cannot be made pursuant to subsection 2, the number
12 of candidates in the primary runoff election shall
13 equal one more than the necessary number of nominations
14 remaining unfilled. The candidates in the primary
15 runoff election shall be the remaining candidates
16 who received the highest number of votes cast in the
17 primary election but who did not receive at least
18 thirty-five percent of the votes cast in the primary
19 election.

20 b. Primary runoff elections shall be held on
21 the first Tuesday after the first Monday in August
22 following the primary election and shall, insofar as
23 practicable, be conducted and the results canvassed in
24 the same manner as primary elections.

25 c. The candidates equal in number to the necessary
26 number of nominations remaining unfilled who receive
27 the highest number of votes cast by the voters of the
28 nominating party shall be the nominees of that party
29 for that office in the general election.

30 d. The fact that the candidate who receives the
31 highest number of votes cast for any party's nomination
32 for an office under this subsection is a person whose
33 name was not printed on the official primary runoff
34 election ballot shall not affect the validity of the
35 person's nomination as a candidate for that office in

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1 the general election.

2 Sec. ___. Section 43.65, Code 2017, is amended to
3 read as follows:

4 **43.65 Who nominated.**

5 1. The candidate of each political party for
6 nomination for each office to be filled by the voters
7 of the entire state, and for each seat in the United
8 States house of representatives, the Iowa house of
9 representatives and each seat in the Iowa senate
10 which is to be filled, who receives the highest number
11 of votes cast by the voters of that party for that
12 nomination shall be the candidate of that party for
13 that office in the general election. However, if there
14 are more than two candidates for any nomination and
15 none of the candidates receives thirty-five percent
16 or more of the votes cast by voters of that party for
17 that nomination, the primary is inconclusive and the

18 nomination shall be made as provided by ~~section 43.78,~~
19 ~~subsection 1, paragraph "a", "b" or "c", whichever is~~
20 ~~appropriate subsection 2.~~

21 2. a. A primary runoff election shall be held only
22 for nominations unfilled because the primary election
23 is inconclusive under subsection 1. The two candidates
24 who received the highest number of votes cast for
25 that nomination in the primary election shall be the
26 candidates in the primary runoff election.

27 b. Primary runoff elections shall be held on
28 the first Tuesday after the first Monday in August
29 following the primary election and shall, insofar as
30 practicable, be conducted and the results canvassed in
31 the same manner as primary elections.

32 c. The candidate in the primary runoff election who
33 receives the highest number of votes cast by the voters
34 of the nominating party shall be the nominee of that
35 party for that office in the general election.

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1 d. The fact that the candidate who receives the
2 highest number of votes cast for any party's nomination
3 for an office under this subsection is a person whose
4 name was not printed on the official primary runoff
5 election ballot shall not affect the validity of the
6 person's nomination as a candidate for that office in
7 the general election.

8 Sec. ____ Section 43.66, Code 2017, is amended to
9 read as follows:

10 **43.66 Write-in candidates.**

11 The fact that the candidate who receives the highest
12 number of votes cast for any party's nomination for an
13 office to which section 43.52 or 43.65 is applicable
14 is a person whose name was not printed on the official
15 primary election ballot shall not affect the validity
16 of the person's nomination as a candidate for that
17 office in the general election. However, if there
18 is no candidate on the official primary ballot of a
19 political party for nomination to a particular office,
20 a write-in candidate may obtain the party's nomination
21 to that office in the primary if the candidate receives
22 a number of votes equal to at least thirty-five
23 percent of the total vote cast for all of that party's
24 candidates for that office in the last preceding
25 primary election for which the party had candidates
26 on the ballot for that office. If there have been no
27 candidates from a political party for a seat in the
28 general assembly since the most recent redistricting
29 of the general assembly, a write-in candidate shall be
30 considered nominated who receives a number of votes
31 equal to at least thirty-five percent of the total

32 votes cast, at the last preceding primary election in
33 the precincts which currently constitute the general
34 assembly district, for all of that party's candidates
35 for representative in the Congress of the United States

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1 or who receives at least one hundred votes, whichever
2 number is greater. When two or more nominees are
3 required, the division procedure prescribed in section
4 43.52, subsection 2, shall be applied to establish
5 the minimum number of write-in votes necessary for
6 nomination. If the primary is inconclusive, the
7 necessary nominations shall be made in accordance with
8 ~~section 43.78, subsection 1~~ 43.52, subsection 3, or
9 section 43.65, subsection 2, as applicable.

10 Sec. ___. Section 43.67, subsection 1, Code 2017,
11 is amended to read as follows:

12 1. Each candidate nominated pursuant to section
13 43.52 or 43.65 is entitled to have the candidate's
14 name printed on the official ballot to be voted at the
15 general election without other certificate unless the
16 candidate was nominated by write-in votes. Immediately
17 after the completion of the canvass for the primary
18 election held under section 43.49, the county auditor
19 shall notify each person who was nominated by write-in
20 votes for a county office that the person is required
21 to file an affidavit of candidacy if the person wishes
22 to be a candidate for that office at the general
23 election. Immediately after the completion of the
24 canvass for the primary election held under section
25 43.63, the secretary of state shall notify each person
26 who was nominated by write-in votes for a state or
27 federal office that the person is required to file
28 an affidavit of candidacy if the person wishes to be
29 a candidate for that office at the general election.
30 If a person receives enough votes to be placed on a
31 primary runoff election ballot, the county commissioner
32 of elections or the state commissioner of elections,
33 as appropriate, shall immediately after the canvass
34 of the primary election notify the person that the
35 person is required to file an affidavit of candidacy

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1 if the person wishes to be a candidate for nomination
2 to that office at the primary runoff election. If the
3 affidavit is not filed by 5:00 p.m. on the seventh
4 day after the completion of the canvass, that person's
5 name shall not be placed upon the official general
6 election ballot or the primary election runoff ballot,
7 as applicable. The affidavit shall be signed by the

8 candidate, notarized, and filed with the county auditor
9 or the secretary of state, whichever is applicable.

10 Sec. ____ Section 43.67, subsection 2, paragraph f,
11 Code 2017, is amended to read as follows:

12 f. A declaration that if the candidate is elected
13 to the office sought the candidate will qualify by
14 taking the oath of office.

15 Sec. ____ Section 43.77, subsection 2, Code 2017,
16 is amended to read as follows:

17 2. The primary election was inconclusive as to that
18 office because no candidate for the party's nomination
19 for that office received the number of votes required
20 by ~~section 43.52, section 43.53, or 43.65, whichever is~~
21 ~~applicable.~~

22 Sec. ____ IMPLEMENTATION OF ACT. Section 25B.2,
23 subsection 3, shall not apply to this division of this
24 Act.>

25 2. Title page, line 3, after <voting,> by inserting
26 <primary runoff election requirements,>

27 3. By renumbering as necessary.

TOD R. BOWMAN

S-3144

1 Amend Senate File 399 as follows:

2 1. Page 3, after line 6 by inserting:

3 <Sec. ____ NEW SECTION. 53.4 Ongoing absentee
4 voter.

5 A registered voter applying for an absentee ballot
6 under section 53.2 shall receive an absentee ballot
7 for all subsequent elections in which that person is
8 eligible to vote and qualifies under section 53.1,
9 unless the registered voter requests not to receive
10 an absentee ballot for subsequent elections. The
11 state commissioner shall provide a check box on the
12 prescribed form for this purpose. For all subsequent
13 elections, the county commissioner of elections shall
14 automatically mail an absentee ballot to the requesting
15 voter, or automatically mail or deliver an absentee
16 ballot if the requester is a person voting pursuant to
17 section 53.22. A voter's status as an ongoing absentee
18 voter shall be terminated upon the request of the voter
19 or by the county commissioner if the voter fails to
20 qualify under section 53.1 or if the voter subsequently
21 fails to vote in two consecutive general elections.>

22 2. By renumbering as necessary.

PAM JOCHUM

S-3145

- 1 Amend Senate File 433 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. **NEW SECTION. 91A.5B Treatment of**
- 4 **adoptive parent employees.**
- 5 1. For purposes of this section, “*adoption*” means
- 6 the permanent placement in this state of a child by the
- 7 department of human services, by an adoption service
- 8 provider as defined in section 600A.2, or by an agency
- 9 that meets the provisions of the interstate compact on
- 10 the placement of children in section 232.158.
- 11 2. An employer shall treat an employee who chooses
- 12 to adopt in the same manner as an employee who is the
- 13 biological parent of a newborn child for purposes of
- 14 employment policies, benefits, and protections for the
- 15 first year of the adoption.>
- 16 2. By renumbering as necessary.

MATT McCOY

S-3146

- 1 Amend Senate File 471 as follows:
- 2 1. By striking page 1, line 1, through page 2, line
- 3 8, and inserting:
- 4 <Section 1. Section 707.7, subsections 1 and 2,
- 5 Code 2017, are amended to read as follows:
- 6 1. Any person who intentionally terminates a human
- 7 pregnancy, with the knowledge and voluntary consent
- 8 of the pregnant person, after the ~~end of the second~~
- 9 ~~trimester of the pregnancy~~ fetus reaches viability
- 10 where death of the fetus results commits feticide.
- 11 Feticide is a class “C” felony.
- 12 2. Any person who attempts to intentionally
- 13 terminate a human pregnancy, with the knowledge and
- 14 voluntary consent of the pregnant person, after the ~~end~~
- 15 ~~of the second trimester of the pregnancy~~ fetus reaches
- 16 viability where death of the fetus does not result
- 17 commits attempted feticide. Attempted feticide is a
- 18 class “D” felony.>

PAM JOCHUM
 ROBERT E. DVORSKY
 RITA HART
 MATT McCOY
 JANET PETERSEN
 WILLIAM A. DOTZLER, JR.
 JOE BOLKCOM
 HERMAN C. QUIRMBACH
 NATE BOULTON

S-3147

1 Amend Senate File 399 as follows:
 2 1. Page 1, after line 26 by inserting:
 3 <Sec. _____. Section 48A.7, Code 2017, is amended to
 4 read as follows:

5 **48A.7 Registration in person.**

6 An eligible elector may register to vote by
 7 appearing personally and completing a voter
 8 registration form at the office of the commissioner
 9 in the county in which the person resides, at a motor
 10 vehicle driver's license station, including any county
 11 treasurer's office that is participating in county
 12 issuance of driver's licenses under chapter 321M,
 13 or at any voter registration agency. A For paper
 14 registration forms, a separate voter registration form
 15 shall be signed by each individual registrant.

16 Sec. _____. Section 48A.8, subsection 1, Code 2017,
 17 is amended to read as follows:

18 1. An eligible elector may request that a voter
 19 registration form be mailed to the elector. The
 20 completed form may be mailed or delivered by the
 21 registrant or the registrant's designee to the
 22 commissioner in the county where the person resides or
 23 to the state commissioner of elections for a program
 24 participant, as provided in section 9E.6. A For paper
 25 registration forms, a separate voter registration form
 26 shall be signed by each individual registrant.

27 Sec. _____. Section 48A.18, subsections 1 and 3, Code
 28 2017, are amended to read as follows:

29 1. Each state motor vehicle driver's license
 30 application, including any renewal application
 31 or application for a nonoperator's identification
 32 card, submitted to the office of driver services of
 33 the state department of transportation shall serve
 34 as an application for voter registration unless
 35 the commissioner of registration determines that

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1 the applicant is not an eligible elector or the
 2 applicant declines to register to vote after receiving
 3 notification under subsection 4A. A completed ~~voter~~
 4 ~~registration form~~ application submitted to the
 5 office of driver services of the state department
 6 of transportation shall be considered to update any
 7 previous voter registration by the registrant.

8 3. Information relating to the ~~refusal~~ decision of
 9 an applicant for a driver's license to ~~apply~~ decline
 10 to register to vote shall not be used for any purpose
 11 other than voter registration.

12 Sec. _____. Section 48A.18, subsection 4, Code 2017,

13 is amended by striking the subsection and inserting in
14 lieu thereof the following:

15 4. *a.* The state voter registration commission
16 shall establish schedules by which the department of
17 transportation shall transmit to the state registrar of
18 voters electronic records containing the legal name,
19 date of birth, residential address, mailing address,
20 and social security number for each person submitting
21 an application under this section.

22 *b.* The state voter registration commission shall
23 establish schedules by which the state registrar of
24 voters shall make accessible or transmit electronic
25 records received under paragraph “*a*” to the appropriate
26 commissioner of registration.

27 *c.* The state commissioner of elections shall adopt
28 rules pursuant to chapter 17A, consistent with section
29 9E.6, for the registration of address confidentiality
30 program participants.

31 *d.* The state voter registration commission, in
32 consultation with the department of transportation,
33 shall adopt rules pursuant to chapter 17A to administer
34 and interpret this section, including rules to
35 establish electronic applications and procedures used

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1 by the office of driver services for voter registration
2 purposes, rules to establish schedules for transmission
3 of electronic records, and rules and forms to decline
4 being registered to vote.

5 Sec. ____ Section 48A.18, Code 2017, is amended by
6 adding the following new subsection:

7 NEW SUBSECTION. 4A. *a.* (1) Upon receiving
8 the electronic record for a person under subsection
9 4, the state registrar of voters shall transmit or
10 otherwise make accessible the electronic record of the
11 person to the commissioner of registration where the
12 person resides. Upon reviewing the electronic record
13 received from the state registrar of voters, along with
14 any other relevant information, the commissioner of
15 registration shall determine if a person is an eligible
16 elector of the county. If the commissioner determines
17 that a person is an eligible elector of the county
18 and is not registered to vote in that county, the
19 commissioner shall notify the person of the separate
20 processes to decline being registered to vote or to
21 declare a political party affiliation.

22 (2) If the person is registered to vote in the
23 county, the commissioner shall use the electronic
24 record and information to update the person’s voter
25 registration if appropriate.

26 *b.* If a person notified under paragraph “*a*” does

27 not decline to be registered to vote within twenty-one
 28 calendar days after the commissioner of registration
 29 issues the notification, the person's electronic record
 30 and the electronic signature obtained by the department
 31 of transportation shall constitute a completed voter
 32 registration form under section 48A.11, and the
 33 commissioner of registration shall register the person
 34 to vote in that county. The commissioner shall send an
 35 acknowledgment pursuant to section 48A.26.

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1 c. A commissioner of registration shall not add a
 2 person subject to registration under this subsection
 3 to a voter registration list until at least twenty-one
 4 calendar days after the commissioner has issued
 5 notification to the person as described in paragraph
 6 "a".

7 d. The electronic record and electronic signature
 8 of a person who does not qualify as an eligible elector
 9 shall not constitute a completed voter registration
 10 form under section 48A.11 and such a person's
 11 application for a driver's license or nonoperator's
 12 identification card shall not be considered to be a
 13 voter registration application for purposes of section
 14 39A.2, subsection 1, paragraph "a".

15 Sec. ____ Section 48A.21, Code 2017, is amended to
 16 read as follows:

17 **48A.21 Transmission of forms from agencies and**
 18 **driver's license stations.**

19 The state registrar of voters shall adopt
 20 administrative rules regulating the transmission
 21 of completed voter registration forms from voter
 22 registration agencies ~~and from driver's license~~
 23 ~~stations, including county treasurer's offices~~
 24 ~~participating in county issuance of driver's licenses~~
 25 ~~under chapter 321M.~~ All completed voter registration
 26 applications in the possession of a voter registration
 27 agency, ~~a driver's license station, or a county~~
 28 ~~treasurer's office~~ that is participating in county
 29 issuance of driver's licenses at 5:00 p.m. on the
 30 last workday of each week shall be transmitted to the
 31 location designated by the state registrar of voters
 32 by rule. Procedures or requirements for more frequent
 33 transmissions may be specified by rule.

34 Sec. ____ Section 48A.26, subsection 1, paragraph
 35 b, Code 2017, is amended to read as follows:

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1 **b. (1)** For a voter registration form or change of
 2 information in a voter registration record submitted
 3 at a precinct caucus, the commissioner shall send an
 4 acknowledgment within forty-five days of receipt of the
 5 form or change of information.

6 **(2)** For a voter registration application or
 7 change of information in a voter registration record
 8 completed pursuant to section 48A.18, subsection 4A,
 9 the commissioner shall send an acknowledgment within
 10 seven working days of the person being registered under
 11 that subsection.

12 Sec. ____ Section 48A.26, subsection 8, Code 2017,
 13 is amended to read as follows:

14 8. ~~At~~ A completed voter registration application,
 15 improperly transmitted under section 48A.18,
 16 subsection 4A, or an improperly addressed or delivered
 17 registration form shall be transmitted or forwarded to
 18 the appropriate county commissioner of registration
 19 within two working days after it is received by any
 20 other official. The date of registration shall be the
 21 date the completed application or registration form was
 22 received by the first official. If the registration
 23 form was postmarked fifteen or more days before an
 24 election and the registration form was received by the
 25 first official after the close of registration, the
 26 registration form shall be considered on time for the
 27 election.>

28 2. Page 1, after line 31 by inserting:
 29 <Sec. ____ Section 48A.36, subsection 1, Code 2017,
 30 is amended to read as follows:

31 1. Voter registration agencies ~~and the office~~
 32 ~~of driver services of the state department of~~
 33 ~~transportation~~ may electronically transmit registration
 34 data to the state registrar of voters, who shall
 35 distribute the information, electronically or

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1 otherwise, to the appropriate commissioner in
 2 accordance with rules of the state voter registration
 3 commission and the state registrar of voters. The
 4 office of driver services of the state department
 5 of transportation shall electronically transmit
 6 registration data to the state registrar of voters as
 7 required pursuant to section 48A.18. The state agency
 8 originating the registration data shall permanently
 9 retain an electronic copy of the form completed by the
 10 registrant, including the registrant's signature, and
 11 shall develop procedures for the retrieval and printing
 12 of that electronic document. A printed copy of an

13 electronic registration document shall be made only
 14 upon the agency's receipt of a court order.
 15 Sec. ____ Section 331.557A, subsection 5, Code
 16 2017, is amended to read as follows:
 17 5. Participate in voter registration according to
 18 the terms of chapter 48A, and submit completed voter
 19 registration forms to the ~~state registrar of voters~~
 20 appropriate county commissioner of registration.
 21 Sec. ____ IMPLEMENTATION OF ACT. Section 25B.2,
 22 subsection 3, shall not apply to this division of this
 23 Act.
 24 Sec. ____ EFFECTIVE DATE. This division of this
 25 Act takes effect January 1, 2018.>
 26 3. By renumbering as necessary.

JANET PETERSEN

S-3148

1 Amend Senate File 395 as follows:
 2 1. By striking everything after the enacting clause
 3 and inserting:
 4 <Section 1. Section 20.3, subsection 10A, as
 5 enacted by 2017 Iowa Acts, House File 291, section 1,
 6 is amended by adding the following new paragraph:
 7 NEW PARAGRAPH. g. An employee of a local emergency
 8 management agency as defined under section 29C.2.
 9 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being
 10 deemed of immediate importance, takes effect upon
 11 enactment.
 12 Sec. 3. RETROACTIVE APPLICABILITY. This Act
 13 applies retroactively to February 17, 2017.>
 14 2. Title page, by striking lines 1 and 2 and
 15 inserting <An Act relating to employment matters
 16 involving employees of a local emergency management
 17 agency, and including effective date and applicability
 18 provisions.>

ROBERT M. HOGG

S-3149

1 Amend Senate File 471 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 146A.1, Code 2017, is amended
 4 to read as follows:
 5 **146A.1 Prerequisites for an abortion.**
 6 1. Except in the case of a medical emergency, ~~as~~
 7 ~~defined in section 135L.1, for any woman,~~ the physician
 8 shall ~~certify both of the~~ obtain written certification
 9 from a woman of all the following at least seventy-two
 10 hours before performing an abortion:

11 ~~1. a.~~ That the woman has been given the
 12 opportunity to view an ultrasound image of the fetus as
 13 part of the standard of care.
 14 ~~2. b.~~ That the woman has been provided information
 15 regarding ~~the all of the following, based upon the~~
 16 materials developed by the department of public health
 17 pursuant to subsection 2:
 18 (1) ~~The~~ options relative to a pregnancy, including
 19 continuing the pregnancy to term and retaining parental
 20 rights following the child's birth, continuing the
 21 pregnancy to term and placing the child for adoption,
 22 and terminating the pregnancy.
 23 (2) ~~The indicators, contra-indicators, and risk~~
 24 factors including any physical, psychological, or
 25 situational factors related to the abortion in light of
 26 the woman's medical history and medical condition.
 27 2. The department of public health shall make
 28 available to physicians, upon request, all of the
 29 following information:
 30 a. Geographically indexed materials designed to
 31 inform the woman of public and private agencies and
 32 services available to assist a woman through pregnancy,
 33 at the time of childbirth, and while the child is
 34 dependent. The materials shall include a comprehensive
 35 list of the agencies available, categorized by the type

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1 of services offered, and a description of the manner by
 2 which the agency may be contacted.
 3 b. Materials that encourage consideration of
 4 placement for adoption. The materials shall inform
 5 the woman of the benefits of adoption, including
 6 the requirements of confidentiality in the adoption
 7 process, the importance of adoption to individuals and
 8 society, and the state's interest in promoting adoption
 9 by preferring adoption over abortion.
 10 c. Materials that contain objective information
 11 describing the methods of abortion procedures commonly
 12 used, the medical risks commonly associated with each
 13 such procedure, and the possible detrimental physical
 14 and psychological effects of abortion.
 15 3. For the purposes of this section, "medical
 16 emergency" means a condition which, based on the best
 17 clinical judgment of the physician, necessitates
 18 an abortion to preserve the life of the woman or to
 19 avert a serious risk to the woman of substantial and
 20 irreversible physical impairment of a major bodily
 21 function.>
 22 2. Page 1, line 7, after <postfertilization> by
 23 inserting <or the fetus achieves viability, whichever
 24 occurs earlier>

- 25 3. Page 1, line 13, after <postfertilization> by
 26 inserting <or the fetus achieves viability, whichever
 27 occurs earlier>
 28 4. Title page, line 1, after <to> by inserting
 29 <terminations of pregnancies including>
 30 5. By renumbering as necessary.

MARK CHELGREN

S-3150

- 1 Amend Senate File 445 as follows:
 2 1. Page 1, line 4, by striking <80G.1> and
 3 inserting <80G.2>
 4 2. Page 2, line 5, after <investigation.> by
 5 inserting <“Undercover law enforcement officer”
 6 includes a law enforcement officer actively engaged
 7 in undercover law enforcement work whose assignment
 8 requires the law enforcement officer to work incognito,
 9 or in a situation in which the true identity of the
 10 law enforcement officer is intentionally hidden from
 11 others. “Undercover law enforcement officer” does
 12 not include a law enforcement officer participating
 13 in undercover law enforcement work that is merely
 14 incidental or ancillary to the law enforcement
 15 officer’s assigned duties.>
 16 3. Page 3, after line 17 by inserting:
 17 <Sec. __. **NEW SECTION. 80G.4 Court determination.**
 18 Factual disputes relating to who is an undercover
 19 law enforcement officer or what work constitutes
 20 undercover law enforcement work shall be determined by
 21 the district court.>
 22 4. By renumbering as necessary.

DAN DAWSON

S-3151

- 1 Amend Senate File 480 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 135.11, Code 2017, is amended
 4 by adding the following new subsection:
 5 **NEW SUBSECTION. 32.** Issue educational materials
 6 about Lyme disease and other tick-borne diseases to be
 7 distributed by the board of medicine to all physicians
 8 and surgeons and osteopathic physicians and surgeons
 9 licensed under chapter 148.>
 10 2. Title page, by striking lines 1 through 4 and
 11 inserting <An Act relating to treatment for Lyme
 12 disease and other tick-borne diseases by persons

- 13 licensed to practice health-related professions, and
 14 including effective date provisions.>
 15 3. By renumbering as necessary.

LIZ MATHIS

S-3152

- 1 Amend Senate File 447 as follows:
 2 1. Page 3, after line 27 by inserting:
 3 <__. This section does not prohibit a party
 4 from seeking or a court from ordering any form of
 5 prohibitory or mandatory relief that is appropriate
 6 under principles of equity, including but not
 7 limited to the issuance of a permanent or temporary
 8 injunction.>
 9 2. By renumbering as necessary.

DAVID JOHNSON

S-3153

- 1 Amend the amendment, S-3122, to Senate File 447 as
 2 follows:
 3 1. Page 1, by striking lines 9 and 10 and
 4 inserting:
 5 <__. Page 3, line 11, by striking <subsection 4.>
 6 and inserting <subsection 5.>>
 7 2. By renumbering as necessary.

DAVID JOHNSON

S-3154

- 1 Amend Senate File 447 as follows:
 2 1. Page 3, line 25, after <459.604.> by inserting
 3 <However, for purposes of this section, the person
 4 shall be deemed a habitual violator if the person
 5 has committed one or more violations as described in
 6 section 459.604, subsection 1.>

ROBERT M. HOGG

S-3155

- 1 Amend Senate File 447 as follows:
 2 1. Page 3, after line 25 by inserting:
 3 <__. This section does not apply to a confinement
 4 feeding operation, as defined in section 459.102, that
 5 is constructed on or after the effective date of this
 6 Act, unless the confinement feeding operation complies

7 with siting recommendations for such operations as
8 shall be published by Iowa state university of science
9 and technology and which are in effect when the
10 operation is constructed.>
11 2. By renumbering as necessary.

RITA HART

S-3156

1 Amend House File 577, as passed by the House, as
2 follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 135.11, Code 2017, is amended
5 by adding the following new subsection:
6 NEW SUBSECTION. 32. Issue educational materials
7 about Lyme disease and other tick-borne diseases to be
8 distributed by the board of medicine to all physicians
9 and surgeons and osteopathic physicians and surgeons
10 licensed under chapter 148.>
11 2. Title page, by striking lines 1 through 4 and
12 inserting <An Act relating to treatment for Lyme
13 disease and other tick-borne diseases by persons
14 licensed to practice health-related professions, and
15 including effective date provisions.>
16 3. By renumbering as necessary.

LIZ MATHIS

S-3157

1 Amend Senate File 448 as follows:
2 1. Page 1, line 23, by striking <that> and
3 inserting <in which>
4 2. Page 1, line 23, after <the insurer> by
5 inserting <certifies it>
6 3. Page 1, line 26, after <vehicle> by inserting
7 <by contacting the previous owner of the vehicle
8 and all lienholders of record by certified mail or a
9 similar service that provides proof of service using a
10 return receipt>
11 4. Page 1, line 26, by striking <do so.> and
12 inserting <obtain the title or statement of origin.
13 The failure of a previous owner or lienholder to
14 provide a properly assigned certificate of title or
15 manufacturer's or importer's statement of origin shall
16 be deemed to be a waiver by the previous owner or
17 lienholder of all rights, title, claim, and interest
18 in the vehicle.>

19 5. Page 1, line 32, after <shall> by inserting <be
 20 free and clear of all liens and claims of ownership and
 21 shall>

TIM KRAAYENBRINK

S-3158

1 Amend Senate File 418 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 524.213, Code 2017, is amended
 4 to read as follows:
 5 **524.213 Duties and powers of superintendent.**
 6 The superintendent shall have general control,
 7 supervision and regulation of all state banks and shall
 8 be charged with the administration, interpretation,
 9 and execution of the laws, rules, and regulations
 10 of this state and any other state or federal law or
 11 regulation relating to banks and banking and with such
 12 other duties and responsibilities as are imposed upon
 13 the superintendent by the laws of this state. The
 14 superintendent shall have power to adopt and promulgate
 15 such rules and regulations as necessary to carry out
 16 and enforce, properly and effectively, the provisions
 17 of this chapter and chapter 12C applicable to banks.
 18 Sec. ____. Section 524.612, subsections 1, 2, and 5,
 19 Code 2017, are amended by striking the subsections.
 20 Sec. ____. Section 524.612, subsection 3, Code 2017,
 21 is amended to read as follows:
 22 3. A director shall not receive terms or be paid a
 23 rate of interest on deposits, by a state bank of which
 24 the person is a director, which are more favorable
 25 than that provided to any other customer under similar
 26 circumstances. Any waiver of ordinary or customary
 27 charges related to deposit accounts shall not violate
 28 this subsection.
 29 Sec. ____. Section 524.613, subsection 2, Code 2017,
 30 is amended by striking the subsection.
 31 Sec. ____. Section 524.706, subsection 1, Code 2017,
 32 is amended by striking the subsection.
 33 Sec. ____. Section 524.706, subsection 2, Code 2017,
 34 is amended to read as follows:
 35 2. Section 524.612, ~~subsection 2,~~ applies to

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1 executive officers, ~~and section 524.612, subsections 3~~
 2 ~~and 4, apply to all officers and employees.~~
 3 Sec. ____. Section 524.710, subsection 2, Code 2017,
 4 is amended by striking the subsection.
 5 Sec. ____. Section 524.1601, subsection 1, paragraph
 6 b, Code 2017, is amended to read as follows:

7 *b.* The amount by which the director's, or executive
 8 officer's, or employee's deposit account in the
 9 state bank or bank holding company is overdrawn,
 10 upon conviction of a in violation of section 524.613,
 11 subsection 2, or of section 524.710, subsection 2 12
 12 C.F.R. §215.4(e).

13 Sec. ____ Section 524.1601, subsection 2, Code
 14 2017, is amended to read as follows:

15 2. A director or officer who willfully makes or
 16 receives a loan in violation of ~~section 524.612,~~
 17 ~~subsection 1, or section 524.706, subsection 1 12~~
 18 C.F.R. §215.4 or 215.5, shall be guilty of a serious
 19 misdemeanor and shall be subject to an additional fine
 20 equal to that amount of the loan in excess of the
 21 limitation imposed by such ~~subsections~~ regulations,
 22 and shall be forever disqualified from acting as a
 23 director or officer of any state bank or bank holding
 24 company. ~~For the purpose of this subsection, amounts~~
 25 ~~which are treated as obligations of an officer or~~
 26 ~~director pursuant to section 524.612, subsection 5,~~
 27 ~~shall be considered in determining whether the loan or~~
 28 ~~extension of credit is in violation of section 524.612,~~
 29 ~~subsection 1, and section 524.706, subsection 1.~~

30 Sec. ____ Section 524.1806, Code 2017, is amended
 31 to read as follows:

32 **524.1806 Banks owned or controlled — officers and**
 33 **directors.**

34 An individual who is a director or an officer of a
 35 bank holding company, as specified by section 524.1801,

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1 is deemed to be a director or an officer, or both, as
 2 the case may be, of each bank so owned or controlled by
 3 that bank holding company, for the purposes of sections
 4 524.612, 524.613 and 524.706, and for the purposes of
 5 12 C.F.R. pt. 215.

6 Sec. ____ Section 533.205, subsection 7, Code 2017,
 7 is amended to read as follows:

8 7. A state credit union ~~shall not may~~ pay an
 9 overdraft of a director, officer, or employee of
 10 the state credit union on an account at the state
 11 credit union, unless subject to the rules of the
 12 superintendent, when the payment of funds is made in
 13 accordance with ~~either~~ any of the following:

14 *a.* A written, preauthorized, interest-bearing
 15 extension of credit plan that specifies a method of
 16 repayment.

17 *b.* A written, preauthorized transfer of collected
 18 funds from another account of the account holder at the
 19 state credit union.

20 *c.* The overdraft is paid pursuant to an overdraft

- 21 protection plan or courtesy pay program.>
 22 2. Page 1, by striking lines 25 and 26 and
 23 inserting <may contract for an over-limit charge
 24 ~~up to fifteen dollars~~ in accordance with 12 C.F.R.
 25 §1026.52(b) if the balance of the account exceeds the
 26 credit>
 27 3. Title page, by striking lines 1 and 2 and
 28 inserting <An Act relating to banks, credit unions, and
 29 certain consumer credit transactions.>
 30 4. By renumbering, redesignating, and correcting
 31 internal references as necessary.

MICHAEL BREITBACH

S-3159

- 1 Amend Senate File 177 as follows:
 2 1. Page 1, line 26, by striking <twenty> and
 3 inserting <thirty>

BILL ANDERSON

S-3160

- 1 Amend House File 440, as passed by the House, as
 2 follows:
 3 1. Page 1, after line 9 by inserting:
 4 <Sec. __. Section 176A.9, subsection 2, Code 2017,
 5 is amended by striking the subsection.>
 6 2. Title page, line 1, by striking <filing and
 7 publication> and inserting <powers and>

COMMITTEE ON AGRICULTURE
 DAN ZUMBACH, Chair

S-3161

- 1 Amend Senate File 465 as follows:
 2 1. Page 1, by striking lines 1 and 2 and inserting:
 3 <Section 1. Section 135P.1, subsections 1 and 2,
 4 Code 2017, are amended to read as follows:
 5 1. "*Adverse health care incident*" means an objective
 6 and definable outcome arising from or related to
 7 patient care that results in the death or ~~serious~~
 8 physical injury of a patient.>
 9 2. Page 1, line 28, by striking <or>
 10 3. Page 1, line 29, by striking <135C.1.> and
 11 inserting <135C.1, a health facility as defined in
 12 section 135P.1, a professional corporation under
 13 chapter 496C that is owned by persons licensed to
 14 practice a profession listed in this paragraph, or any
 15 other person or entity who is licensed, certified, or

- 16 otherwise authorized or permitted by the law of this
17 state to administer health care in the ordinary course
18 of business or in the practice of a profession.>
19 4. Page 2, after line 2 by inserting:
20 <d. "Occurrence" means the event, incident, or
21 happening, and the acts or omissions incident thereto,
22 which proximately caused injuries or damages for which
23 recovery is claimed by the patient or the patient's
24 representative.>
25 5. Page 2, by striking lines 3 through 8 and
26 inserting:
27 <2. The total amount recoverable in any civil
28 action for noneconomic damages for personal injury or
29 death, whether in tort, contract, or otherwise, against
30 a health care provider shall be limited to two hundred
31 fifty thousand dollars for any occurrence resulting
32 in injury or death of a patient regardless of the
33 number of plaintiffs, derivative claims, theories of
34 liability, or defendants in the civil action.>
35 6. Page 2, by striking lines 12 through 31.

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- 1 7. Page 3, line 4, after <person> by inserting <the
2 plaintiff designates as an expert witness>
3 8. Page 3, by striking lines 9 and 10 and inserting
4 <~~ease~~, or breach of the standard of care if all of the
5 following are established by the evidence:>
6 9. Page 3, line 11, after <same> by inserting <or a
7 substantially similar>
8 10. Page 3, line 17, after <same> by inserting <or
9 a substantially similar>
10 11. Page 3, by striking lines 20 through 26.
11 12. Page 3, line 28, after <same> by inserting <or
12 a substantially similar>
13 13. Page 3, after line 30 by inserting:
14 < . . . If the defendant is a licensed physician or
15 osteopathic physician under chapter 148, the person is
16 a physician or osteopathic physician licensed in this
17 state or another state.>
18 14. By striking page 3, line 31, through page 4,
19 line 3.
20 15. Page 4, line 9, by striking <including> and
21 inserting <which includes>
22 16. Page 4, by striking lines 11 through 16 and
23 inserting <plaintiff shall, prior to the commencement
24 of discovery in the case and within sixty days of
25 the defendant's answer, serve upon the defendant a
26 certificate of merit affidavit signed by an expert
27 witness with respect to the issue of standard of care
28 and an alleged breach of the standard of care. The
29 expert witness must meet the qualifying standards of

- 30 section 147.139.>
 31 17. Page 4, by striking lines 25 through 30.
 32 18. By striking page 4, line 33, through page 5,
 33 line 4.
 34 19. Page 5, after line 8 by inserting:
 35 <2A. The parties shall comply with the requirements

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- 1 of section 668.11 and all other applicable law
 2 governing certification and disclosure of expert
 3 witnesses.>
 4 20. Page 5, line 17, after <shall> by inserting
 5 <have the expert witness>
 6 21. Page 5, line 18, before <shall> by inserting
 7 <the plaintiff>
 8 22. Page 5, line 20, by striking <a.>
 9 23. Page 5, by striking lines 24 through 35.
 10 24. By striking page 6, line 3, through page 7,
 11 line 9.
 12 25. Title page, by striking lines 2 and 3 and
 13 inserting <noneconomic damage awards and expert
 14 witnesses.>
 15 26. By renumbering, redesignating, and correcting
 16 internal references as necessary.

CHARLES SCHNEIDER

S-3162

- 1 Amend Senate Joint Resolution 9 as follows:
 2 1. Page 3, after line 30 by inserting:
 3 <11. During times of state or national emergency,
 4 the general assembly may suspend the application of
 5 this article by passage of a joint resolution, subject
 6 to approval by the governor, by two-thirds of the
 7 members elected to each house of the general assembly.>
 8 2. By renumbering as necessary.

CHARLES SCHNEIDER

S-3163

- 1 Amend Senate File 467 as follows:
 2 1. Page 1, by striking lines 3 and 4 and inserting:
 3 <NEW SUBSECTION. 4. a. A named beneficiary of a
 4 bond or life insurance policy>
 5 2. Page 1, line 8, by striking <under any other
 6 contractual arrangement>
 7 3. Page 1, by striking lines 10 and 11 and
 8 inserting <not entitled to any benefit under the bond
 9 or policy.>

- 10 4. Page 1, line 17, by striking <under any other
11 contractual arrangement>
12 5. Page 1, by striking lines 20 and 21 and
13 inserting <should receive any benefit under the bond or
14 policy despite a felony conviction referenced>

JULIAN B. GARRETT

S-3164

- 1 Amend Senate Joint Resolution 9 as follows:
2 1. Page 3, after line 30 by inserting:
3 <11. This Article shall not apply during years
4 affected by circumstances related to acts of war,
5 terrorism, natural disasters, or human-caused
6 disasters.>

NATE BOULTON

S-3165

- 1 Amend Senate Joint Resolution 9 as follows:
2 1. Page 3, after line 30 by inserting:
3 <11. The general assembly may suspend the
4 application of this article by passage of a joint
5 resolution, subject to approval by the governor, by
6 two-thirds of the members elected to each house of the
7 general assembly.>
8 2. By renumbering as necessary.

CHARLES SCHNEIDER

S-3166

- 1 Amend the amendment, S-3161, to Senate File 465, as
2 follows:
3 1. Page 1, by striking lines 9 through 34 and
4 inserting:
5 <__. By striking page 1, line 16, through page 2,
6 line 11.>
7 2. Page 1, after line 35 by inserting:
8 <__. Page 3, by striking line 3 and inserting
9 <153, health care provider>>
10 3. Page 2, after line 19 by inserting:
11 <__. Page 4, before line 4 by inserting:
12 <__. For purposes of this section, "health care
13 provider" means a physician or an osteopathic physician
14 licensed under chapter 148, a chiropractor licensed
15 under chapter 151, a podiatrist licensed under chapter
16 149, a physician assistant licensed and practicing
17 under a supervising physician under chapter 148C, a
18 licensed practical nurse, a registered nurse, or an

- 19 advanced registered nurse practitioner licensed under
 20 chapter 152 or 152E, a dentist licensed under chapter
 21 153, an optometrist licensed under chapter 154, a
 22 pharmacist licensed under chapter 155A, a hospital as
 23 defined in section 135B.1, or a health care facility as
 24 defined in section 135C.1.>>
- 25 4. Page 3, after line 9 by inserting:
 26 <__. Page 6, line 2, by striking <147.136A> and
 27 inserting <147.139>>
- 28 5. Page 3, line 13, by striking <noneconomic damage
 29 awards and>
- 30 6. By renumbering as necessary.

NATE BOULTON

S-3167

- 1 Amend the amendment, S-3161, to Senate File 465 as
 2 follows:
- 3 1. Page 3, after line 11 by inserting:
 4 <__. Page 7, before line 10 by inserting:
 5 <Sec. __. MEDICAL MALPRACTICE INSURANCE STUDY.
 6 1. The commissioner of insurance shall, in
 7 consultation with representatives of the Iowa medical
 8 society, the Iowa osteopathic medical association, the
 9 Iowa hospital association, the Iowa nurses association,
 10 the insurance industry, the Iowa state bar association,
 11 the Iowa association for justice, and the Iowa defense
 12 counsel association, conduct a study of malpractice
 13 insurance premiums for medical providers in this state.
 14 2. The study shall include a review of all of the
 15 following:
 16 a. The cost of medical malpractice premiums charged
 17 to medical providers in this state.
 18 b. The cost of medical malpractice premiums charged
 19 to medical providers throughout the United States.
 20 c. The transactional cost involved in providing
 21 medical malpractice insurance, with reference to the
 22 costs of premiums in this state and in the United
 23 States.
 24 d. Loss ratios of providers of medical malpractice
 25 insurance.
 26 e. The impact of various court reform proposals on
 27 medical malpractice insurance, including evidence-based
 28 medical practice guidelines, certificates of merit for
 29 expert witnesses, and caps on noneconomic damages.
 30 f. The frequency and severity of medical
 31 malpractice litigation in this state, including the
 32 number of civil suits filed and civil jury verdicts in
 33 the area of medical malpractice.
 34 3. The commissioner of insurance shall submit a
 35 report to the governor and the general assembly by

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- 1 January 15, 2018, detailing the findings of the study
- 2 and recommendations for any proposed legislation.>>
- 3 2. By renumbering as necessary.

NATE BOULTON

S-3168

- 1 Amend the amendment, S-3161, to Senate File 465 as
- 2 follows:
- 3 1. Page 2, lines 23 and 24, by striking <shall,
- 4 prior to the commencement of discovery in the case and
- 5 within sixty> and inserting <shall within ninety>
- 6 2. Page 2, by striking lines 32 and 33.
- 7 3. By renumbering as necessary.

NATE BOULTON

S-3169

- 1 Amend the amendment, S-3161, to Senate File 465 as
- 2 follows:
- 3 1. Page 2, by striking lines 13 through 17.
- 4 2. By renumbering as necessary.

NATE BOULTON

S-3170

- 1 Amend Senate Joint Resolution 8 as follows:
- 2 1. By striking everything after the resolving
- 3 clause and inserting:
- 4 <That the Congress of the United States is hereby
- 5 petitioned to propose an amendment to the Constitution
- 6 of the United States, for submission to the states
- 7 for ratification, to impose fiscal restraints on the
- 8 federal government and limit the federal government's
- 9 power and jurisdiction; and
- 10 BE IT FURTHER RESOLVED, That, pursuant to Article V
- 11 of the Constitution of the United States, the General
- 12 Assembly, as the legislature of the state of Iowa,
- 13 joins in the applications of the states of Georgia (SR
- 14 736, 2014), Florida (SM 476, 2014), Alaska (HJR 22,
- 15 2014), Alabama (HJR 112, 2015), Tennessee (SJR 67,
- 16 2016), Indiana (SJR 14, 2016), Oklahoma (SJR 4, 2016),
- 17 and Louisiana (SCR 52, 2016), for a convention for the
- 18 specific and exclusive purpose of proposing amendments
- 19 to the Constitution of the United States limited to the
- 20 purposes stated therein, provided, however, that the
- 21 delegates from Iowa to said convention are expressly

22 limited to consideration and support of amendments that
23 impose fiscal restraints on the federal government, and
24 amendments that limit the power and jurisdiction of
25 the federal government, and no amendments on any other
26 topic; and

27 BE IT FURTHER RESOLVED, That it is the express
28 intention of the General Assembly that this application
29 shall be aggregated with the prior and subsequent
30 applications of other states limited to the purposes
31 identified in this application; and

32 BE IT FURTHER RESOLVED, That this application
33 constitutes a continuing application in accordance with
34 Article V of the Constitution of the United States
35 until the legislatures of at least two-thirds of the

Page 2

1 several states have made applications for a similar
2 convention under Article V, or the General Assembly
3 resolves to withdraw this application; and

4 BE IT FURTHER RESOLVED, That the Secretary of State
5 shall transmit certified copies of this resolution
6 to the President and Secretary of the United States
7 Senate, the Speaker and Clerk of the United States
8 House of Representatives, the presiding officer of each
9 house of the legislature of each of the several states,
10 and to each member of Iowa's congressional delegation.>

11 2. Title page, by striking lines 1 through 23 and
12 inserting:

13 <A Joint Resolution calling for an Article V convention
14 in order to propose amendments to the Constitution
15 of the United States that impose fiscal restraints,
16 and limit the power and jurisdiction of the federal
17 government, and requesting Congress to similarly
18 propose such amendments.

19 WHEREAS, the founders of the Constitution of
20 the United States empowered state legislators to be
21 guardians of liberty against future abuses of power by
22 the federal government; and

23 WHEREAS, the federal government has created a
24 crushing national debt through improper and imprudent
25 spending; and

26 WHEREAS, the federal government has invaded the
27 legitimate roles of the states through the manipulative
28 process of federal mandates, most of which are unfunded
29 to a great extent; and

30 WHEREAS, the federal government has ceased to live
31 under a proper interpretation of the Constitution of
32 the United States; and

33 WHEREAS, it is the solemn duty of the states to
34 protect the liberty of our people, particularly for the
35 generations to come, by proposing amendments to the

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1 Constitution of the United States through a convention
 2 of the states under Article V of the Constitution of
 3 the United States for the purpose of restraining these
 4 and related abuses of power; NOW THEREFORE,
 5 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF THE STATE OF
 6 IOWA:>

JASON SCHULTZ

S-3171

1 Amend Senate File 396 as follows:
 2 1. Page 1, line 14, after <control> by inserting
 3 <and compliance>
 4 2. Page 1, by striking line 16 and inserting:
 5 <g. Marketing expenses.
 6 h. Supplemental schedules to the certified audit,
 7 except for those books>
 8 3. Page 1, after line 19 by inserting:
 9 <i. Any information specifically requested for
 10 inspection by the commission or a representative of the
 11 commission.>
 12 4. Page 2, line 5, after <control> by inserting
 13 <and compliance>
 14 5. Page 2, by striking line 7 and inserting:
 15 <g. Marketing expenses.
 16 h. Supplemental schedules to the certified audit,
 17 except for those books>
 18 6. Page 2, after line 10 by inserting:
 19 <i. Any information specifically requested for
 20 inspection by the commission or a representative of the
 21 commission.>
 22 7. By renumbering, redesignating, and correcting
 23 internal references as necessary.

BILL ANDERSON

S-3172

1 Amend Senate File 435 as follows:
 2 1. Page 1, line 19, by striking <the predominant>
 3 and inserting <a substantial>
 4 2. Page 1, line 24, by striking <the predominant>
 5 and inserting <a substantial>
 6 3. Page 4, by striking lines 16 through 21 and
 7 inserting:
 8 <Sec. ___. Section 85.34, subsection 2, Code 2017,
 9 is amended by adding the following new paragraph:
 10 NEW PARAGRAPH. *On.* For the loss of a shoulder,
 11 weekly compensation during four hundred weeks.

12 Sec. ____ Section 85.34, subsection 2, paragraph u,
13 Code 2017, is amended to read as follows:>

14 4. Page 5, line 4, by striking <disability> and
15 inserting <impairment>

16 5. Page 5, by striking lines 5 through 10
17 and inserting <the employee's earning capacity.
18 Notwithstanding section 85.26, subsection 2, if an
19 employee who is eligible for compensation under this
20 paragraph returns to work with the same employer and is
21 compensated based only upon the employee's functional
22 impairment resulting from the injury as provided in
23 this paragraph and is terminated from employment by
24 that employer, the award or agreement for settlement
25 for benefits under this chapter shall be reviewed upon
26 commencement of reopening proceedings by the employee
27 for a determination of any reduction in the employee's
28 earning capacity caused by the employee's permanent
29 partial disability.>

30 6. Page 6, by striking lines 11 through 17 and
31 inserting <the employee is no longer permanently and
32 totally disabled.>

33 7. Page 7, line 3, before <services> by inserting
34 <current>

35 8. By striking page 10, line 24, through page 11,

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1 line 3.

2 9. Page 11, before line 4 by inserting:

3 <Sec. ____ Section 85.70, Code 2017, is amended to
4 read as follows:

5 **85.70 Additional payment for attendance =**
6 **rehabilitation and training — new career vocational**
7 **training and education program.**

8 1. An employee who has sustained an injury
9 resulting in permanent partial or permanent total
10 disability, for which compensation is payable under
11 this chapter other than an injury to the shoulder
12 compensable pursuant to section 85.34, subsection
13 2, paragraph "On", and who cannot return to gainful
14 employment because of such disability, shall
15 upon application to and approval by the workers'
16 compensation commissioner be entitled to a one hundred
17 dollar weekly payment from the employer in addition
18 to any other benefit payments, during each full week
19 in which the employee is actively participating in a
20 vocational rehabilitation program recognized by the
21 vocational rehabilitation services division of the
22 department of education. The workers' compensation
23 commissioner's approval of such application for
24 payment may be given only after a careful evaluation
25 of available facts, and after consultation with the

26 employer or the employer's representative. Judicial
27 review of the decision of the workers' compensation
28 commissioner may be obtained in accordance with the
29 terms of the Iowa administrative procedure Act, chapter
30 17A, and in section 86.26. Such additional benefit
31 payment shall be paid for a period not to exceed
32 thirteen consecutive weeks except that the workers'
33 compensation commissioner may extend the period of
34 payment not to exceed an additional thirteen weeks
35 if the circumstances indicate that a continuation of

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1 training will in fact accomplish rehabilitation.
2 2. a. An employee who has sustained an injury to
3 the shoulder resulting in permanent partial disability
4 for which compensation is payable under section 85.34,
5 subsection 2, paragraph "On", and who cannot return
6 to gainful employment because of such disability,
7 shall be evaluated by the department of workforce
8 development regarding career opportunities in specific
9 fields aligning with postsecondary career and technical
10 education programs that provide instruction in the
11 areas of agriculture, family and consumer sciences,
12 health occupations, business, industrial technology,
13 and marketing, that allow for accommodation of the
14 employee's disability and to determine if the employee
15 would benefit from participation in the new career
16 vocational training and education program offered
17 through an area community college, that will allow the
18 employee to return to the workforce.
19 b. Upon completion of the evaluation and a
20 determination by the department that the employee is a
21 candidate for the new career vocational training and
22 education program, the employee shall be referred by
23 the department to the community college that is in the
24 closest proximity to the employee's residence, or upon
25 agreement of the department and the employee, to the
26 community college that offers a vocational training and
27 education program that best meets the employee's needs,
28 for enrollment in the new career vocational training
29 and education program at the community college for the
30 purpose of providing the employee with occupational
31 training that will result in, at a minimum, the
32 awarding of an associate degree or completion of a
33 certificate program and will enable the employee to
34 return to the workforce. If an employee does not
35 enroll in the new career vocational training and

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1 education program at the community college to which the
2 employee has been referred by the department within six
3 months after the referral, the employee is no longer
4 eligible to participate in the program.

5 c. The employee shall be entitled to financial
6 support from the employer or the employer's insurer
7 for participation in the new career vocational and
8 education training program in a total amount not
9 to exceed fifteen thousand dollars to be used for
10 the payment of tuition and fees and the purchase of
11 required supplies. The community college in which an
12 employee is enrolled pursuant to the program shall
13 bill the employer or the employer's insurer for the
14 employee's tuition and fees each semester, or the
15 equivalent, that the employee is enrolled in the
16 program. The employer or the employer's insurer shall
17 also pay for the purchase of supplies required by the
18 employee to participate in the program, upon receipt
19 of documentation from the employee detailing the cost
20 of the supplies and the necessity for purchasing the
21 supplies. Such documentation may include written
22 course requirements or other documentation from the
23 community college or the course instructor regarding
24 the necessity for the purchase of certain supplies.

25 d. The employer or the employer's insurer may
26 request a periodic status report each semester from the
27 community college documenting the employee's attendance
28 and participation in and completion of the education
29 and training program. If an employee does not meet
30 the attendance requirements of the community college
31 at which the employee is enrolled or does not maintain
32 a passing grade in each course in which the employee
33 is enrolled each semester, or the equivalent, the
34 employee's eligibility for continued participation in
35 the program is terminated.

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1 e. The community college shall also provide the
2 employer or the employer's insurer with documentation
3 detailing that the receipt of funds by the community
4 college pursuant to this subsection is for the payment
5 of tuition and fees and the purchase of required
6 supplies.

7 f. Beginning on or before December 1, 2018, the
8 department of workforce development, in cooperation
9 with the department of education, the insurance
10 division of the department of commerce, and all
11 community colleges that are participating in the new
12 career and vocational training and education program,

13 shall prepare an annual report for submission to the
 14 general assembly that provides information about the
 15 status of the program including but not limited to the
 16 utilization of and participants in the program, program
 17 completion rates, employment rates after completion of
 18 the program and the types of employment obtained by the
 19 program participants, and the effects of the program on
 20 workers' compensation premium rates.>

21 10. Page 14, by striking lines 4 and 5 and
 22 inserting <recent H15 report settled as of the date of
 23 injury, plus two percent.>

24 11. Page 14, by striking lines 6 and 7.

25 12. Page 14, line 10, by striking <85.61,>

26 13. Title page, line 2, by striking <effective date
 27 and>

28 14. By renumbering as necessary.

MICHAEL BREITBACH

S-3173

1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:

3 1. Page 4, line 19, after <weeks.> by inserting
 4 <However, if an injury to the shoulder causes permanent
 5 total disability, the injury shall be compensated under
 6 subsection 3.>

7 2. Page 10, after line 22 by inserting:
 8 <Sec. __. Section 85.64, subsection 1, Code 2017,
 9 is amended to read as follows:

10 1. If an employee who has previously lost, or lost
 11 the use of, one shoulder, one hand, one arm, one foot,
 12 one leg, or one eye, becomes permanently disabled by
 13 a compensable injury which has resulted in the loss
 14 of or loss of use of another such member or organ,
 15 the employer shall be liable only for the degree of
 16 disability which would have resulted from the latter
 17 injury if there had been no preexisting disability. In
 18 addition to such compensation, and after the expiration
 19 of the full period provided by law for the payments
 20 thereof by the employer, the employee shall be paid out
 21 of the "Second Injury Fund" created by this subchapter
 22 the remainder of such compensation as would be payable
 23 for the degree of permanent disability involved after
 24 first deducting from such remainder the compensable
 25 value of the previously lost member or organ.>

26 3. Page 16, line 28, after <85.39,> by inserting
 27 <85.64,>

28 4. By renumbering as necessary.

MICHAEL BREITBACH

S-3174

1 Amend Senate File 475 as follows:

2 1. Page 5, by striking lines 11 and 12 and
3 inserting <The department may waive for one year the
4 provisions of section 256.11, subsection 5, which
5 require>

6 2. Page 5, line 14, by striking <school,> by
7 inserting <school; shall not apply for up to two
8 specified subjects at a school district or school under
9 this section>

10 3. Page 5, by striking lines 17 and 18 and
11 inserting <the school district or school proves to the
12 satisfaction of the department that the school district
13 or school is unable to>

14 4. Page 5, line 21, after <school.> by inserting
15 <The department may waive, at its discretion,
16 additional specified subject areas for a school
17 district or school that proves to the satisfaction of
18 the department that the school district or school has
19 made every reasonable effort, but is unable to meet the
20 requirements of section 256.11, subsection 5.>

21 5. By striking page 6, line 31, through page 7,
22 line 3, and inserting:
23 <Sec. __. Section 257.11, subsection 3, Code 2017,
24 is amended by adding the following new paragraph:
25 NEW PARAGRAPH. c. Notwithstanding paragraph “b”,
26 subparagraph (1), a school district that otherwise
27 meets the requirements of this subsection may enter
28 into a sharing agreement with a community college under
29 which the community college may offer, or provide a
30 community college-employed instructor to teach, one
31 or more classes in only one of the six career and
32 technical education areas specified in section 256.11,
33 subsection 5, paragraph “h”, and the pupils enrolled
34 in such a class shall be assigned additional weighting
35 in accordance with this subsection, if the number of

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1 pupils enrolled in such a class exceeds five and the
2 school district’s total enrollment does not exceed six
3 hundred pupils.>

4 6. Page 7, line 8, by striking <either>

5 7. Page 7, by striking lines 10 through 12 and
6 inserting <in which the student is enrolled, except as
7 provided under section 257.11, subsection 3, paragraph
8 “c”>

9 8. Page 7, by striking lines 14 through 35 and
10 inserting:

11 <STUDENT HEALTH WORKING GROUP
12 Sec. __. STUDENT HEALTH WORKING GROUP.

13 1. The department of public health and the
14 department of education shall convene a student health
15 working group to review state-initiated student health
16 requirements, including but not limited to requirements
17 relating to dental and vision health screenings under
18 sections 135.17 and 135.39D, blood lead testing under
19 section 135.105D, and immunizations under section
20 139A.8, and other related requirements imposed on
21 public schools. The working group shall study measures
22 for implementing such student health screening
23 requirements while reducing the administrative burden
24 such requirements impose on public schools. The
25 working group shall develop a uniform enforcement
26 framework that includes a single method for enforcement
27 of the current student health requirements and related
28 data collection.

29 2. Members of the working group shall include the
30 following:

31 a. Two representatives of each of the following,
32 appointed by the respective entity:

- 33 (1) The department of education.
- 34 (2) The department of public health.
- 35 (3) The Iowa association of school boards.

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- 1 (4) The school administrators of Iowa.
- 2 (5) The Iowa school nurse organization.
- 3 (6) The Iowa dental association.
- 4 (7) The Iowa optometric association.
- 5 (8) The area education agencies.
- 6 (9) The Iowa academy of family physicians.
- 7 b. Four legislative members who shall be
8 appointed as ex officio, nonvoting members with one
9 member to be appointed by each of the following:
10 the majority leader of the senate, the minority
11 leader of the senate, the speaker of the house of
12 representatives, and the minority leader of the house
13 of representatives.

14 3. a. The working group shall elect a chairperson
15 and vice chairperson from the voting members appointed.

16 b. A majority of the voting members of the working
17 group shall constitute a quorum.

18 4. The department of public health and the
19 department of education shall work cooperatively to
20 provide staffing and administrative support to the
21 working group.

22 5. The working group shall submit its uniform
23 enforcement framework, findings, and recommendations to
24 the general assembly not later than December 31, 2017.>

25 9. Page 10, by striking lines 6 through 18 and
26 inserting:

27 <(2) If a pupil participates in cocurricular
 28 or extracurricular activities in accordance with
 29 subsection 11A, the district of residence may deduct
 30 the prorated amount of the cost of the cocurricular
 31 or extracurricular activities paid from general fund
 32 revenue from the amount calculated in subparagraph
 33 (1). The school district shall not deduct general
 34 administrative, overhead, or other indirect costs.
 35 The total amount of such costs deducted in a school

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1 year for the pupil shall not exceed the lesser of
 2 the actual cost of providing the cocurricular or
 3 extracurricular activities to the pupil or fifteen
 4 percent of the state cost per pupil for the previous
 5 school year. The school district of residence may
 6 charge the pupil a fee for participation in such
 7 cocurricular or extracurricular activities equivalent
 8 to the fee charged to and paid in the same manner by
 9 other resident pupils.>
 10 10. By renumbering as necessary.

AMY SINCLAIR

S-3175

1 Amend Senate File 475 as follows:
 2 1. Page 11, line 7, after <facilities> by inserting
 3 <; shall develop and adopt a violence prevention policy
 4 and a school attendance policy, and submit a copy of
 5 each policy annually to the department; and shall
 6 submit an annual report to the department, in the
 7 manner prescribed by the department, that describes any
 8 complaint against the school alleging a violation of
 9 the policies or prohibitions established under chapter
 10 216, alleging a violation of the school's violence
 11 prevention policy, or alleging that the school is in
 12 violation of chapter 103A or 104A>

HERMAN C. QUIRMBACH

S-3176

1 Amend Senate File 489 as follows:
 2 1. By striking page 3, line 28, through page 4,
 3 line 5, and inserting:
 4 <c. Permit a retailer or community group issued
 5 a license pursuant to this section to sell consumer
 6 fireworks, as described in APA 87-1, chapter 3, at
 7 a permanent building that meets the requirements of
 8 paragraphs "a" and "d", between June 1 and July 8 and

9 between December 10 and January 3 each year, all dates
10 inclusive.

11 *d.* (1) Require that a retailer or community
12 group issued a license to sell consumer fireworks, as
13 described in APA 87-1, chapter 3, to sell and store
14 consumer fireworks in a permanent building that meets
15 all of the following requirements:

16 (a) The building is constructed entirely of
17 inflammable materials.

18 (b) The building is equipped with fire alarms and
19 fire sprinklers.

20 (c) The building is located at least two hundred
21 feet away from any other structure.

22 (d) No other business operates in the building.

23 (e) The location and construction of the building
24 is approved by the state fire marshal prior to the sale
25 or storage of any consumer fireworks.

26 (2) The state fire marshal may at any time inspect
27 a building used for the sale or storage of consumer
28 fireworks to ensure compliance with this paragraph "*d*".

29 A retailer or community group that uses a building for
30 the sale or storage of consumer fireworks in violation
31 of this paragraph "*d*" shall be fined ten thousand
32 dollars and shall not use such building for the sale
33 or storage of consumer fireworks until the state
34 fire marshal has determined that the building is in
35 compliance with all applicable requirements.

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1 4A. A retailer or community group shall not
2 transfer consumer fireworks, as described in APA 87-1,
3 chapter 3, to a person who is under eighteen years of
4 age.>

5 2. Page 5, line 25, by striking <A person> and
6 inserting <Unless otherwise provided in this section,
7 a person>

JANET PETERSEN

S-3177

1 Amend Senate File 489 as follows:

2 1. Page 7, line 6, after <17.> by inserting

3 <*a.*>

4 2. Page 7, after line 12 by inserting:

5 <*b.* The board of supervisors may by ordinance or
6 resolution authorize the sale of consumer fireworks, as
7 described in section 727.2, within the county if the
8 board determines that the sale of such devices would
9 not constitute a threat to public safety or private
10 property, or if the board determines that the sale

11 of such devices would not constitute a nuisance to
12 neighboring landowners.>

13 3. Page 7, line 19, after <6.> by inserting <a.>

14 4. Page 7, after line 21 by inserting:

15 <b. A city council may by ordinance or resolution
16 authorize the sale of consumer fireworks, as described
17 in section 727.2, within city limits. However, a city
18 council may authorize the sale of such devices only
19 if the county in which the city is located has also
20 authorized the sale of such devices by ordinance or
21 resolution pursuant to section 331.301, subsection 17,
22 paragraph "b".>

23 5. Page 9, line 25, after <b.> by inserting <(1)>

24 6. Page 9, after line 31 by inserting:

25 <(2) A person, firm, partnership, or corporation
26 who sells consumer fireworks while the sale of such
27 devices is not authorized by an ordinance adopted by
28 the county or city in which the fireworks are sold
29 commits a simple misdemeanor, punishable by a fine of
30 not less than two hundred fifty dollars.>

TONY BISIGNANO

S-3178

1 Amend Senate File 489 as follows:

2 1. Page 10, by striking line 30 and inserting:

3 <~~3.~~ 5. Liability. A person who purchases a consumer
4 firework or novelty shall be strictly liable for any damages,
5 injury, or death caused by the ignition, explosion, operation,
6 or use of such firework. This subsection shall not impose
7 any liability on a purchaser for damages, injury, or death
8 that results from the ignition, explosion, operation, or use
9 of a consumer firework or novelty if the consumer firework or
10 novelty was acquired by another person without the knowledge or
11 consent of the purchaser.
12 6. Applicability.>

TONY BISIGNANO

S-3179

1 Amend Senate File 489 as follows:

2 1. Page 10, after line 6 by inserting:

3 <(3) (a) A person who uses or explodes consumer
4 fireworks while under the influence of an alcoholic
5 beverage or a controlled substance or other drug
6 commits a simple misdemeanor, punishable by a fine of
7 not less than two hundred fifty dollars.
8 (b) A person who uses or explodes consumer
9 fireworks while under the influence of an alcoholic
10 beverage or a controlled substance or other drug

11 resulting in bodily injury to a person who is under
 12 eighteen years of age is guilty of a class "D" felony.
 13 (c) For purposes of this subparagraph (3):
 14 (i) "Alcoholic beverage" means the same as defined
 15 in section 123.3.
 16 (ii) "Controlled substance" means the same as
 17 defined in section 124.101.>

TONY BISIGNANO

S-3180

1 Amend Senate File 489 as follows:
 2 1. Page 7, line 7, by striking <prohibit or limit>
 3 and inserting <authorize>
 4 2. Page 7, line 9, after <would> by inserting <not>
 5 3. Page 7, line 11, after <would> by inserting
 6 <not>
 7 4. Page 7, line 20, by striking <prohibit or limit>
 8 and inserting <authorize>
 9 5. Page 7, line 21, after <727.2.> by inserting
 10 <However, a city council may authorize the use of
 11 such devices only if the county in which the city is
 12 located has also authorized the use of such devices by
 13 ordinance or resolution pursuant to section 331.301,
 14 subsection 17.>
 15 6. Page 9, line 13, by striking <prohibited or
 16 limited> and inserting <not authorized>
 17 7. Page 9, lines 33 and 34, by striking <prohibited
 18 or limited> and inserting <not authorized>

TONY BISIGNANO

S-3181

1 Amend Senate File 489 as follows:
 2 1. Page 3, line 28, after <c.> by inserting <(1)>
 3 2. Page 3, line 32, by striking <(1)> and inserting
 4 <(a)>
 5 3. Page 3, line 35, by striking <(2)> and inserting
 6 <(b)>
 7 4. Page 4, after line 2 by inserting:
 8 <(2) Notwithstanding subparagraph (1), a retailer
 9 or community group shall not sell consumer fireworks
 10 within six hundred feet of a public or nonpublic
 11 elementary or secondary school, nursing facility,
 12 hospital, or a building which is primarily used as a
 13 place of worship.>
 14 5. Page 5, line 25, after <h.> by inserting <(1)>
 15 6. Page 9, after line 31 by inserting:
 16 <(2) A person, firm, partnership, or corporation
 17 who sells consumer fireworks within six hundred feet of

18 a public or nonpublic elementary or secondary school,
 19 nursing facility, hospital, or a building which is
 20 primarily used as a place of worship commits a simple
 21 misdemeanor, punishable by a fine of not less than two
 22 hundred fifty dollars.>
 23 7. Page 10, after line 6 by inserting:
 24 <(3) A person who uses or explodes consumer
 25 fireworks within six hundred feet of a public or
 26 nonpublic elementary or secondary school, nursing
 27 facility, hospital, or a building which is primarily
 28 used as a place of worship commits a simple
 29 misdemeanor, punishable by a fine of not less than two
 30 hundred fifty dollars.>

TONY BISIGNANO

S-3182

1 Amend Senate File 489 as follows:
 2 1. Page 4, after line 5 by inserting:
 3 <4A. A retailer or community group shall not sell
 4 consumer fireworks, as described in APA 87-1, chapter
 5 3, within five hundred feet of a gas station.>
 6 2. By renumbering, redesignating, and correcting
 7 internal references as necessary.

TONY BISIGNANO

S-3183

1 Amend Senate File 489 as follows:
 2 1. Page 9, by striking lines 25 through 31 and
 3 inserting:
 4 <b. (1) A person, firm, partnership, or
 5 corporation who sells consumer fireworks to a person
 6 who is less than eighteen years of age commits a simple
 7 misdemeanor, punishable by a fine of not less than two
 8 hundred fifty dollars.
 9 (2) A person, firm, partnership, or corporation
 10 who knowingly sells consumer fireworks to a person
 11 who is less than eighteen years of age commits child
 12 endangerment, subject to penalty under section 726.6.
 13 (3) A person who is less than eighteen years of
 14 age who purchases consumer fireworks commits a simple
 15 misdemeanor, punishable by a fine of not less than two
 16 hundred fifty dollars.>

TONY BISIGNANO

S-3184

1 Amend Senate File 489 as follows:
2 1. Page 2, line 28, by striking <at a permanent
3 building>
4 2. Page 2, by striking lines 32 through 35.
5 3. By striking page 3, line 30, through page 4,
6 line 2, and inserting <described in APA 87-1, chapter
7 3, at a permanent building that meets the requirements
8 of paragraph "a", between June 1 and July 8 and
9 between December 10 and January 3 each year, all dates
10 inclusive.>
11 4. By renumbering, redesignating, and correcting
12 internal references as necessary.

JANET PETERSEN

S-3185

1 Amend Senate File 489 as follows:
2 1. Page 3, before line 23 by inserting:
3 <0b. Require any retailer or community group issued
4 a license to sell consumer fireworks pursuant to this
5 section to implement a fireworks disposal plan for the
6 safe disposal of consumer fireworks, which plan shall
7 be approved by the state fire marshal prior to the sale
8 of any consumer fireworks.>
9 2. By renumbering, redesignating, and correcting
10 internal references as necessary.

JANET PETERSEN

S-3186

1 Amend Senate File 489 as follows:
2 1. Page 4, by striking line 3 and inserting:
3 <d. Prohibit the possession or consumption of
4 alcoholic beverages, as defined in section 123.3, in
5 any location where consumer fireworks, as described in
6 APA 87-1, chapter 3, are sold pursuant to this section.
7 4A. A retailer or community group shall not
8 transfer consumer>

TONY BISIGNANO

S-3187

1 Amend Senate File 489 as follows:
2 1. Page 4, by striking line 3 and inserting:
3 <d. (1) Prohibit smoking, as defined in section
4 142D.2, within one hundred feet of any location where

5 consumer fireworks, as described in APA 87-1, chapter
 6 3, are sold pursuant to this section.
 7 (2) Require that a retailer or community group
 8 issued a license pursuant to this section to sell
 9 consumer fireworks, as described in APA 87-1, chapter
 10 3, clearly and conspicuously post “fireworks” and “no
 11 smoking” signs in and at every entrance to a location
 12 where such consumer fireworks are sold and in several
 13 areas within such location, in a font size not less
 14 than four inches high.
 15 4A. A retailer or community group shall not
 16 transfer consumer>

JANET PETERSEN

S-3188

1 Amend Senate File 489 as follows:
 2 1. Page 4, before line 3 by inserting:
 3 <0d. Require any retailer or community group
 4 selling consumer fireworks pursuant to this section to
 5 be available to consumers for sales returns at any time
 6 during the year, regardless of the authorized dates
 7 prescribed for the sale of fireworks as provided in
 8 paragraph “c”.>
 9 2. By renumbering as necessary.

JANET PETERSEN

S-3189

1 Amend Senate File 489 as follows:
 2 1. Page 4, after line 2 by inserting:
 3 <0d. Require a retailer or community group issued a
 4 license pursuant to this section to only sell consumer
 5 fireworks, as described in APA 87-1, chapter 3, that
 6 are manufactured in the United States.>
 7 2. By renumbering, redesignating, and correcting
 8 internal references as necessary.

TONY BISIGNANO

S-3190

1 Amend Senate File 489 as follows:
 2 1. Page 4, after line 5 by inserting:
 3 <4A. a. The state fire marshal shall provide
 4 training to all paid and volunteer local fire
 5 protection service providers within the state relating
 6 to fireworks handling, inspection, and emergency
 7 response.
 8 b. A retailer or community group shall not sell

9 consumer fireworks pursuant to this section until the
10 state fire marshal has confirmed that all paid and
11 volunteer local fire protection service providers
12 located within the county or city where the retailer or
13 community group is located have received training in
14 accordance with paragraph "a".>
15 2. By renumbering as necessary.

JANET PETERSEN

S-3191

1 Amend Senate File 489 as follows:
2 1. Page 5, lines 9 and 10, by striking <subsection
3 3 and> and inserting <subsection 3,>
4 2. Page 5, line 11, by striking <registration>
5 and inserting <registration, and consumer fireworks
6 surcharges transferred to the fund pursuant to section
7 423G.3>
8 3. Page 11, after line 8 by inserting:
9 <DIVISION ____
10 CONSUMER FIREWORKS SURCHARGE
11 Sec. ____ **NEW SECTION. 423G.1 Definitions.**
12 1. As used in this chapter, unless the context
13 otherwise requires:
14 a. "*Consumer fireworks*" means the same as defined
15 in section 727.2.
16 b. "*Seller*" means a retailer or community group
17 licensed to sell consumer fireworks in this state
18 pursuant to section 100.19.
19 2. All other words and phrases used in this chapter
20 and defined in section 423.1 have the meaning given
21 them by section 423.1 for purposes of this chapter.
22 Sec. ____ **NEW SECTION. 423G.2 Consumer fireworks**
23 **surchARGE.**
24 1. There is imposed a consumer fireworks surcharge
25 of eight percent on each retail sale of consumer
26 fireworks occurring in this state.
27 2. The consumer fireworks surcharge shall be
28 collected by the seller from the purchaser with respect
29 to each retail sale of consumer fireworks occurring
30 in this state. The amount of the consumer fireworks
31 surcharge shall be either separately stated on an
32 invoice, receipt, or other similar document that is
33 provided to the purchaser by the seller, or otherwise
34 disclosed to the purchaser.
35 3. The consumer fireworks surcharge is the

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1 liability of the purchaser and not of the seller,
 2 except that the seller shall be liable to remit all
 3 consumer fireworks surcharges that the seller collects
 4 from purchasers as provided in subsection 2, including
 5 all such surcharges that the seller is deemed to
 6 collect where the amount of the surcharge has not been
 7 separately stated on an invoice, receipt, or other
 8 similar document provided to the purchaser by the
 9 seller.

10 4. The amount of the consumer fireworks surcharge
 11 that is collected by a seller from a purchaser, if such
 12 amount is separately stated on an invoice, receipt, or
 13 other similar document provided to the purchaser by the
 14 seller, shall not be included in the base for measuring
 15 any tax, fee, other surcharge, or other charge that is
 16 imposed by this state, any political subdivision of
 17 this state, or any intergovernmental agency.

18 Sec. ____ **NEW SECTION. 423G.3 Collection and**
 19 **deposit of consumer fireworks surcharge.**

20 1. Consumer fireworks surcharges collected by
 21 sellers shall be remitted to the department at the
 22 times and in the manner provided by chapter 423 with
 23 respect to the sales and use tax. The department
 24 shall establish registration and payment procedures
 25 that substantially coincide with the registration and
 26 payment procedures that apply to sellers under chapter
 27 423.

28 2. The department shall transfer all remitted
 29 consumer fireworks surcharges to the treasurer of
 30 state for deposit in the consumer fireworks fee fund
 31 created under section 100.19, subsection 6, paragraph
 32 "a", within thirty days of receipt after deducting
 33 an amount, not to exceed two percent of collected
 34 surcharges, that shall be retained by the department
 35 to reimburse its direct costs of administering the

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1 collection and remittance of consumer fireworks
 2 surcharges.>

3 4. Title page, line 2, after <fireworks,> by
 4 inserting <the imposition of fireworks surcharges,>

5 5. By renumbering as necessary.

JANET PETERSEN

S-3192

- 1 Amend Senate File 489 as follows:
- 2 1. Page 5, after line 22 by inserting:
- 3 <6A. The state fire marshal shall designate at
- 4 least four positions within the division of state
- 5 fire marshal to assist the state fire marshal in the
- 6 administration and enforcement of this section.>
- 7 2. By renumbering as necessary.

JANET PETERSEN

S-3193

- 1 Amend Senate File 489 as follows:
- 2 1. Page 5, after line 22 by inserting:
- 3 <6A. The state fire marshal shall develop and
- 4 provide information to the general public relating
- 5 to fireworks safety. The information shall be made
- 6 available to the general public on the state fire
- 7 marshal's internet site. The information shall at a
- 8 minimum include the following:
- 9 a. Detailed instructions for the safe handling,
- 10 use, and explosion of consumer fireworks and novelties.
- 11 b. Risks inherent to the handling, use, and
- 12 explosion of consumer fireworks and novelties.
- 13 c. Legal duties and responsibilities assumed by a
- 14 purchaser of consumer fireworks or novelties.
- 15 d. Legal duties and responsibilities assumed by
- 16 a person who uses or explodes consumer fireworks or
- 17 novelties.
- 18 e. Annual statistics on personal injuries resulting
- 19 from the use or explosion of consumer fireworks or
- 20 novelties.
- 21 f. Detailed procedures for reporting personal
- 22 injuries resulting from the use or explosion of
- 23 consumer fireworks or novelties.
- 24 g. Detailed procedures for filing a complaint
- 25 against a licensee or against an individual for the
- 26 improper sale, use, or explosion of consumer fireworks
- 27 or novelties.>
- 28 2. By renumbering as necessary.

JANET PETERSEN

S-3194

- 1 Amend Senate File 489 as follows:
- 2 1. Page 4, by striking line 3 and inserting:
- 3 <d. Require that a retailer or community group
- 4 storing consumer fireworks, as described in APA 87-1,
- 5 chapter 3, at a temporary structure overnight secure

6 the temporary structure with a locking device approved
 7 by the state fire marshal to prevent unauthorized
 8 entry.
 9 4A. A retailer or community group shall not
 10 transfer consumer>

TONY BISIGNANO

S-3195

1 Amend Senate File 489 as follows:
 2 1. Page 6, after line 14 by inserting:
 3 <Sec. __. NEW SECTION. 100.19B Consumer fireworks
 4 **report.**
 5 By March 1 of each year the state fire marshal
 6 shall deliver a consumer fireworks report to the
 7 governor and the legislative services agency. The
 8 report shall compile information, by type of firework
 9 if identifiable, on the number of consumer fireworks
 10 sold in this state, fines and property damage resulting
 11 from the use or explosion of consumer fireworks, and
 12 injuries and deaths detailed in the department of
 13 public health's fireworks injuries report, issued
 14 pursuant to section 135.11, subsection 32.>
 15 2. Page 7, before line 4 by inserting:
 16 <Sec. __. Section 135.11, Code 2017, is amended by
 17 adding the following new subsection:
 18 NEW SUBSECTION. 32. By February 15 of each year,
 19 issue a fireworks injuries report to the state fire
 20 marshal that includes a compilation of information from
 21 all hospitals and other health care facilities in this
 22 state on all fireworks-related injuries and deaths that
 23 occurred in this state during the prior calendar year.>
 24 3. By renumbering as necessary.

JANET PETERSEN

S-3196

1 Amend Senate File 489 as follows:
 2 1. Page 7, line 6, after <17.> by inserting <a.>
 3 2. Page 7, after line 12 by inserting:
 4 <b. The board of supervisors may by ordinance or
 5 resolution prohibit or limit the areas or locations
 6 where consumer fireworks or display fireworks, as
 7 described in section 727.2, may be used or exploded.>
 8 3. Page 7, line 19, after <6.> by inserting <a.>
 9 4. Page 7, after line 21 by inserting:
 10 <b. A city council may by ordinance or resolution
 11 prohibit or limit the areas or locations where consumer
 12 fireworks or display fireworks, as described in section
 13 727.2, may be used or exploded. However, a city

14 council may prohibit or limit the areas or locations
 15 where such devices may be used or exploded only if the
 16 county in which the city is located has not prohibited
 17 or limited the areas or locations where such devices
 18 may be used or exploded by ordinance or resolution
 19 pursuant to section 331.301, subsection 17, paragraph
 20 "b".>

21 5. Page 9, after line 20 by inserting:
 22 <(3) A person who uses or explodes display
 23 fireworks in an area or location prohibited or limited
 24 by an ordinance or resolution adopted by the county or
 25 city in which the fireworks are used commits a simple
 26 misdemeanor, punishable by a fine of not less than two
 27 hundred fifty dollars.>

28 6. Page 10, after line 6 by inserting:
 29 <(3) A person who uses or explodes consumer
 30 fireworks in an area or location prohibited or limited
 31 by an ordinance or resolution adopted by the county or
 32 city in which the fireworks are used commits a simple
 33 misdemeanor, punishable by a fine of not less than two
 34 hundred fifty dollars.>

JANET PETERSEN

S-3197

1 Amend Senate File 489 as follows:
 2 1. Page 7, before line 4 by inserting:
 3 <Sec. ___. Section 135.11, Code 2017, is amended by
 4 adding the following new subsection:
 5 NEW SUBSECTION. 32. Issue an annual fireworks
 6 injuries report to the state fire marshal that includes
 7 a compilation of information from all hospitals and
 8 other health care facilities in this state on all
 9 fireworks-related injuries and deaths that occurred in
 10 this state during the prior calendar year.>
 11 2. By renumbering as necessary.

TONY BISIGNANO

S-3198

1 Amend Senate File 489 as follows:
 2 1. Page 7, line 6, after <17.> by inserting <a.>
 3 2. Page 7, after line 12 by inserting:
 4 <b. (1) The board of supervisors may by ordinance
 5 or resolution adopt rules for the safe disposal of
 6 consumer fireworks or display fireworks, as described
 7 in section 727.2.
 8 (2) If the board of supervisors adopts rules for
 9 the safe disposal of consumer fireworks or display
 10 fireworks pursuant to subparagraph (1), the board of

11 supervisors may, after a hearing conducted pursuant to
 12 chapter 17A, assess fines or penalties for the unsafe
 13 disposal of consumer fireworks or display fireworks, as
 14 described in section 727.2.>

15 3. Page 7, line 19, after <6.> by inserting <a.>

16 4. Page 7, after line 21 by inserting:

17 <b. (1) A city council may by ordinance or
 18 resolution adopt rules for the safe disposal of
 19 consumer fireworks or display fireworks, as described
 20 in section 727.2. However, a city council shall not
 21 adopt such rules if the board of supervisors of the
 22 county in which the city is located has adopted rules
 23 for the safe disposal of consumer fireworks or display
 24 fireworks pursuant to section 331.301, subsection 17,
 25 paragraph "b".

26 (2) If a city council adopts rules for the safe
 27 disposal of consumer fireworks or display fireworks
 28 pursuant to subparagraph (1), a city council may, after
 29 a hearing conducted pursuant to chapter 17A, assess
 30 fines or penalties for the unsafe disposal of consumer
 31 fireworks or display fireworks, as described in section
 32 727.2.>

JANET PETERSEN

S-3199

1 Amend Senate File 489 as follows:

2 1. Page 7, line 6, after <17.> by inserting <a.>

3 2. Page 7, after line 12 by inserting:

4 <b. For purposes of determining whether the use
 5 of consumer fireworks or display fireworks would
 6 constitute a threat to public safety or private
 7 property, or a nuisance to neighboring landowners,
 8 the board of supervisors shall consider the effects
 9 resulting from the use of similar devices on persons
 10 diagnosed with post-traumatic stress disorder.>

JANET PETERSEN

S-3200

1 Amend Senate File 489 as follows:

2 1. Page 10, after line 6 by inserting:

3 <d. A person shall not use or explode consumer fireworks
 4 or novelties while having an alcohol concentration, as defined
 5 in section 321J.1, of .08 or more. A person who violates this
 6 paragraph commits a simple misdemeanor.>

TONY BISIGNANO

S-3201

1 Amend Senate File 489 as follows:
2 1. Page 10, after line 6 by inserting:
3 <d. (1) A landlord or homeowners' association may
4 prohibit or limit the storage of consumer fireworks
5 within or on a property owned or managed by the
6 landlord or included within the jurisdiction of the
7 homeowners' association.
8 (2) For purposes of this paragraph "d":
9 (a) "Homeowners' association" means a corporation,
10 unincorporated association, or other legal entity,
11 each member of which is an owner of residential real
12 property located within the association's jurisdiction,
13 as described in the governing documents, and by virtue
14 of membership or ownership of property is obligated
15 to pay real property taxes, insurance premiums,
16 maintenance costs, or for improvement of real property
17 other than that which is owned by the member.
18 (b) "Landlord" means the same as defined in section
19 384.80.>

JANET PETERSEN

S-3202

1 Amend Senate File 489 as follows:
2 1. Page 10, after line 6 by inserting:
3 <(3) A person who uses or explodes consumer
4 fireworks or novelties within fifty feet of a person
5 who is less than eighteen years of age commits child
6 endangerment, subject to penalty under section 726.6.>

JANET PETERSEN

S-3203

1 Amend Senate File 489 as follows:
2 1. Page 10, after line 6 by inserting:
3 <(3) A person who uses or explodes consumer
4 fireworks or novelties while the person is within or on
5 any motor vehicle, as defined in section 321.1, while
6 the motor vehicle is moving or being operated commits
7 a simple misdemeanor, punishable by a fine of not less
8 than two hundred fifty dollars.>

TONY BISIGNANO

S-3204

1 Amend Senate File 489 as follows:
 2 1. Page 10, by striking lines 9 through 22 and
 3 inserting <days other than July 1 through July 7 of
 4 each year, all dates inclusive.
 5 b. A person shall not use or explode consumer
 6 fireworks at times other than between the hours of 9:00
 7 a.m. and 10:00 p.m., except that on July 4, consumer
 8 fireworks shall not be used at times other than between
 9 the hours of 9:00 a.m. and 11:00 p.m.>

JANET PETERSEN

S-3205

1 Amend Senate File 489 as follows:
 2 1. Page 11, by striking lines 19 through 22 and
 3 inserting:
 4 <DIVISION III
 5 FIREWORKS TRAINING
 6 Sec. ____ FIREWORKS TRAINING. The state fire
 7 marshal shall provide training to all local fire
 8 protection service providers within the state relating
 9 to fireworks handling, inspection, and emergency
 10 response, for the administration and enforcement of
 11 this Act. The state fire marshal shall provide the
 12 training as required in this division no later than
 13 July 1, 2018.
 14 DIVISION IV
 15 EFFECTIVE DATES
 16 Sec. ____ EFFECTIVE UPON ENACTMENT. Division III
 17 of this Act, being deemed of immediate importance,
 18 takes effect upon enactment.
 19 Sec. ____ EFFECTIVE DATE. Divisions I and II of
 20 this Act take effect July 1, 2018.>
 21 2. By renumbering as necessary.

JANET PETERSEN

S-3206

1 Amend Senate File 489 as follows:
 2 1. Page 10, by striking line 30 and inserting:
 3 <3. 5. Liability. A person who uses or explodes a
 4 consumer firework or novelty shall be strictly liable
 5 for any damages to property caused by the ignition,
 6 explosion, operation, or use of such firework, a
 7 person liable for damages to property under this
 8 subsection is liable to pay three times the actual
 9 damages to the property which resulted from the

10 ignition, explosion, operation, or use of the consumer
 11 firework or novelty.
 12 6. Applicability.>

TONY BISIGNANO

S-3207

1 Amend Senate File 489 as follows:
 2 1. Page 10, by striking line 30 and inserting:
 3 ~~<3. 5. Liability. A person who uses or explodes a~~
 4 consumer firework or novelty shall be strictly liable
 5 to a county or city for any costs incurred by the
 6 county or city in providing fire protection service or
 7 emergency response service as a result of the use or
 8 explosion of the consumer firework or novelty.
 9 6. Applicability.>

TONY BISIGNANO

S-3208

1 Amend the amendment, S-3174, to Senate File 475 as follows:
 2 1. Page 4, after line 9 by inserting:
 3 <___. By striking page 10, line 33, through page 11, line
 4 13.>
 5 2. By renumbering as necessary.

AMY SINCLAIR

S-3209

1 Amend Senate File 489 as follows:
 2 1. Page 2, line 31, by striking <one> and inserting
 3 <five>
 4 2. Page 2, line 35, by striking <hundred> and
 5 inserting <thousand>
 6 3. Page 3, line 3, by striking <four> and inserting
 7 <two thousand five>
 8 4. Page 3, line 7, by striking <four hundred> and
 9 inserting <one thousand>
 10 5. Page 3, line 10, by striking <one> and inserting
 11 <five>

DAVID JOHNSON

S-3210

1 Amend Senate File 489 as follows:
 2 1. Page 3, after line 22 by inserting:
 3 <0b. Require that any retailer or community group

4 offering for sale at retail any consumer fireworks or
 5 novelties, as described in APA 87-1, chapter 3, provide
 6 a consumer fireworks brochure to each purchaser with
 7 every sale. The state fire marshal shall annually
 8 develop and approve the consumer fireworks brochure,
 9 which must include information on the following:
 10 (1) Risks inherent to the handling, use, and
 11 explosion of consumer fireworks and novelties.
 12 (2) Legal duties and responsibilities assumed by a
 13 purchaser of consumer fireworks or novelties.
 14 (3) Legal duties and responsibilities assumed by
 15 a person who uses or explodes consumer fireworks or
 16 novelties.
 17 (4) Annual statistics on personal injuries
 18 resulting from the use or explosion of consumer
 19 fireworks or novelties.
 20 (5) Detailed procedures for reporting personal
 21 injuries resulting from the use or explosion of
 22 consumer fireworks or novelties.
 23 (6) Detailed procedures for filing a complaint
 24 against a licensee or against an individual for the
 25 improper sale, use, or explosion of consumer fireworks
 26 or novelties.>
 27 2. By renumbering as necessary.

DAVID JOHNSON

S-3211

1 Amend Senate File 489 as follows:
 2 1. Page 7, line 7, by striking <prohibit or limit> and
 3 inserting <authorize>
 4 2. Page 7, line 9, after <would> by inserting <not>
 5 3. Page 7, line 11, after <would> by inserting <not>
 6 4. Page 7, line 12, after <landowners.> by inserting <If the
 7 board of supervisors adopts an ordinance or resolution pursuant
 8 to this subsection, a petition meeting the requirements
 9 specified in section 331.306 may be filed with the board of
 10 supervisors within thirty days following the effective date
 11 of the ordinance requesting that the question of whether to
 12 continue to allow for the use and explosion of fireworks
 13 be submitted to the registered voters of the county. Upon
 14 receipt of a valid petition requesting an election, the
 15 board of supervisors shall direct the county commissioner
 16 of elections to put the proposal on the ballot for the next
 17 general election. If the ballot proposal is rejected, the use
 18 and explosion of fireworks shall continue to be authorized in
 19 the county.>
 20 5. Page 7, line 20, by striking <prohibit or limit> and
 21 inserting <authorize>
 22 6. Page 7, line 21, after <727.2.> by inserting <However,
 23 a city council may authorize the use of such devices only if

24 the county in which the city is located has also authorized
 25 the use of such devices by ordinance or resolution pursuant
 26 to section 331.301, subsection 17. If the council adopts
 27 an ordinance or resolution pursuant to this subsection, a
 28 petition meeting the requirements specified in section 362.4
 29 for petitions authorized by city code may be filed with the
 30 clerk within thirty days following the effective date of the
 31 ordinance, requesting that the question of whether to continue
 32 to allow for the use and explosion of fireworks be submitted
 33 to the registered voters of the city. Upon receipt of a valid
 34 petition requesting an election, the council shall direct the
 35 county commissioner of elections to put the proposal on the

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- 1 ballot for the next regular city election. If the ballot
- 2 proposal is rejected, the use and explosion of fireworks shall
- 3 continue to be authorized in the city.>
- 4 7. Page 9, line 13, by striking ~~<prohibited or limited>~~ and
- 5 inserting <not authorized>
- 6 8. Page 9, lines 33 and 34, by striking ~~<prohibited or~~
- 7 limited> and inserting <not authorized>

DAVID JOHNSON

S-3212

- 1 Amend Senate File 489 as follows:
- 2 1. Page 7, line 24, after <2.> by inserting <a.>
- 3 2. Page 7, after line 31 by inserting:
- 4 <b. A person who intends to use or explode
- 5 fireworks pursuant to a permit issued under paragraph
- 6 "a" shall cause a notice to be published once in a
- 7 newspaper of general circulation in the county or city
- 8 where the fireworks will be used or exploded. The
- 9 notice shall be published at least thirty days before
- 10 the fireworks are used or exploded. The notice shall,
- 11 at a minimum, include the time and place such fireworks
- 12 will be used or exploded.>
- 13 3. Page 8, line 29, after <a.> by inserting <(1)>
- 14 4. Page 9, after line 11 by inserting:
- 15 <(2) A person who intends to use or explode
- 16 display fireworks pursuant to a permit issued under
- 17 subparagraph (1) shall cause a notice to be published
- 18 once in a newspaper of general circulation in the
- 19 county or city where the display fireworks will be used
- 20 or exploded. The notice shall be published at least
- 21 thirty days before the display fireworks are used or
- 22 exploded. The notice shall, at a minimum, include the
- 23 time and place such display fireworks will be used or
- 24 exploded.>
- 25 5. Page 9, after line 20 by inserting:

26 <(3) A person who uses or explodes display
 27 fireworks without providing public notice in accordance
 28 with paragraph "a", subparagraph (2), commits a simple
 29 misdemeanor, punishable by a fine of not less than two
 30 hundred fifty dollars.>

DAVID JOHNSON

S-3213

1 Amend Senate File 475 as follows:

2 1. Page 12, after line 31 by inserting:

3 <DIVISION ____

4 PAYMENT OF OUT-OF-STATE INSTRUCTIONAL COSTS

5 Sec. ____ NEW SECTION. 282.28 Payment of out-of-state

6 instructional costs — approval — appeal.

7 1. The district of residence of a child who does not require
 8 special education under chapter 256B shall pay for the actual
 9 instructional costs of the child during any period of time that
 10 the child is at a location outside the boundaries of the state
 11 and receiving medically necessary treatment if such treatment
 12 makes continuing the child's education through independent
 13 coursework, homework, or supplemental educational materials
 14 insufficient to provide for the appropriate education of the
 15 child.

16 2. For purposes of this section, "*instructional costs*"
 17 means the cost of tutoring or mentoring conducted in person
 18 or over the internet for courses or subjects of instruction
 19 that the child is currently enrolled in within the district of
 20 residence.

21 3. A request for payment of instructional costs under this
 22 section shall be submitted in writing, on forms prescribed by
 23 the department of education, to the board of directors of the
 24 district of residence by the child's parent or guardian. In
 25 addition to information required to demonstrate the criteria of
 26 subsection 1, the request shall specify the persons from whom
 27 tutoring or mentoring services are being sought, the courses or
 28 subjects of instruction such services will cover, the estimated
 29 duration and time periods for such services, and the estimated
 30 cost, including any applicable hourly rates, of such services.
 31 The board of directors may approve payment for all or a portion
 32 of the instructional costs or may disallow the request. The
 33 decision of the board of directors shall be issued within
 34 thirty days after the board receives all information required
 35 to be included with the request. Unless impracticable, the

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1 approved instructional costs shall be paid directly from the
 2 district's general fund to the person providing the tutoring or
 3 mentoring services. In all other cases, the parent or guardian
 4 shall be reimbursed for approved instructional costs incurred.

5 4. If the board of directors disallows the request of a
 6 parent or guardian under this section, the board shall indicate
 7 the reasons for such disallowance and notify the parent or
 8 guardian that the decision of the board may be appealed to the
 9 director of the department of education. An appeal of the
 10 board of directors' decision must be filed with the director of
 11 the department of education within ten days of the decision.
 12 The director, or the director's designee, shall attempt to
 13 mediate the dispute to reach agreement by both the parent or
 14 guardian and the board of directors. Mediation between the
 15 board of directors and the child's parent or guardian shall
 16 be completed within ten days following the date the appeal is
 17 filed with the director of the department of education. If
 18 agreement is not reached under mediation, the director or the
 19 director's designee shall conduct a hearing and within ten days
 20 following the hearing, render a decision upholding, reversing,
 21 or modifying the decision of the board of directors. The
 22 decision of the director may be appealed to the state board of
 23 education under chapter 290.

24 5. A child that meets the criteria for the payment of
 25 instructional costs under subsection 1 shall continue to be
 26 treated as a pupil of the district of residence for state
 27 school foundation aid purposes under section 257.6.

28 6. The state board of education shall adopt rules necessary
 29 to implement this section.

30 Sec. ____. STATE MANDATE FUNDING SPECIFIED. In accordance
 31 with section 25B.2, subsection 3, the state cost of requiring
 32 compliance with any state mandate included in this division
 33 of this Act shall be paid by a school district from state
 34 school foundation aid received by the school district under
 35 section 257.16. This specification of the payment of the state

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1 cost shall be deemed to meet all of the state funding-related
 2 requirements of section 25B.2, subsection 3, and no additional
 3 state funding shall be necessary for the full implementation of
 4 this division of this Act by and enforcement of this division
 5 of this Act against all affected school districts.

6 Sec. ____. EFFECTIVE UPON ENACTMENT. This division of this
 7 Act, being deemed of immediate importance, takes effect upon
 8 enactment.>

9 2. By renumbering as necessary.

JANET PETERSEN

S-3214

1 Amend Senate File 489 as follows:

2 1. Page 3, after line 27 by inserting:

3 <0c. Require that a retailer or community group
 4 selling consumer fireworks pursuant to this section

5 verify that each purchaser of consumer fireworks
 6 maintains a valid liability insurance policy pursuant
 7 to section 727.2, subsection 5, paragraph "a".>
 8 2. Page 5, by striking line 25 and inserting:
 9 <8. Any person who is injured in person or property
 10 resulting from the use of consumer fireworks by a
 11 purchaser of such consumer fireworks has a right of
 12 action for all damages actually sustained, severally
 13 or jointly, against any retailer or community group
 14 issued a license pursuant to this section who sold the
 15 consumer fireworks to the purchaser without verifying
 16 that the purchaser maintains a valid liability
 17 insurance policy as required by subsection 4, paragraph
 18 "0c" of this section.
 19 9. Notwithstanding subsection 8, a person who
 20 violates a provision of this section or a>
 21 3. Page 10, by striking line 30 and inserting:
 22 <3. 5. Liability insurance.
 23 a. A person who purchases consumer fireworks shall
 24 maintain a liability insurance policy with coverage
 25 of at least one million dollars at the time that
 26 such consumer fireworks are purchased. The policy
 27 shall provide for personal injury and property damage
 28 protection adequate to compensate persons entitled to
 29 compensation because of injury or damage as a result of
 30 the use of such consumer fireworks.
 31 b. A person who violates this subsection commits a
 32 simple misdemeanor, punishable by a fine of not less
 33 than two hundred fifty dollars.
 34 6. Applicability.>
 35 4. By renumbering, redesignating, and correcting

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1 internal references as necessary.

NATE BOULTON

S-3215

1 Amend Senate File 475 as follows:
 2 1. Page 8, line 35, by striking "<e>" and inserting "<g>"

AMY SINCLAIR

S-3216

1 Amend the amendment, S-3174, to Senate File 475 as follows:
 2 1. By striking page 2, line 29, through page 3, line 13, and
 3 inserting:
 4 <2. Members of the working group shall include two
 5 representatives of each of the following, appointed by the

- 6 respective entity:
- 7 a. The department of education.
 - 8 b. The department of public health.
 - 9 c. The Iowa association of school boards.
 - 10 d. The school administrators of Iowa.
 - 11 e. The Iowa school nurse organization.
 - 12 f. The Iowa dental association.
 - 13 g. The Iowa optometric association.
 - 14 h. The area education agencies.
 - 15 i. The Iowa academy of family physicians.>
 - 16 2. By renumbering as necessary.

AMY SINCLAIR

S-3217

- 1 Amend the amendment, S-3174, to Senate File 475 as follows:
- 2 1. Page 3, after line 24 by inserting:
- 3 <__. Page 8, after line 33 by inserting:
- 4 <__. Four legislative members who shall be appointed as
- 5 ex officio, nonvoting members with one member to be appointed
- 6 by each of the following: the majority leader of the senate,
- 7 the minority leader of the senate, the speaker of the house
- 8 of representatives, and the minority leader of the house of
- 9 representatives.>>
- 10 2. By renumbering as necessary.

AMY SINCLAIR

S-3218

- 1 Amend Senate File 489 as follows:
- 2 1. Page 5, after line 27 by inserting:
- 3 <9. Notwithstanding any provision of law to the contrary,
- 4 the manufacturer or retailer of a consumer firework sold
- 5 pursuant to this section that injures an individual selling
- 6 the consumer firework on behalf of or for the benefit of a
- 7 nonprofit corporation, as defined in section 9H.1, shall be
- 8 strictly liable for such injury.>

NATE BOULTON

S-3219

- 1 Amend Senate File 489 as follows:
- 2 1. Page 7, line 7, by striking <prohibit or limit> and
- 3 inserting <authorize>
- 4 2. Page 7, line 9, after <would> by inserting <not>
- 5 3. Page 7, line 11, after <would> by inserting <not>
- 6 4. Page 7, line 12, after <landowners.> by inserting <If the
- 7 board of supervisors adopts an ordinance or resolution pursuant
- 8 to this subsection, a petition meeting the requirements

9 specified in section 331.306 may be filed with the board of
 10 supervisors within thirty days following the effective date
 11 of the ordinance requesting that the question of whether to
 12 continue to allow for the use and explosion of fireworks
 13 be submitted to the registered voters of the county. Upon
 14 receipt of a valid petition requesting an election, the
 15 board of supervisors shall direct the county commissioner
 16 of elections to put the proposal on the ballot for the next
 17 general election. If the ballot proposal is rejected, the use
 18 and explosion of fireworks shall continue to be authorized in
 19 the county.>

20 5. Page 7, line 20, by striking <prohibit or limit> and
 21 inserting <authorize>

22 6. Page 7, line 21, after <727.2.> by inserting <However,
 23 a city council may authorize the use of such devices only if
 24 the county in which the city is located has also authorized
 25 the use of such devices by ordinance or resolution pursuant
 26 to section 331.301, subsection 17. If the council adopts
 27 an ordinance or resolution pursuant to this subsection, a
 28 petition meeting the requirements specified in section 362.4
 29 for petitions authorized by city code may be filed with the
 30 clerk within thirty days following the effective date of the
 31 ordinance, requesting that the question of whether to continue
 32 to allow for the use and explosion of fireworks be submitted
 33 to the registered voters of the city. Upon receipt of a valid
 34 petition requesting an election, the council shall direct the
 35 county commissioner of elections to put the proposal on the

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1 ballot for the next regular city election. If the ballot
 2 proposal is rejected, the use and explosion of fireworks shall
 3 continue to be authorized in the city.>

4 7. Page 9, line 13, by striking <prohibited or limited> and
 5 inserting <not authorized>

6 8. Page 9, lines 33 and 34, by striking <prohibited or
 7 limited> and inserting <not authorized>

TONY BISIGNANO

S-3220

1 Amend Senate File 431 as follows:

- 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 8C.2, subsections 3 and 14, Code 2017,
 5 are amended to read as follows:
 6 3. “*Authority*”, used as a noun, means a state, county,
 7 or city governing body, board, agency, office, or commission
 8 authorized by law to make legislative, quasi-judicial,
 9 or administrative decisions relative to an application.
 10 “*Authority*” does not include ~~state~~ any of the following:

11 a. State courts having jurisdiction over land use, planning,
 12 or zoning decisions made by an authority, ~~the~~
 13 b. The utilities division of the department of commerce, ~~or~~
 14 c. Any entities, including municipally owned utilities
 15 established under or governed by Title IX, subtitle 4 of
 16 the Code, that do not have zoning or permitting authority
 17 jurisdiction.

18 14. “*Utility pole*” means a pole or similar structure owned
 19 or ~~operated~~ utilized in whole or in part by a public utility,
 20 municipality, wireless service provider, or electric utility
 21 that is designed specifically for and used to carry lines,
 22 cable, transmission equipment, or wires for telephone, wireless
 23 service, cable television, or electricity service, or ~~to~~
 24 provide for lighting, traffic control, signage, information
 25 kiosks, or other similar functions.

26 Sec. 2. Section 8C.2, Code 2017, is amended by adding the
 27 following new subsections:

28 NEW SUBSECTION. 10A. *a. “Small wireless facility”* means a
 29 wireless facility that meets the following requirements:

30 (1) Each antenna is no more than six cubic feet in volume.

31 (2) (a) All other equipment associated with the small
 32 wireless facility is cumulatively no more than twenty-eight
 33 cubic feet in volume.

34 (b) For purposes of this subparagraph, volume shall be
 35 measured by the external displacement of the primary equipment

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1 enclosure, not the internal volume of such enclosure. An
 2 associated electric meter, concealment, telecommunications
 3 demarcation box, ground-based enclosures, battery backup power
 4 systems, grounding equipment, power transfer switch, cutoff
 5 switch, cable, conduit, and any equipment that is concealed
 6 from public view within or behind an existing structure or
 7 concealment may be located outside of the primary equipment
 8 enclosure and shall not be included in the calculation of the
 9 equipment volume.

10 *b. “Small wireless facility”* does not include any structure
 11 that supports or houses equipment described in this subsection.

12 NEW SUBSECTION. 14A. “*Wireless facility*” means equipment
 13 at a fixed location that enables the transmission of wireless
 14 communications or information of any kind between user
 15 equipment and a communications network.

16 NEW SUBSECTION. 14B. “*Wireless service*” means any fixed or
 17 mobile service using licensed or unlicensed wireless spectrum
 18 and provided using a wireless facility.

19 NEW SUBSECTION. 14C. “*Wireless service provider*” means a
 20 provider of wireless service.

21 Sec. 3. NEW SECTION. **8C.7A Uniform rules for small wireless**
 22 **facilities — permit approval.**

23 1. *a.* Except as provided in this section, an authority
 24 shall not prohibit or restrict the siting of a small wireless

25 facility.

26 *b.* For purposes of this section, “*siting*” means the
27 mounting, installation, maintenance, modification, operation,
28 or replacement of a small wireless facility on or adjacent to
29 any of the following:

30 (1) An existing tower, utility pole, wireless support
31 structure, or other existing structure.

32 (2) A new utility pole of a similar height and appearance
33 as an existing utility pole and which is located within a
34 five-hundred-foot radius of the existing utility pole.

35 (3) A replacement utility pole of a similar height and

Page 3

1 appearance as an existing utility pole and which is located
2 within a five-hundred-foot radius of the existing utility pole.

3 2. *a.* An authority that has adopted planning and zoning
4 regulations shall authorize the siting of a small wireless
5 facility within its jurisdiction and shall not require a person
6 to obtain a special or conditional land use permit for any of
7 the following:

8 (1) For siting the small wireless facility in a public
9 right-of-way or on an authority structure located outside of
10 a public right-of-way to the extent that such structure is
11 already in use as a wireless support structure or for other
12 communications or utility purposes that involve external
13 attachments, provided that such structure is not listed on the
14 national register of historic places.

15 (2) For siting the small wireless facility on an existing
16 tower, utility pole, or wireless support structure, regardless
17 of the location, except for on property zoned and used
18 exclusively for single-family residential use or within a
19 previously designated area of historical significance pursuant
20 to section 303.34.

21 *b.* A small wireless facility may be classified as a special
22 or conditional land use where such small wireless facility is
23 not sited in a manner as provided in paragraph “*a*”.

24 *c.* A person may install a new utility pole or wireless
25 support structure in a public right-of-way subject to the
26 provisions of this section. However, an authority may require
27 a person to obtain a special or conditional land use permit to
28 install a new utility pole or wireless support structure for
29 the siting of a small wireless facility on property zoned and
30 used exclusively for single-family residential use or within a
31 previously designated area of historical significance pursuant
32 to section 303.34.

33 3. *a.* An authority may require a person to obtain a
34 building, electrical, or public right-of-way use permit for the
35 siting of a small wireless facility to the extent that such

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1 permit is of general applicability and does not deny access
2 to site the small wireless facility in a public right-of-way.
3 Notwithstanding this paragraph, an authority shall not require
4 a person to obtain a permit for the routine maintenance of a
5 previously approved small wireless facility or the replacement
6 of a previously approved small wireless facility with a
7 facility of substantially similar height, weight, and wind
8 and structural loading, provided, however, that an authority
9 may require a person to obtain a permit to work in a public
10 right-of-way or on an authority structure located outside
11 of a public right-of-way with the same terms and conditions
12 provided for other commercial projects or uses in the public
13 right-of-way or on the authority structure.

14 b. An authority shall not require a person to apply for
15 or enter into an individual license, franchise, or other
16 agreement with the authority or any other entity for the siting
17 of a small wireless facility on a utility pole located in a
18 public right-of-way. However, an authority may, through the
19 conditions set forth in a building permit obtained pursuant to
20 this subsection, do any of the following:

21 (1) Establish nondiscriminatory, competitively neutral and
22 commercially reasonable rates, terms, and conditions for such
23 siting, which rates, terms, and conditions shall comply with
24 the federal pole attachment requirements provided in 47 U.S.C.
25 §224 and any regulations promulgated thereunder.

26 (2) Require compliance with the Iowa electrical safety
27 code.

28 (3) Require that a small wireless facility reasonably match
29 the aesthetics of an existing utility pole or wireless support
30 structure that incorporates decorative elements.

31 (4) Require compliance with section 306.46, subsection 1,
32 and section 306.47.

33 c. Beginning with applications filed on or after September
34 1, 2017, an authority shall accept an application for, process,
35 and issue a permit under this subsection as follows:

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1 (1) An applicant shall not be required to provide more
2 information or pay a higher application fee, consulting fee,
3 or other fee associated with the processing or issuance of a
4 permit than the amount charged to a telecommunications service
5 provider that is not a wireless service provider. The total
6 amount of fees for processing or issuing a permit, including
7 any fees charged by third parties, shall not exceed five
8 hundred dollars for an application addressing no more than five
9 small wireless facilities, and an additional fifty dollars
10 for each small wireless facility addressed in an application
11 in excess of five small wireless facilities. An applicant
12 shall not be required to pay any additional fees or perform any

13 services relating to the acceptance, processing, or issuance
14 of a permit, nor provide any services unrelated to the siting
15 of the small wireless facility or of a new, replacement, or
16 modified utility pole on which a small wireless facility is
17 sited. For purposes of this subparagraph, engineering and
18 structural review are deemed to be related to the permitting
19 of a small wireless facility. The total amount of fees shall
20 be adjusted every five years to reflect any increases or
21 decreases in the consumer price index, rounded to the nearest
22 five dollars.

23 (2) An authority shall approve or deny a permit application
24 within sixty days following the submission of a completed
25 application. Except as provided herein, an application shall
26 be deemed approved if the authority fails to approve or deny
27 the application within sixty days following the submission of a
28 completed application. This period of time for the processing
29 of an application may be extended upon mutual written agreement
30 between the authority and the applicant. An applicant may
31 address up to twenty-five small wireless facilities in a single
32 application, provided, however, that a single application may
33 only address small wireless facilities within a single two-mile
34 radius. In rendering a decision on an application addressing
35 more than one small wireless facility, an authority may

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1 approve the application as to certain individual small wireless
2 facilities while denying it as to others. An authority's
3 denial of an individual small wireless facility or subset of
4 small wireless facilities within an application is not a basis
5 to deny the application as a whole. If an authority receives
6 applications for the approval of more than seventy-five small
7 wireless facilities within a single seven-day period, whether
8 from a single applicant or from multiple applicants, the
9 authority may, upon request, obtain an automatic thirty-day
10 extension for any additional siting application submitted
11 during that seven-day period.

12 (3) (a) An authority may only deny a completed application
13 if any of the following apply:

14 (i) The application fails to include reasonable information
15 required by the authority and in accordance with this
16 subsection.

17 (ii) The application does not meet applicable building
18 or electrical codes or standards, provided such codes and
19 standards are of general applicability.

20 (iii) The application would result in the authority being
21 noncompliant with the federal Americans With Disabilities Act.

22 (iv) A licensed engineer certifies that siting the small
23 wireless facility would compromise the structural safety of, or
24 preclude the essential purpose of, the utility pole or wireless
25 support structure on which it is proposed to be sited and the
26 applicant refuses to reimburse the authority for the costs of

27 modifying or replacing the utility pole or wireless support
28 structure with a utility pole or wireless support structure
29 that would safely support the small wireless facility and
30 preserve the essential purpose of the utility pole or wireless
31 support structure.

32 (v) The application seeks approval of a new utility pole
33 or wireless support structure that would preclude the safe
34 and effective use of facilities already located in a public
35 right-of-way.

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1 (vi) The application seeks approval for the siting of a
2 small wireless facility on a wireless support structure used
3 exclusively for emergency communications equipment.

4 (b) An authority denying an application shall document the
5 basis for the denial, including the specific code provisions
6 or standards on which the denial is based, and provide the
7 applicant with such documentation on or before the date the
8 application is denied.

9 (c) An applicant whose application is denied shall have
10 an opportunity to cure any deficiencies identified by the
11 authority as the basis for the denial and to submit a revised
12 application within thirty days following the date of denial
13 without paying an additional fee. The authority shall approve
14 or deny a revised application within thirty days following
15 submission. The authority shall not identify any deficiencies
16 in a second or subsequent denial that were not identified in
17 the original denial.

18 (4) An authority shall not limit the duration of a permit
19 issued under this subsection, provided, however, that the
20 construction of a small wireless facility permitted pursuant
21 to this subsection shall commence no later than two years
22 following the date that the permit is issued, or two years
23 after any appeals are exhausted.

24 (5) An authority shall not impose a moratorium on the
25 processing or issuance of permits under this subsection.

26 (6) An authority shall process and issue permits on a
27 nondiscriminatory basis. An authority shall receive an
28 application for, process, and issue a permit for the siting of
29 a small wireless facility in a manner substantially comparable
30 to the permitting of other applicants within the jurisdiction
31 of the authority, and may not impose discriminatory licensing
32 standards for persons siting small wireless facilities.

33 4. The annual recurring rate charged by an authority
34 for the siting of a small wireless facility on an authority
35 utility pole shall not exceed the rate computed by the

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1 federal communications commission for telecommunications pole
2 attachments in 47 C.F.R. §1.1409(e)(2).

3 5. *a.* An authority shall authorize the siting of a small
4 wireless facility on an authority structure located outside
5 of a public right-of-way to the same extent the authority
6 authorizes access to such structures for other communication
7 or utility purposes that involve external attachments, and may
8 authorize the siting even if the authority has not previously
9 permitted such access.

10 *b.* A siting authorized under this subsection shall be
11 subject to reasonable rates, terms, and conditions as provided
12 in one or more agreements between the authority and the
13 wireless service provider. Notwithstanding chapter 480A,
14 the annual recurring rate for such siting as charged by an
15 authority shall not exceed the least of any of the following:

16 (1) The amount charged for a similar commercial project or
17 use to occupy a similar area of space on similarly situated
18 property.

19 (2) The projected cost to the authority resulting from the
20 siting.

21 (3) One hundred dollars, adjusted every five years to
22 reflect any increases or decreases in the consumer price index,
23 rounded to the nearest five dollars.

24 6. A party aggrieved by the final action of an authority,
25 either by its affirmative action on a permit, term or
26 condition, or rate under the provisions of this section or by
27 its inaction, may bring an action for review in any court of
28 competent jurisdiction, except that if the final action of the
29 authority was the denial of a conditional or special use permit
30 pursuant to this section, the party must first seek review
31 under section 335.13 or 414.10, as applicable.

32 7. This section only addresses an authority's approval of
33 zoning and building permits and the rates for the use of public
34 rights-of way and authority structures. This section shall not
35 modify the rights and obligations of a nonauthority owner of a

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1 utility pole or a municipal utility that owns a utility pole,
2 under 47 C.F.R. §1.1401 et seq., and the Iowa electrical safety
3 code.

4 **Sec. 4. NEW SECTION. 8C.7B Small wireless facilities —**
5 **violation and removal.**

6 1. A public utility that owns or controls a utility pole on
7 which a small wireless facility is sited in alleged violation
8 of this chapter or the Iowa electrical safety code shall
9 notify the owner of the small wireless facility of the alleged
10 violation, in writing or by any other method agreed upon by the
11 parties in writing. The notice shall include the following
12 information:

- 13 a. The address and location where the alleged violation
14 occurred.
- 15 b. A description of the alleged violation.
- 16 c. Suggested corrective action.
- 17 2. Upon the receipt of notice of an alleged violation, the
18 recipient of such notice shall respond to the public utility
19 within sixty days in writing or by any other method agreed upon
20 by the parties in writing. The response shall include the
21 following information:
- 22 a. A statement disclosing whether or not the recipient
23 of the notice is the owner of the small wireless facility at
24 issue.
- 25 b. A statement disclosing that the owner disputes that the
26 alleged violation has occurred, if applicable.
- 27 c. A plan for corrective action if the owner does not
28 dispute that the violation has occurred.
- 29 d. A statement disclosing whether the violation has been
30 corrected, if the owner does not dispute that the violation has
31 occurred.
- 32 3. The owner of a small wireless facility in alleged
33 violation of this chapter or the Iowa electrical safety
34 code shall correct the alleged violation within one hundred
35 eighty days after receiving notice of the violation unless,

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- 1 for good cause shown, a delay for taking corrective action
2 is appropriate or if the parties otherwise agree in writing
3 to extend the time required to take corrective action. Good
4 cause for a delay in corrective action shall include but is
5 not limited to a dispute over whether the recipient of the
6 notice is the owner of the small wireless facility at issue, a
7 dispute over whether the alleged violation has occurred, or if
8 taking corrective action within the required time frame is not
9 possible due to circumstances which are beyond the control of
10 the owner of the small wireless facility. The public utility
11 and owner of the small wireless facility shall cooperate in
12 determining an efficient and cost-effective solution to correct
13 an alleged violation.
- 14 4. a. Notwithstanding subsections 1 through 3, in the event
15 of an emergency, an authority or public utility shall contact
16 the owner of the small wireless facility at issue and provide
17 the owner with a reasonable opportunity to alleviate such
18 emergency or participate with the authority or public utility
19 to make any repairs necessary to alleviate such emergency. If
20 the owner of the small wireless facility does not respond in a
21 timely manner, the authority or public utility may remove or
22 make alterations to the small wireless facility as necessary
23 to ensure public safety.
- 24 b. For purposes of this subsection, “*emergency*” means
25 exigent and extraordinary circumstances under which the
26 physical or electrical failure of a utility pole, wireless

27 support structure, or small wireless facility threatens
 28 imminent physical harm to persons or there is a substantial
 29 likelihood of imminent and significant harm to property.
 30 5. If the parties cannot resolve a dispute after following
 31 the procedures provided in this section, any party may file an
 32 action concerning an alleged violation under this section in
 33 the district court for the county in which the violation is
 34 alleged to have occurred, for any appropriate remedy, including
 35 the removal of a small wireless facility deemed by the court to

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1 be in violation of this chapter or the Iowa electrical safety
 2 code. However, this section shall not preclude a party from
 3 bringing an action pursuant to the Iowa electrical safety code
 4 or 47 C.F.R. §1.1401 et seq., or the application of a dispute
 5 resolution process set forth in an applicable pole attachment
 6 agreement between the parties.
 7 6. Nothing in this section shall be deemed to limit the
 8 ability of a public utility and the owner of a small wireless
 9 facility to voluntarily enter into a pole attachment agreement
 10 that establishes different terms for the siting of a small
 11 wireless facility or the resolution of a dispute regarding such
 12 a facility.
 13 **Sec. 5. NEW SECTION. 8C.7C Height limitations.**
 14 1. A new, replacement, or modified utility pole or wireless
 15 support structure installed in a public right-of-way located
 16 within the city limits of an incorporated city for the purpose
 17 of siting a wireless facility, including a small wireless
 18 facility under the provisions of this chapter shall not exceed
 19 the greater of ten feet in height above the tallest utility
 20 pole existing on or before July 1, 2017, located within five
 21 hundred feet of the new, replacement, or modified utility pole
 22 in the same public right-of-way, or forty feet in height above
 23 ground level. Except as provided in section 8C.7A, subsection
 24 2, paragraph "c", an authority shall not require a special or
 25 conditional use permit for the installation of a utility pole
 26 or wireless support structure that complies with the height
 27 limitations of this subsection.
 28 2. Notwithstanding subsection 1, a person may construct,
 29 modify, or maintain a utility pole or wireless support
 30 structure along, across, and under a public right-of-way
 31 in excess of the size limits provided in subsection 1, to
 32 the extent permitted by the authority's applicable zoning
 33 regulations.
 34 3. A person shall comply with nondiscriminatory
 35 undergrounding requirements that prohibit wireless service

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1 providers from installing structures in a public right-of-way
 2 without prior zoning approval in areas zoned and used for

3 single-family residential use, provided that such requirements
4 shall not prohibit the replacement of existing structures.

5 4. Nothing in this section shall be deemed to limit the
6 ability of a public utility to install a utility pole for the
7 purposes of electric utility transmission or distribution
8 within a public right-of-way subject to an authority's planning
9 and zoning regulations.

10 Sec. 6. Section 8C.9, Code 2017, is amended to read as
11 follows:

12 **8C.9 Repeal.**

13 This chapter is repealed July 1, ~~2020~~ 2022.

DAN ZUMBACH

S-3221

1 Amend House File 527, as passed by the House, as
2 follows:

3 1. Page 1, by striking lines 1 and 2 and inserting:
4 <Section 1. Section 904.203, Code 2017, is amended
5 to read as follows:

6 **904.203 Rockwell City correctional facility.**

7 The utilization of the state correctional facility
8 at Rockwell City shall ~~be utilized as not exceed~~
9 the security level of a medium security correctional
10 facility for men.

11 Sec. __. Section 904.204, Code 2017, is amended to
12 read as follows:

13 **904.204 Mount Pleasant correctional facility —**
14 **special treatment unit.**

15 The utilization of the correctional facility at
16 Mount Pleasant shall ~~be utilized as not exceed the~~
17 security level of a medium security correctional
18 facility for men ~~primarily for treatment of inmates~~
19 ~~who exhibit treatable personality disorders, with or~~
20 ~~without accompanying history of drug or alcohol abuse.~~
21 ~~Such inmates may apply for and upon their application~~
22 ~~may be selected for treatment by the staff of the~~
23 ~~treatment facility at Mount Pleasant in accordance with~~
24 ~~section 904.503.~~

25 Sec. __. Section 904.205, Code 2017, is amended to
26 read as follows:

27 **904.205 Clarinda correctional facility.**

28 The utilization of the state correctional facility
29 at Clarinda shall ~~be utilized as a secure men's~~
30 ~~correctional facility primarily for offenders with~~
31 ~~chemical dependence, an intellectual disability, or~~
32 ~~mental illness not exceed the security level of a~~
33 medium security correctional facility for men.

34 Sec. __. Section 904.206, Code 2017, is amended to
35 read as follows:

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1 **904.206 Newton correctional facility.**
 2 The utilization of the correctional facility at
 3 Newton shall ~~be utilized as a correctional facility.~~
 4 ~~The facility may include minimum security facilities~~
 5 ~~and violator facilities pursuant to section 904.207~~
 6 not exceed the security level of a medium security
 7 correctional facility for men.
 8 Sec. ____ NEW SECTION. **904.206A Fort Dodge**
 9 **correctional facility.**
 10 The utilization of the correctional facility at Fort
 11 Dodge shall not exceed the security level of a medium
 12 security correctional facility for men.>

RICH TAYLOR

S-3222

1 Amend Senate File 234 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 321.276, subsection 1, paragraphs b, c,
 4 and d, Code 2017, are amended to read as follows:
 5 b. *“Hand-held electronic communication device”* means a
 6 mobile telephone or other portable electronic communication
 7 device capable of being used to write, send, or ~~read a text~~
 8 view an electronic message. *“Hand-held electronic communication*
 9 *device”* does not include a voice-operated or hands-free device
 10 which allows the user to write, send, or ~~read a text~~ view
 11 an electronic message without the use of either hand except
 12 to activate or deactivate a feature or function. *“Hand-held*
 13 *electronic communication device”* does not include a wireless
 14 communication device used to transmit or receive data as
 15 part of a digital dispatch system. *“Hand-held electronic*
 16 *communication device”* includes a device which is temporarily
 17 mounted inside the motor vehicle, unless the device is a
 18 voice-operated or hands-free device.
 19 c. ~~Text~~ *“Electronic message”* includes images visible on the
 20 screen of a hand-held electronic communication device including
 21 a text-based message, an instant message, ~~and~~ a portion of
 22 electronic mail, an internet site, a social media application,
 23 or a game.
 24 d. The terms *“write”*, *“send”*, and ~~“read”~~ *“view”*, with
 25 respect to ~~a text~~ an electronic message, mean the manual entry,
 26 transmission, ~~and or~~ retrieval of a text an electronic message,
 27 ~~respectively, to communicate with any other person or device~~
 28 and include playing, browsing, or accessing an electronic
 29 message.
 30 Sec. ____ Section 321.276, subsection 2, unnumbered
 31 paragraph 1, Code 2017, is amended to read as follows:
 32 A person shall not use a hand-held electronic communication

33 device to write, send, or ~~read a text~~ view an electronic
 34 message while driving a motor vehicle unless the motor vehicle
 35 is at a complete stop off the traveled portion of the roadway.

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1 Sec. __. Section 321.276, subsection 2, paragraph b,
 2 unnumbered paragraph 1, Code 2017, is amended to read as
 3 follows:

4 The provisions of this subsection relating to ~~reading a text~~
 5 writing, sending, or viewing an electronic message do not apply
 6 to the following persons:

7 Sec. __. Section 321.276, subsection 3, Code 2017, is
 8 amended to read as follows:

9 3. Nothing in this section shall be construed to authorize
 10 a peace officer to confiscate a ~~portable~~ hand-held electronic
 11 communication device from the driver or occupant of a motor
 12 vehicle.>

13 2. Page 1, after line 2 by inserting:

14 <Sec. __. Section 805.8A, subsection 14, paragraph l, Code
 15 2017, is amended to read as follows:

16 1. ~~Text messaging~~ Writing, sending, or viewing an electronic
 17 message while driving violations. For violations under section
 18 321.276, the scheduled fine is thirty dollars.>

19 3. Title page, line 2, by striking <read text> and inserting
 20 <view electronic>

21 4. Title page, line 3, after <offense> by inserting <, and
 22 making penalties applicable>

23 5. By renumbering as necessary.

MICHAEL BREITBACH

S-3223

1 Amend Senate File 457 as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:

4 <Section 1. NEW SECTION. 135.191 Stroke care — continuous
 5 quality improvement.

6 1. A nationally certified comprehensive stroke center
 7 or a nationally certified primary stroke center operating
 8 in the state shall report to the statewide stroke database
 9 data consistent with nationally recognized guidelines on the
 10 treatment of individuals with confirmed cases of stroke within
 11 the state. If a nationally certified comprehensive stroke
 12 center or nationally certified primary stroke center does not
 13 comply with this subsection by reporting data consistent with
 14 nationally recognized guidelines, the department may request a
 15 review of the certification of the comprehensive stroke center
 16 or the primary stroke center by the certifying entity.

17 2. The department, in partnership with the university of
 18 Iowa college of public health, department of epidemiology,

19 shall do all of the following:

20 *a.* Maintain or utilize a statewide stroke database that
21 compiles information and statistics on stroke care which aligns
22 with nationally recognized stroke consensus metrics.

23 *b.* Utilize the get with the guidelines-stroke data set
24 platform or a data tool with equivalent data measures and with
25 confidentiality standards consistent with federal and state law
26 and other health information and data collection, storage, and
27 sharing requirements of the department.

28 *c.* Partner with national voluntary health organizations and
29 stroke advocacy organizations that plan for achieving stroke
30 care quality improvement to avoid duplication and redundancy.

31 *d.* Encourage nationally certified acute stroke-ready
32 hospitals and emergency medical services agencies to report
33 data consistent with nationally recognized guidelines on the
34 treatment of individuals with confirmed cases of stroke within
35 the state.

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1 Sec. 2. CONTINGENT IMPLEMENTATION — UTILIZATION OF
2 EXISTING RESOURCES. Implementation of this Act shall not
3 require the appropriation of additional funding to the
4 department of public health, but is contingent upon the
5 utilization of existing resources by the department.>

6 2. Title page, by striking line 1 and inserting <An Act
7 relating to continuous quality improvement for the care
8 of individuals with stroke, and providing for contingent
9 implementation.>

MARK SEGEBART

S-3224

1 Amend Senate File 220 as follows:

2 1. Page 1, line 6, after <enforcement.> by inserting <This
3 section shall not apply to automated or remote systems for
4 traffic law enforcement placed on an interstate highway within
5 the jurisdiction of a city with a population of between one
6 hundred twenty-five thousand and two hundred thousand persons.>

7 2. Page 1, line 16, after <enforcement> by inserting <not
8 exempted by section 321.492C, as enacted by this Act,>

9 3. Page 1, line 19, after <enforcement> by inserting <not
10 exempted by section 321.492C, as enacted by this Act,>

11 4. Title page, line 2, after <enforcement,> by inserting
12 <providing exceptions,>

TIM L. KAPUCIAN

S-3225

1 Amend Senate File 220 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 321.1, Code 2017, is amended by adding
5 the following new subsection:

6 **NEW SUBSECTION.** 5A. “Automated traffic law enforcement
7 system” means a device used for the enforcement of laws
8 regulating vehicular traffic and equipped with one or more
9 sensors working in conjunction with one of the following:

10 a. An official traffic-control signal, to produce recorded
11 images of motor vehicles entering an intersection against a red
12 signal light.

13 b. A speed measuring device, to produce recorded images of
14 motor vehicles traveling at a prohibited rate of speed.

15 c. A railroad grade crossing signal light, as described in
16 section 321.342, to produce recorded images of motor vehicles
17 violating the signal light.

18 d. Any official traffic-control device, if failure to comply
19 with the official traffic-control device constitutes a moving
20 violation under this chapter.

21 Sec. 2. **NEW SECTION.** 321.492C **Automated traffic law**
22 **enforcement systems.**

23 1. The department shall not place, operate, maintain,
24 or employ the use of any automated traffic law enforcement
25 system. The department shall not cause to be placed any
26 automated traffic law enforcement system except as provided in
27 this section or in rules adopted by the department under this
28 section.

29 2. a. A local authority, or another entity on a local
30 authority’s behalf, shall not operate an automated traffic law
31 enforcement system without approving the use of the system
32 following an established self-certification process. The
33 self-certification process shall include a justification report
34 meeting the requirements of paragraph “b”, which shall be
35 made readily available for the public to review, and a public

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1 hearing at which the local authority shall provide evidence
2 of a demonstrated safety need for the automated traffic law
3 enforcement system. Notice of the date, time, and place of
4 the hearing shall be published in the manner described in
5 section 362.3. A public hearing may address several locations
6 at which a local authority intends to place an automated
7 traffic law enforcement system. However, a local authority
8 shall adopt an ordinance approving the use of an automated
9 traffic law enforcement system for each location at which the
10 local authority operates a fixed or mobile automated traffic
11 law enforcement system. A local authority may approve the
12 operation of an automated traffic law enforcement system

13 only if the system is located in a documented high-crash or
14 high-risk location at which there is a demonstrated safety
15 need for the system. The local authority shall demonstrate
16 the safety need for the system based on the volume of traffic,
17 the history of motor vehicle accidents, the frequency and type
18 of traffic violations, the risk to peace officers employing
19 traditional traffic enforcement methods, any additional
20 information required in the justification report, and any other
21 safety criteria deemed appropriate by the local authority.
22 These requirements shall apply for each location at which a
23 local authority, or another entity on a local authority's
24 behalf, operates a fixed or mobile automated traffic law
25 enforcement system.

26 *b.* A justification report shall provide all necessary
27 information and documentation to demonstrate whether an area is
28 a high-crash or high-risk location and shall include but not be
29 limited to documentation regarding all the following:

30 (1) Existing traffic speeds, posted speed limits,
31 traffic volumes, and intersection or roadway geometry. Such
32 documentation shall provide assurance that existing speed
33 limits and official traffic-control signal timings are
34 appropriate and shall describe how the limits and timings were
35 established.

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1 (2) The applicable motor vehicle accident history, the
2 primary accident types, accident causes, accident severity, and
3 the history of any related traffic violations. Only accidents
4 attributable to violating the speed limit or an official
5 traffic-control signal shall be included in this report. Such
6 documentation shall compare accident data with data from other
7 similar locations within the local authority's jurisdiction,
8 other similar jurisdictions, and larger metropolitan areas.

9 (3) The identification of critical traffic safety issues
10 related to the data required by subparagraphs (1) and (2),
11 including a comprehensive list of solutions that may address
12 the critical traffic safety issues.

13 (4) Solutions or safety countermeasures that the local
14 authority has implemented along with those that the local
15 authority has considered but not implemented. These may
16 include solutions relating to law enforcement, engineering,
17 public education campaigns, or other safety countermeasures.

18 (5) Discussions held and actions taken by the local
19 authority with any partnering entities that have resources
20 which could aid in the reduction of accidents attributable
21 to violating the speed limit or an official traffic-control
22 signal.

23 (6) The reason or reasons the local authority believes an
24 automated traffic law enforcement system is the best solution
25 to address the critical traffic safety issues.

26 *c.* A local authority, or another entity on a local

27 authority's behalf, shall not operate an automated traffic law
28 enforcement system without posting signage meeting all of the
29 following requirements:

- 30 (1) For a fixed automated traffic law enforcement system,
31 permanent signs advising drivers that the system is in place
32 shall be posted in clear and present view of passing drivers in
33 advance of the location where the system is in use.
34 (2) For a mobile automated traffic law enforcement system,
35 temporary or permanent signs advising drivers that the system

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1 is in place shall be posted in clear and present view of
2 passing drivers in advance of the location where the system is
3 in use.

4 (3) The signage conforms to the manual on uniform
5 traffic-control devices as adopted by the department.

6 *d.* A local authority, or another entity on a local
7 authority's behalf, shall not issue a citation resulting from
8 the use of an automated traffic law enforcement system until
9 an active peace officer of the local authority has reviewed
10 the citation and any relevant recorded images produced by the
11 system.

12 *e.* The amount of the fine or civil penalty imposed by a
13 citation resulting from the use of an automated traffic law
14 enforcement system shall not exceed the amount of the fine for
15 a scheduled violation under section 805.8A for the same or a
16 similar violation of this chapter.

17 *f.* An automated traffic law enforcement system working
18 in conjunction with a speed measuring device or official
19 traffic-control signal shall comply with the generally accepted
20 procedures for operating the system. An automated traffic law
21 enforcement system shall verify its internal calibrations on a
22 daily basis. If the daily internal calibration is not valid,
23 the system shall not operate until a successful calibration
24 is subsequently conducted. In addition to the daily internal
25 calibration, a monthly calibration shall be conducted by a
26 person trained in the calibration of the system. A person
27 trained in the calibration of a mobile automated traffic law
28 enforcement system shall also conduct a calibration prior to
29 the use of the mobile system after any change in location.
30 A local authority, or another entity on a local authority's
31 behalf, operating an automated traffic law enforcement
32 system shall maintain a monthly log detailing whether the
33 local authority or entity successfully performed the daily
34 and monthly calibrations. The log and documentation of the
35 calibrations shall be admissible in any court proceeding

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1 relating to an official traffic-control signal violation
2 pursuant to section 321.257 or a speed limit violation pursuant
3 to section 321.285.

4 *g.* A local authority shall maintain or compile records
5 relating to the number of traffic violations and number
6 of traffic accidents for all locations at which the local
7 authority, or another entity on a local authority's behalf,
8 operates or intends to operate an automated traffic law
9 enforcement system. Such records shall be maintained or
10 compiled by the local authority for one year prior to the
11 installation of the automated traffic law enforcement system
12 and for each year the automated traffic law enforcement
13 system is in operation. Such records shall be available for
14 examination to the same extent allowed in section 22.2. A
15 local authority with an automated traffic law enforcement
16 system operating within its jurisdiction shall file an annual
17 report with the general assembly on or before December 31 of
18 each year detailing the effectiveness of each automated traffic
19 law enforcement system operating within its jurisdiction. An
20 annual report shall include the justification report described
21 in paragraph "b" and shall also include but not be limited to
22 information relating to increases or decreases in the number of
23 speed limit violations, violations of official traffic-control
24 signals, and traffic accidents.

25 *h.* Prior to a local authority placing an automated traffic
26 law enforcement system on a primary road, the local authority
27 shall obtain approval from the department in accordance
28 with rules adopted by the department. A local authority
29 shall submit to the department any information requested by
30 the department during the approval process. If the local
31 authority's use of the system is approved by the department,
32 the local authority shall follow the requirements set forth
33 in rules adopted by the department. The department may
34 modify its rules relating to automated traffic law enforcement
35 systems to the extent necessary to ensure automated traffic

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1 law enforcement systems are operated in a safe and equitable
2 manner. This paragraph "h" shall not apply to an automated
3 traffic law enforcement system approved or allowed to operate
4 in accordance with rules adopted by the department and in
5 operation prior to January 1, 2017. A local authority may
6 continue to operate such a system in the same manner as the
7 system was operated prior to January 1, 2017. However, after a
8 local authority discontinues operation of such a system, any
9 new manner of operation or new system operated by the local
10 authority shall comply with this paragraph "h". The department
11 shall have the authority to annually review all automated
12 traffic law enforcement systems placed on primary roads and

13 shall have the authority to require removal or modification of
14 such systems.

15 *i.* A local authority shall designate a process by which
16 a person may appeal a citation issued through the use of an
17 automated traffic law enforcement system, which at a minimum
18 shall provide for all of the following:

19 (1) An appeal to an impartial body created by the local
20 authority to review citations issued through the use of
21 automated traffic law enforcement systems.

22 (2) Following a decision from the impartial body that is
23 adverse to the person, an appeal to the district court, sitting
24 in small claims, of the county in which the local authority is
25 located.

26 *j.* (1) A local authority shall authorize a petition process
27 by which citizens within the local authority may petition for
28 the removal of a fixed automated traffic law enforcement system
29 or the disapproval of a location approved for the use of mobile
30 automated traffic law enforcement systems in accordance with
31 this section. Petitions under this paragraph “*j*” shall be
32 specific to one fixed system or one location approved for the
33 use of mobile systems.

34 (2) If the local authority is a city, a petition brought
35 under this paragraph “*j*” is valid if it is signed by a number

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1 of eligible electors of the city equal to or greater than ten
2 percent of the number of persons who voted in the last regular
3 city election. The petition shall include the signatures of
4 the petitioners, the places of residence of the petitioners,
5 and the date on which the petitioners signed the petition.

6 (3) If the local authority is a county, a petition brought
7 under this paragraph “*j*” is valid if it is signed by a number
8 of eligible electors of the county equal to or greater than
9 ten percent of the number of votes cast in the county in the
10 last presidential election. The petition shall include the
11 signatures of the petitioners, the places of residence of the
12 petitioners, and the date on which the petitioners signed the
13 petition.

14 (4) If a petition is valid as provided in this paragraph
15 “*j*”, the city council or county board of supervisors, as
16 applicable, shall vote on whether to repeal the ordinance
17 allowing the operation of the fixed system or approving the
18 location for the use of mobile systems.

19 (5) If a city council or county board of supervisors has
20 voted pursuant to subparagraph (4), a new petition for the same
21 fixed system or the same location approved for use of mobile
22 systems shall not be valid for three years after the date of
23 the vote.

24 *k.* A local authority that operates an automated traffic
25 law enforcement system in violation of this section shall be
26 precluded from operating any automated traffic law enforcement

27 system for a period of two years. A citizen residing within
 28 the jurisdiction of a local authority which violates this
 29 section shall be allowed to file suit to enjoin the local
 30 authority from operating an automated traffic law enforcement
 31 system in accordance with this paragraph "k".
 32 3. All moneys collected by a local authority from citations
 33 issued as a result of the use of an automated traffic law
 34 enforcement system, less the amount necessary for the
 35 installation, operation, and maintenance of the automated

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1 traffic law enforcement system, shall be deposited in the
 2 account or accounts maintained by the local authority for
 3 moneys appropriated to the local authority from the secondary
 4 road fund or street construction fund of the cities, or shall
 5 be deposited in any account and used for the purposes of public
 6 safety. This subsection shall not apply to moneys collected
 7 for court costs or other associated costs, the criminal penalty
 8 surcharge required by section 911.1, or the county enforcement
 9 surcharge required by section 911.4, as applicable.>
 10 2. Title page, by striking lines 1 through 3 and inserting
 11 <An Act regulating the use of automated traffic law enforcement
 12 systems, and providing a penalty.>

DAN ZUMBACH

S-3226

1 Amend Senate File 51 as follows:
 2 1. Page 1, line 31, after <available> by inserting
 3 <electronically>

JAKE CHAPMAN

S-3227

1 Amend the amendment, S-3225, to Senate File 220 as follows:
 2 1. Page 6, after line 25 by inserting:
 3 <(3) If a person prevails in a proceeding before the
 4 impartial body or the district court, the local authority shall
 5 reimburse the person for the costs of the person's appeal,
 6 which shall not exceed two thousand five hundred dollars.>
 7 2. Page 8, line 9, after <applicable.> by inserting <Moneys
 8 a local authority pays to an entity operating an automated
 9 traffic law enforcement system on the local authority's behalf
 10 for the operation of the system and moneys that are retained by
 11 the entity from citations issued shall together not exceed ten
 12 dollars per citation issued.>
 13 3. By renumbering as necessary.

MARK CHELGREN

S-3228

1 Amend Senate File 474 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <DIVISION I

5 GENERAL PROVISIONS

6 Section 1. Section 22.7, Code 2017, is amended by
7 adding the following new subsection:

8 NEW SUBSECTION. 70. The voter verification number,
9 as defined in section 53.2, subsection 4, paragraph
10 "c", that is assigned to a voter and maintained and
11 updated in the statewide voter registration system.

12 Sec. 2. Section 39A.5, subsection 1, paragraph
13 b, Code 2017, is amended by adding the following new
14 subparagraph:

15 NEW SUBPARAGRAPH. (3) Violating any provision of
16 chapter 48A for which another penalty is not provided.

17 Sec. 3. NEW SECTION. **48A.24 Deadline for**
18 **submitting voter registration forms.**

19 1. A person who accepts a completed voter
20 registration form from an applicant shall submit the
21 form to the appropriate commissioner within seven days
22 of receiving the form if the person accepting the form
23 is doing so on behalf of any of the following:

24 a. A political party, as defined in section 43.2.

25 b. A nonparty political organization required to
26 nominate candidates under chapter 44.

27 c. A candidate or committee, as defined in section
28 68A.102.

29 2. Notwithstanding the deadline in subsection
30 1, a person described in subsection 1 who accepts a
31 completed voter registration form from an applicant
32 within three days of the voter registration deadline
33 prescribed in section 48A.9 for the next election shall
34 submit the form to the appropriate commissioner within
35 twenty-four hours of accepting the form, and not later

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1 than the registration deadline.

2 Sec. 4. Section 48A.30, subsection 1, Code 2017, is
3 amended by adding the following new paragraph:

4 NEW PARAGRAPH. *Of.* The registered voter is not
5 a resident of Iowa, or the registered voter submits
6 documentation under section 607A.4, subsection 3, that
7 indicates that the voter is not a citizen of the United
8 States.

9 Sec. 5. Section 48A.31, Code 2017, is amended to
10 read as follows:

11 **48A.31 Deceased persons record.**

12 The state registrar of vital statistics shall

13 transmit or cause to be transmitted to the state
 14 registrar of voters, once each calendar quarter, a
 15 certified list of all persons seventeen and one-half
 16 years of age and older in the state whose deaths have
 17 been reported to the bureau of vital records of the
 18 Iowa department of public health since the previous
 19 list of decedents was certified to the state registrar
 20 of voters. The list shall be submitted according to
 21 the specifications of the state registrar of voters and
 22 shall be transmitted to the state registrar of voters
 23 without charge for production or transmission. The
 24 commissioner shall, in the month following the end of a
 25 calendar quarter, run the statewide voter registration
 26 system's matching program to determine whether a listed
 27 decedent was registered to vote in the county and shall
 28 immediately cancel the registration of any person named
 29 on the list of decedents.

30 Sec. 6. Section 53.2, subsections 1, 4, and 8, Code
 31 2017, are amended to read as follows:
 32 1. *a.* Any registered voter, under the
 33 circumstances specified in section 53.1, may on any
 34 day, except election day, and not more than ~~seventy~~
 35 one hundred twenty days prior to the date of the

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1 election, apply in person for an absentee ballot at the
 2 commissioner's office or at any location designated
 3 by the commissioner. However, for those elections in
 4 which the commissioner directs the polls be opened at
 5 noon pursuant to section 49.73, a voter may apply in
 6 person for an absentee ballot at the commissioner's
 7 office from 8:00 a.m. until 11:00 a.m. on election day.

8 *b.* A registered voter may make written application
 9 to the commissioner for an absentee ballot. A written
 10 application for an absentee ballot must be received
 11 by the commissioner no later than 5:00 p.m. ~~on the~~
 12 ~~Friday before the election on the same day as the voter~~
 13 registration deadline provided in section 48A.9 for
 14 the election for which the ballot is requested, except
 15 when the absentee ballot is requested and voted at the
 16 commissioner's office pursuant to section 53.10. A
 17 written application for an absentee ballot delivered
 18 to the commissioner and received by the commissioner
 19 more than ~~seventy one hundred twenty~~ days prior to
 20 the date of the election shall be ~~retained by the~~
 21 ~~commissioner and processed in the same manner as a~~
 22 ~~written application received not more than seventy days~~
 23 ~~before the date of the election~~ returned to the voter
 24 with a notification of the date when the applications
 25 will be accepted.

26 4. *a.* Each application shall contain the following

27 information:

28 (1) The name and signature of the registered voter,
29 ~~the.~~

30 (2) The registered voter's date of birth,~~the.~~

31 (3) The address at which the voter is registered to
32 vote,~~and the.~~

33 (4) The registered voter's voter verification
34 number.

35 (5) The name or date of the election for which the

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1 absentee ballot is requested,~~and such.~~

2 (6) Such other information as may be necessary
3 to determine the correct absentee ballot for the
4 registered voter.

5 b. If insufficient information has been provided,
6 including the absence of a voter verification number,
7 either on the prescribed form or on an application
8 created by the applicant, the commissioner shall,
9 by the best means available, obtain the additional
10 necessary information. A voter requesting or casting a
11 ballot pursuant to section 53.22 shall not be required
12 to provide a voter verification number.

13 c. For purposes of this subsection, "voter
14 verification number" means the registered voter's
15 driver's license number or nonoperator's identification
16 card number assigned to the voter by the department of
17 transportation or the registered voter's identification
18 number assigned to the voter by the state commissioner
19 pursuant to section 47.7, subsection 2.

20 8. An application for an absentee ballot that
21 is returned to the commissioner by a person acting
22 as an actual or implied agent for a political party,
23 as defined in section 43.2, or by a candidate, or
24 committee, ~~and~~ both as defined by chapter 68A, shall be
25 returned to the commissioner within seventy-two hours
26 of the time the completed application was received
27 from the applicant or no later than 5:00 p.m. on the
28 Friday before same day as the election deadline under
29 subsection 1, paragraph "b," whichever is earlier. An
30 application received by a person acting as an actual or
31 implied agent of a political party after the deadline
32 but before the date of the election shall be returned
33 to the commissioner within twenty-four hours.

34 Sec. 7. Section 53.10, Code 2017, is amended by
35 adding the following new subsection:

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1 NEW SUBSECTION. 2A. A voter shall not vote or
 2 offer to vote any ballot except such as the voter has
 3 received from the commissioner. A voter voting an
 4 absentee ballot at the commissioner's office shall
 5 not take or remove any ballot from the commissioner's
 6 office.

7 DIVISION II

8 VOTER IDENTITY AND SIGNATURE VERIFICATION

9 Sec. 8. Section 48A.2, Code 2017, is amended by
 10 adding the following new subsection:

11 NEW SUBSECTION. 4A. "*Voter registration card*" means
 12 a card issued pursuant to section 48A.10A.

13 Sec. 9. Section 48A.7A, subsection 1, paragraph b,
 14 subparagraph (1), subparagraph division (c), Code 2017,
 15 is amended to read as follows:

16 (c) A United States military or veterans
 17 identification card.

18 Sec. 10. Section 48A.7A, subsection 1, paragraph b,
 19 subparagraph (2), unnumbered paragraph 1, Code 2017, is
 20 amended to read as follows:

21 If the photographic identification presented
 22 does not contain the person's current address in the
 23 precinct, the person shall also present one of the
 24 following documents that shows the person's name and
 25 current address in the precinct, and the document must
 26 be dated, or describe terms of residency current to,
 27 within forty-five days prior to presentation:

28 Sec. 11. Section 48A.7A, subsection 1, paragraph c,
 29 Code 2017, is amended to read as follows:

30 c. In lieu of paragraph "b", a person wishing
 31 to vote may establish identity and residency in the
 32 precinct by written oath of a person who is registered
 33 to vote in the precinct. Before signing an oath under
 34 this paragraph, the attesting registered voter shall
 35 present to the precinct election official proof of

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1 the voter's identity, as described in section 49.78,
 2 subsection 2. The registered voter's oath shall
 3 attest to the stated identity of the person wishing to
 4 vote and that the person is a current resident of the
 5 precinct. The oath must be signed by the attesting
 6 registered voter in the presence of the appropriate
 7 precinct election official. A registered voter who has
 8 signed an oath on election day attesting to a person's
 9 identity and residency as provided in this paragraph is
 10 prohibited from signing any further oaths as provided
 11 in this paragraph on that day.

12 Sec. 12. Section 48A.7A, Code 2017, is amended by

13 adding the following new subsection:
14 **NEW SUBSECTION. 5. a.** If a person registers
15 to vote under this section at a polling place that
16 has access to an electronic poll book, the precinct
17 election official shall verify against a database
18 maintained by the state commissioner that the person
19 has not been convicted of a felony or, if the person
20 has been convicted of a felony, the person has had
21 the person's voting rights restored. If the precinct
22 election official determines that the person has not
23 been convicted of a felony or has been convicted of
24 a felony but the person's voting rights have been
25 restored, the precinct election official shall furnish
26 a ballot to the voter. If the database indicates that
27 the person has been convicted of a felony and that the
28 person's voting rights have not been restored, the
29 precinct election official shall challenge the person
30 under section 49.79.
31 **b.** If a person registers to vote under this section
32 at a polling place that does not have access to an
33 electronic poll book, the person shall be permitted to
34 cast a provisional ballot under section 49.81, and the
35 absentee and special voters precinct board, appointed

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1 pursuant to section 53.23, shall verify against a
2 database maintained by the state commissioner that the
3 person has not been convicted of a felony or, if the
4 person has been convicted of a felony, the person's
5 voting rights have been restored. If information in
6 the database indicates that the person has not been
7 convicted of a felony or, if the person has been
8 convicted of a felony, the person's voting rights have
9 been restored, the voter's provisional ballot shall be
10 counted. If the database indicates that the person
11 has been convicted of a felony and the person's voting
12 rights have not been restored, the voter's provisional
13 ballot shall be rejected.

14 **Sec. 13. NEW SECTION. 48A.10A Voter registration**
15 **cards — verification of voter registration information.**

16 1. The state registrar shall compare lists of
17 persons who are registered to vote with the department
18 of transportation's driver's license and nonoperator's
19 identification card files and shall issue a voter
20 registration card to each active, registered voter
21 whose name does not appear in the department of
22 transportation's files.

23 2. The commissioner shall issue voter registration
24 cards on an ongoing basis as prescribed by the state
25 registrar for all new registrations and registration
26 updates as a part of the regular voter acknowledgment

27 process required under sections 48A.26 and 48A.26A.

28 3. A person issued a voter registration card under
29 this section shall not be charged any fee for the
30 issuance or delivery of the voter registration card.

31 4. Implementation of this section shall be
32 contingent upon appropriations by the general assembly
33 in sufficient amounts to meet the requirements of this
34 section.

35 5. The state registrar shall adopt rules pursuant

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1 to chapter 17A to implement this section.

2 Sec. 14. Section 48A.26A, subsection 1, Code 2017,
3 is amended to read as follows:

4 1. Within ~~forty-five~~ twenty-one days of receiving
5 a voter registration form completed under section
6 48A.7A, the commissioner shall send an acknowledgment
7 to the registrant, in the manner provided in section
8 48A.26, subsections 2 through 5, as applicable, at the
9 mailing address shown on the registration form. The
10 acknowledgment shall be sent by nonforwardable mail and
11 shall include the registrant's voter registration card
12 and no other type of card.

13 Sec. 15. Section 48A.38, subsection 1, paragraph f,
14 Code 2017, is amended to read as follows:

15 f. The county commissioner of registration and
16 the state registrar of voters shall remove a voter's
17 whole or partial social security number, as applicable,
18 voter identification number assigned by the state
19 commissioner, Iowa driver's license number, or Iowa
20 nonoperator's identification card number from a voter
21 registration list prepared pursuant to this section.

22 Sec. 16. Section 49.53, subsection 1, Code 2017, is
23 amended to read as follows:

24 1. The commissioner shall not less than four
25 nor more than twenty days before the day of each
26 election, except those for which different publication
27 requirements are prescribed by law, publish notice of
28 the election. The notice shall contain a facsimile
29 of the portion of the ballot containing the first
30 rotation as prescribed by section 49.31, subsection 2,
31 and shall show the names of all candidates or nominees
32 and the office each seeks, and all public questions,
33 to be voted upon at the election. The sample ballot
34 published as a part of the notice may at the discretion
35 of the commissioner be reduced in size relative to

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1 the actual ballot but such reduction shall not cause
2 upper case letters appearing in candidates' names or in
3 summaries of public measures on the published sample
4 ballot to be less than nine point type. The notice
5 shall also state the date of the election, the hours
6 the polls will be open, that each voter is required to
7 provide identification at the polling place before the
8 voter can receive and cast a ballot. the location of
9 each polling place at which voting is to occur in the
10 election, and the names of the precincts voting at each
11 polling place, but the statement need not set forth any
12 fact which is apparent from the portion of the ballot
13 appearing as a part of the same notice. The notice
14 shall include the full text of all public measures to
15 be voted upon at the election.

16 Sec. 17. Section 49.77, subsection 1, unnumbered
17 paragraph 1, Code 2017, is amended to read as follows:

18 The board members of their respective precincts
19 shall have charge of the ballots and shall furnish them
20 to the voters after verifying each voter's identity
21 pursuant to section 49.78.

22 Sec. 18. Section 49.77, subsection 3, Code 2017, is
23 amended by striking the subsection.

24 Sec. 19. NEW SECTION. 49.78 Voter identity and
25 signature verification.

26 1. To ensure the integrity of, and to instill
27 public confidence in, all elections in this state
28 the general assembly finds that the verification of
29 a voter's identity is necessary before a voter is
30 permitted to receive and cast a ballot.

31 2. a. Before a precinct election official
32 furnishes a ballot to a voter under section 49.77,
33 the voter shall establish the voter's identity by
34 presenting the official with one of the following forms
35 of identification for verification:

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1 (1) An Iowa driver's license issued pursuant to
2 section 321.189.

3 (2) An Iowa nonoperator's identification card
4 issued pursuant to section 321.190.

5 (3) A United States passport.

6 (4) A United States military or veterans
7 identification card.

8 b. Upon being presented with a form of
9 identification under this section, the precinct
10 election official shall examine the identification.
11 The precinct election official shall use the
12 information on the identification card, including

13 the signature, to determine whether the person
14 offering to vote appears to be the person depicted
15 on the identification card. The voter's signature
16 shall generally be presumed to be valid. If the
17 identification provided does not appear to be the
18 person offering to vote under section 49.77, the
19 precinct election official shall challenge the person
20 offering to vote in the same manner provided for other
21 challenges by sections 49.79 and 49.80. A person
22 offering to vote who establishes identity by presenting
23 a veteran's identification card that does not contain
24 a signature, is not subject to challenge under this
25 paragraph "b".

26 3. To establish the voter's identity under this
27 section, a person who is registered to vote but is
28 unable to present a form of identification listed under
29 subsection 2 may present any of the following:

30 a. A current voter registration card provided
31 pursuant to section 48A.10A that contains the voter
32 identification number if the voter registration card
33 is signed before the voter presents the card to the
34 election official.

35 b. Other forms of identification sufficient to

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1 establish identity and residence under section 48A.7A,
2 subsection 1, paragraph "b".

3 4. A person who is registered to vote but is unable
4 to present a form of identification under subsection
5 2 or 3 may establish identity and residency in the
6 precinct by written oath of a person who is also
7 registered to vote in the precinct. The attesting
8 registered voter's oath shall attest to the stated
9 identity of the person wishing to vote and that the
10 person is a current resident of the precinct. The oath
11 must be signed by the attesting registered voter in the
12 presence of the appropriate precinct election official.
13 A registered voter who has signed two oaths on election
14 day attesting to a person's identity and residency as
15 provided in this subsection is prohibited from signing
16 any further oaths as provided in this subsection on
17 that day.

18 5. The form of the written oath required of
19 a registered voter attesting to the identity and
20 residency of the voter unable to present a form of
21 identification shall read as follows:

22 I, (name of attesting registered voter), do
23 solemnly swear or affirm all of the following:

24 I am a preregistered voter in this precinct or I
25 registered to vote in this precinct today, and a
26 registered voter did not sign an oath on my behalf. I

27 have not signed more than one oath attesting to the
 28 identity and residence of any other person in this
 29 election.
 30 I am a resident of the ... precinct, ... ward or
 31 township, city of, county of, Iowa.
 32 I reside at (street address) in (city
 33 or township).
 34 I personally know (name of voter), and I
 35 personally know that (name of voter) is a

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1 resident of the ... precinct, ward or township,
 2 city of, county of, Iowa.
 3 I understand that any false statement in this oath is a
 4 class "D" felony punishable by no more than five years
 5 in confinement and a fine of at least seven hundred
 6 fifty dollars but not more than seven thousand five
 7 hundred dollars.
 8
 9 Signature of Attesting Registered Voter
 10 Subscribed and sworn before me on .. (date).
 11
 12 Signature of Precinct Election Official
 13 6. A voter who is not otherwise disqualified
 14 from voting and who has established identity under
 15 subsection 2, 3, or 4 shall be furnished a ballot and
 16 be allowed to vote under section 49.77.
 17 7. A registered voter who fails to establish the
 18 voter's identity under this section shall be permitted
 19 to cast a provisional ballot under section 49.81.
 20 8. a. Notwithstanding subsection 7, for any
 21 election conducted prior to January 1, 2019, a
 22 registered voter who fails to establish the voter's
 23 identity under this section shall be permitted to vote
 24 upon signing an oath attesting to the voter's identity.
 25 The form of the written oath required of the person
 26 voting under this subsection shall read as follows:
 27 My name is, and I am a United States
 28 citizen,
 29 at least eighteen years of age. I am the person named
 30 above, I
 31 am a registered voter of this county, and I am eligible
 32 to vote
 33 in this election.
 34
 35 (signature of voter) (date)

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1 *b.* This subsection is repealed July 1, 2019.
 2 Sec. 20. Section 49.81, Code 2017, is amended by
 3 adding the following new subsection:
 4 NEW SUBSECTION. 1A. A prospective voter who is
 5 unable to establish identity under section 49.78,
 6 subsection 2, paragraph “a”, or section 49.78,
 7 subsection 3 or 4, shall be notified by the appropriate
 8 precinct election official that the voter may cast a
 9 provisional ballot. The voter shall mark the ballot
 10 and immediately seal it in an envelope of the type
 11 prescribed by subsection 4. The voter shall deliver
 12 the sealed envelope to a precinct election official who
 13 shall deposit it in an envelope marked “provisional
 14 ballots”. The ballot shall be considered as having
 15 been cast in the special precinct established by
 16 section 53.20 for purposes of the postelection canvass.
 17 Sec. 21. Section 49.124, Code 2017, is amended by
 18 adding the following new subsection:
 19 NEW SUBSECTION. 3. The training course and the
 20 continuing education program under this section shall
 21 include practical and holistic instruction on the
 22 criteria for determining whether a person meets the
 23 requirements for establishing identity under section
 24 49.78, subsection 2, consistent with all voting rights
 25 and nondiscrimination provisions of federal and state
 26 law. The state commissioner of elections shall adopt
 27 rules pursuant to chapter 17A to implement instruction
 28 required under this subsection.
 29 Sec. 22. Section 53.2, Code 2017, is amended by
 30 adding the following new subsection:
 31 NEW SUBSECTION. 4A. The commissioner may dispute
 32 an application if it appears to the commissioner
 33 that the signature on the application has been
 34 signed by someone other than the registered voter,
 35 in comparing the signature on the application to the

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1 signature on record of the registered voter named
 2 on the application. If the commissioner disputes a
 3 registered voter’s application under this subsection,
 4 the commissioner shall notify the registered voter and
 5 the registered voter may submit a new application and
 6 signature or update the registered voter’s signature
 7 on record, as provided by rule adopted by the state
 8 commissioner.
 9 Sec. 23. Section 53.18, subsection 3, Code 2017, is
 10 amended to read as follows:
 11 3. If the affidavit envelope or the return
 12 envelope marked with the affidavit contains a defect

13 that would cause the absentee ballot to be rejected
14 by the absentee and special voters precinct board,
15 the commissioner shall immediately notify the voter
16 of that fact and that the voter's absentee ballot
17 shall not be counted unless the voter requests and
18 returns a replacement ballot in the time permitted
19 under section 53.17, subsection 2. For the purposes
20 of this section, a return envelope marked with the
21 affidavit shall be considered to contain a defect if
22 it appears to the commissioner that the signature on
23 the envelope has been signed by someone other than the
24 registered voter, in comparing the signature on the
25 envelope to the signature on record of the registered
26 voter named on the envelope. A signature or marking
27 made in accordance with section 39.3, subsection 17,
28 shall not be considered a defect for purposes of this
29 section. The voter may request a replacement ballot
30 in person, in writing, or over the telephone. The
31 same serial number that was assigned to the records
32 of the original absentee ballot application shall be
33 used on the envelope and records of the replacement
34 ballot. The envelope marked with the affidavit and
35 containing the completed replacement ballot shall be

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1 marked "Replacement ballot". The envelope marked with
2 the affidavit and containing the original ballot shall
3 be marked "Defective" and the replacement ballot shall
4 be attached to such envelope containing the original
5 ballot and shall be stored in a secure place until
6 they are delivered to the absentee and special voters
7 precinct board, notwithstanding sections 53.26 and
8 53.27.

9 Sec. 24. Section 53.22, Code 2017, is amended by
10 adding the following new subsection:

11 NEW SUBSECTION. 7. The proof of identity
12 requirements under section 49.78 shall not apply to a
13 voter casting a ballot pursuant to this section.

14 Sec. 25. Section 53.25, Code 2017, is amended to
15 read as follows:

16 **53.25 Rejecting ballot.**

17 1. a. If the absentee voter's affidavit lacks
18 the voter's signature, if the applicant is not a duly
19 registered voter on election day in the precinct where
20 the absentee ballot was cast, if the envelope marked
21 with the affidavit contains more than one ballot of any
22 one kind, or if the voter has voted in person, such
23 vote shall be rejected by the absentee and special
24 voters precinct board. If the affidavit envelope or
25 return envelope marked with the affidavit is open, or
26 has been opened and resealed, or if the ballot is not

27 enclosed in such envelope, and an affidavit envelope or
 28 return envelope marked with the affidavit with the same
 29 serial number and marked "Replacement ballot" is not
 30 attached as provided in section 53.18, the ~~vote~~ ballot
 31 shall be rejected by the absentee and special voters
 32 precinct board.
 33 b. If a voter casts a provisional ballot pursuant
 34 to section 49.78, subsection 7, and the voter has
 35 failed to establish the voter's identity at the

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1 commissioner's office. the provisional ballot shall be
 2 rejected by the absentee and special voters precinct
 3 board.

4 2. If the absentee or provisional ballot is
 5 rejected prior to the opening of the affidavit envelope
 6 or return envelope marked with the affidavit, the voter
 7 casting the ballot shall be notified by a precinct
 8 election official by the time the canvass is completed
 9 of the reason for the rejection on a form prescribed by
 10 the state commissioner of elections.

11 Sec. 26. SEVERABILITY. If any provision of
 12 this division of this Act or the application of any
 13 provision of this division of this Act to any person
 14 or circumstance is held invalid, the invalidity shall
 15 not affect other provisions of the division which can
 16 be given effect without the invalid provisions or
 17 application of the invalid provisions, and to this end,
 18 the provisions of the division are severable.

19 Sec. 27. EFFECTIVE DATE. This division of this Act
 20 takes effect upon the appropriation of moneys by the
 21 general assembly to the state commissioner of elections
 22 in an amount sufficient for implementation of section
 23 48A.10A as declared by the general assembly.

24 Sec. 28. APPLICABILITY. This division of this Act
 25 applies to elections held on or after the effective
 26 date of this division of this Act.

DIVISION III POLLING PLACES

29 Sec. 29. NEW SECTION. 47.11 Electronic poll book
 30 and polling place technology program — revolving loan
 31 fund.

32 1. An electronic poll book and polling place
 33 technology program is created and an electronic poll
 34 book and polling place technology revolving loan fund
 35 is created in the state treasury under the control of

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1 the state commissioner. The program and revolving loan
2 fund shall be administered by the state commissioner
3 and the revolving loan fund shall include moneys
4 allocated from the state commissioner's budget and
5 any other moneys obtained or accepted by the state
6 commissioner for deposit in the revolving loan fund.

7 2. a. The state commissioner may loan moneys in
8 the revolving loan fund to county commissioners for the
9 purchase or update of electronic poll book and polling
10 place technology.

11 b. Moneys loaned under this subsection shall be
12 used, in accordance with section 49.28, to furnish
13 electronic poll books to election precincts for the
14 purpose of modernizing polling places throughout the
15 state.

16 c. The state commissioner may spend an amount
17 not to exceed thirty percent of the moneys in the
18 revolving loan fund at the beginning of a fiscal
19 year to administer polling place technology to ensure
20 compliance with state standards of technological
21 security and the protection of personally identifiable
22 information.

23 3. A loan made under this section shall bear no
24 interest.

25 4. Notwithstanding section 12C.7, subsection 2,
26 interest or earnings on moneys in the revolving loan
27 fund shall be credited to the revolving loan fund.
28 Notwithstanding section 8.33, moneys in the revolving
29 loan fund that remain unencumbered or unobligated at
30 the close of a fiscal year shall not revert to any
31 other fund but shall remain available in the revolving
32 loan fund for the purposes designated.

33 5. The state commissioner shall adopt rules
34 pursuant to chapter 17A to administer this section.

35 Sec. 30. Section 49.88, subsection 1, Code 2017, is

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1 amended to read as follows:

2 1. No more than one person shall be allowed
3 to occupy any voting booth at any time. The use
4 of ~~cameras, cellular telephones, pagers, or other~~
5 ~~electronic communications devices in the voting booth~~
6 photographic devices and the display of voted ballots
7 is prohibited if such use or display is for purposes
8 prohibited under chapter 39A, interferes with other
9 voters, or interferes with the orderly operation of the
10 polling place.

11 DIVISION IV
12 ELECTION CERTIFICATION AND AUDITS

13 Sec. 31. Section 39.2, subsection 1, paragraph a,
14 Code 2017, is amended to read as follows:

15 *a.* All special elections which are authorized or
16 required by law, unless the applicable law otherwise
17 requires, shall be held on Tuesday. A special election
18 shall not be held on the first, second, ~~and~~ third, and
19 fourth Tuesdays preceding and following the primary and
20 the general elections.

21 Sec. 32. NEW SECTION. 49.128 Commissioner filings
22 and notifications.

23 1. No later than twenty days following a general
24 election, the commissioner shall place on file in the
25 commissioner's office a certification that the county
26 met the following requirements at the general election:

27 *a.* The testing of voting equipment was performed,
28 as required under section 52.35.

29 *b.* The election personnel training course was
30 conducted, as required under section 49.124.

31 *c.* Polling places met accessibility standards, as
32 required under section 49.21.

33 *d.* The schedule of required publications was
34 adhered to, as required under section 49.53.

35 *e.* The commissioner has complied with

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1 administrative rules adopted by the state commissioner
2 under chapter 52, including having a written voting
3 system security plan.

4 2. *a.* If the county is required to conduct an
5 audit under section 50.51, the commissioner shall
6 include a copy of the results with the certification
7 required under this section.

8 *b.* If a county is not required to conduct an audit
9 under section 50.51, the commissioner shall include a
10 copy of the certification required under this section
11 along with the election canvass summary report required
12 under section 50.30A.

13 3. The commissioner shall file a copy of the
14 certification under this section with the state
15 commissioner.

16 4. The commissioner shall promptly notify the state
17 commissioner of each suspected incidence of election
18 misconduct that the commissioner has referred to other
19 agencies or law enforcement for investigation.

20 5. The state commissioner shall prescribe a form
21 for use by the county commissioners.

22 Sec. 33. Section 50.12, Code 2017, is amended to
23 read as follows:

24 **50.12 Return and preservation of ballots.**

25 Immediately after making the proclamation, and
26 before separating, the board members of each precinct

27 in which votes have been received by paper ballot shall
28 enclose in an envelope or other container all ballots
29 which have been counted by them, except those endorsed
30 "Rejected as double", "Defective", or "Objected to",
31 and securely seal the envelope. The signatures of
32 all board members of the precinct shall be placed
33 across the seal or the opening of the container so
34 that it cannot be opened without breaking the seal.
35 The precinct election officials shall return all

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1 the ballots to the commissioner, who shall carefully
2 preserve them for six months. Ballots from elections
3 for federal offices shall be preserved for twenty-two
4 months. The sealed packages containing voted ballots
5 shall be opened only for an official recount authorized
6 by section 50.48, 50.49, or 50.50, for an election
7 contest held pursuant to chapters 57 through 62, to
8 conduct an audit pursuant to section 50.51, or to
9 destroy the ballots pursuant to section 50.19.

10 Sec. 34. NEW SECTION. 50.51 Election audits.

11 1. After each general election, the state
12 commissioner shall, with the cooperation of the county
13 commissioners, conduct an audit of the official canvass
14 of votes from the preceding general election.

15 2. The state commissioner shall determine the
16 number of counties and precincts to be audited and
17 shall select the precincts to be audited by lot. The
18 absentee ballot and special voters precinct for each
19 county, established pursuant to section 53.20, shall
20 be included with all other precincts of the county
21 for selection by lot. In every precinct selected,
22 the commissioner shall conduct a hand count of all
23 ballots cast in the preceding general election for
24 president of the United States or governor, as the
25 case may be. The hand count shall be observed by a
26 representative selected by each of the two political
27 parties whose candidates received the highest number of
28 votes statewide in the preceding general election.

29 3. *a.* The commissioner may order an administrative
30 recount pursuant to section 50.50 if the commissioner
31 determines the results of an audit require an
32 administrative recount.

33 *b.* If selected to conduct an audit, the
34 commissioner shall provide an audit report to the
35 county board of supervisors and shall transmit the

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1 audit report to the state commissioner no later than
2 twenty days following the election.

3 4. The results of an audit conducted pursuant
4 to this section shall not change the results, or
5 invalidate the certification, of an election.

6 5. In advance of any other election, the state
7 commissioner may order an audit of the election in the
8 manner provided in this section.

9 6. The state commissioner shall adopt rules,
10 pursuant to chapter 17A, to implement this section.

11 DIVISION V

12 VOTER MISCONDUCT INFORMATION AND REPORTING

13 Sec. 35. Section 48A.26A, Code 2017, is amended by
14 adding the following new subsection:

15 NEW SUBSECTION. 3. A county attorney receiving
16 a notification pursuant to subsection 2 shall review
17 the voter's registration documents and other such
18 information as may be necessary, and report the
19 findings to the commissioner and state registrar of
20 voters.

21 Sec. 36. NEW SECTION. **48A.27A Voting more than**
22 **once — referral and examination.**

23 1. If the state registrar of voters receives
24 information from another jurisdiction that a registered
25 voter of this state may have voted or attempted
26 to vote more than once in the same election, the
27 state registrar shall provide the information to the
28 appropriate commissioner.

29 2. If a commissioner receives information from the
30 state registrar of voters or from another jurisdiction
31 that a registered voter may have voted or attempted
32 to vote more than once in the same election, the
33 commissioner shall provide the information to the
34 county attorney in each jurisdiction where the voter
35 voted or attempted to vote. A county attorney of

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1 this state that is provided such information shall
2 examine the information and report any findings to the
3 commissioner.

4 DIVISION VI

5 STRAIGHT PARTY VOTING

6 Sec. 37. Section 49.37, subsection 1, Code 2017, is
7 amended to read as follows:

8 1. For general elections, and for other elections
9 in which more than one partisan office will be filled,
10 ~~the first section of the ballot shall be for straight~~
11 ~~party voting arranged as provided in this section.~~

12 ~~a. Each political party or organization which has~~

13 ~~nominated candidates for more than one office shall be~~
 14 ~~listed. Instructions to the voter for straight party~~
 15 ~~or organization voting shall be in substantially the~~
 16 ~~following form:~~

17 ~~To vote for all candidates from a single party or~~
 18 ~~organization, mark the voting target next to the party~~
 19 ~~or organization name. Not all parties or organizations~~
 20 ~~have nominated candidates for all offices. Marking a~~
 21 ~~straight party or organization vote does not include~~
 22 ~~votes for nonpartisan offices, judges, or questions.~~

23 ~~b. Political parties and nonparty political~~
 24 ~~organizations which have nominated candidates for only~~
 25 ~~one office shall be listed below the other political~~
 26 ~~organizations under the following heading:~~

27 ~~Other Political Organizations. The following~~
 28 ~~organizations have nominated candidates for only one~~
 29 ~~office:~~

30 ~~e. Offices shall be arranged in groups. Partisan~~
 31 ~~offices, nonpartisan offices, judges, and public~~
 32 ~~measures shall be separated by a distinct line~~
 33 ~~appearing on the ballot.~~

34 Sec. 38. Section 49.37, Code 2017, is amended by
 35 adding the following new subsection:

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1 NEW SUBSECTION. 1A. Offices shall be arranged in
 2 groups. Partisan offices, nonpartisan offices, judges,
 3 and public measures shall be separated by a distinct
 4 line appearing on the ballot.

5 Sec. 39. Section 49.57, subsection 2, Code 2017, is
 6 amended to read as follows:

7 2. ~~In the area of the general election ballot for~~
 8 ~~straight party voting, the party or organization names~~
 9 ~~shall be printed in upper case and lower case letters~~
 10 ~~using a uniform font size for each political party or~~
 11 ~~nonparty political organization. The font size shall~~
 12 ~~be not less than twelve point type. After the name~~
 13 ~~of each candidate for a partisan office the name of~~
 14 ~~the candidate's political party shall be printed in at~~
 15 ~~least six point type. The names of political parties~~
 16 ~~and nonparty political organizations may be abbreviated~~
 17 ~~on the remainder of the ballot if both the full name~~
 18 ~~and the abbreviation appear in the "Straight Party" and~~
 19 ~~"Other Political Party" areas of the ballot.~~

20 Sec. 40. Section 49.98, Code 2017, is amended to
 21 read as follows:

22 **49.98 Counting ballots.**

23 The ballots shall be counted according to the
 24 voters' marks on them as provided in sections 49.92
 25 ~~to 49.97 and 49.93~~, and not otherwise. If, for any
 26 reason, it is impossible to determine from a ballot,

27 as marked, the choice of the voter for any office, the
 28 vote for that office shall not be counted. ~~When there
 29 is a conflict between a straight party or organization
 30 vote for one political party or nonparty political
 31 organization and the vote cast by marking the voting
 32 target next to the name of a candidate for another
 33 political party or nonparty political organization on
 34 the ballot, the mark next to the name of the candidate
 35 shall be held to control, and the straight party or~~

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1 ~~organization vote in that case shall not apply as to
 2 that office.~~ A ballot shall be rejected if the voter
 3 used a mark to identify the voter's ballot. ~~For each
 4 voting system, the~~ The state commissioner shall, by
 5 rule adopted pursuant to chapter 17A, develop uniform
 6 definitions of what constitutes a vote.
 7 Sec. 41. REPEAL. Sections 49.94, 49.95, 49.96, and
 8 49.97, Code 2017, are repealed.

9 DIVISION VII

10 PUBLIC EDUCATION

11 Sec. 42. PUBLIC EDUCATION. The state commissioner
 12 of elections shall, in consultation with the county
 13 commissioners of elections and other relevant
 14 stakeholder groups, develop and implement a
 15 comprehensive and statewide public education plan,
 16 including multimedia advertising, in order to
 17 inform the voters of this state of the election day
 18 identification requirements contained in this Act.>
 19 2. Title page, line 4, by striking <certifications>
 20 and inserting <duties and certifications, voter
 21 misconduct information and reporting, straight party
 22 voting,>
 23 3. By renumbering as necessary.

ROBY SMITH

S-3229

1 Amend House File 516, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, line 4, by striking <subsection> and inserting
 4 <subsections>
 5 2. Page 1, after line 8 by inserting:
 6 <NEW SUBSECTION. 71. The personal identification number
 7 assigned by the state commissioner of elections pursuant to
 8 section 48A.10A, subsection 1.>
 9 3. Page 2, line 8, by striking <and one-half> and inserting
 10 <and one half>
 11 4. Page 2, after line 20 by inserting:
 12 <Sec. ____. Section 49.31, subsection 1, paragraph b, Code

13 2017, is amended to read as follows:

14 *b.* The commissioner shall determine the order of political
 15 parties and nonparty political organizations on the ballot as
 16 provided under this paragraph. The sequence shall be the same
 17 for each office on the ballot and for each precinct in the
 18 county voting in the election. The commissioner shall arrange
 19 the ballot so that the candidates of each political party
 20 described in section 49.13, subsection 2, for each partisan
 21 office appearing on the ballot shall appear as the first and
 22 second candidates listed under that office for the first
 23 precinct listed in subsection 2, paragraph "a". Thereafter, for
 24 each such political party and for each succeeding precinct, the
 25 names appearing first for the respective offices in the last
 26 preceding precinct shall be placed second. Candidates of other
 27 political parties and nonparty political organizations shall
 28 follow in an order to be determined by the commissioner and in
 29 the same sequence for each office on the ballot and for each
 30 precinct in the county voting in the election.

31 Sec. ____. Section 49.31, subsection 2, paragraph b, Code
 32 2017, is amended to read as follows:

33 *b.* The commissioner shall then arrange the surnames of each
 34 political party's candidates for each office to which two or
 35 more persons are to be elected at large alphabetically for

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1 the respective offices for the first precinct on the list;
 2 ~~thereafter providing that the candidates of the political~~
 3 ~~parties described in section 49.13, subsection 2, shall appear~~
 4 ~~before all other candidates on the ballot and alternating~~
 5 ~~the appearance of the names of such candidates by political~~
 6 ~~party. Thereafter for each those political party parties and~~
 7 for each succeeding precinct, the names appearing first for
 8 the respective offices in the last preceding precinct shall be
 9 placed last among those political party candidates described
 10 in section 49.13, subsection 2, so that the names that were
 11 second before the change shall be first after the change. ~~The~~
 12 ~~commissioner may also rotate the names of candidates of a~~
 13 ~~political party in the reverse order of that provided in this~~
 14 ~~subsection or alternate the rotation so that the candidates of~~
 15 ~~different parties shall not be paired as they proceed through~~
 16 ~~the rotation. The names of candidates of any other political~~
 17 ~~party shall appear on the ballot after the candidates of the~~
 18 ~~political parties described in section 49.13, subsection 2, and~~
 19 ~~the commissioner shall arrange and rotate the surnames of such~~
 20 ~~candidates in the same manner as provided for the candidates of~~
 21 ~~the political parties described in section 49.13, subsection~~
 22 ~~2.~~ The procedure for arrangement of names on ballots provided
 23 in this section shall likewise be substantially followed in
 24 elections in political subdivisions of less than a county.>

25 5. Page 4, after line 14 by inserting:

26 <Sec. ____. Section 53.8, subsection 1, Code 2017, is amended

27 by adding the following new paragraph:

28 **NEW PARAGRAPH.** *c.* For envelopes mailed at any election
 29 other than the primary election, the commissioner shall not
 30 mark any envelope with any information related to the party
 31 affiliation of the applicant.>

32 6. Page 4, after line 21 by inserting:

33 <Sec. ____ Section 53.23, subsection 3, paragraph b,

34 subparagraph (1), Code 2017, is amended to read as follows:

35 (1) The commissioner may direct the board to meet on the day

Page 3

1 before the election for the purpose of reviewing the absentee
 2 voters' affidavits appearing on the sealed envelopes. If in
 3 the commissioner's judgment this procedure is necessary due
 4 to the number of absentee ballots received, the members of
 5 the board may open the sealed affidavit envelopes and remove
 6 the secrecy envelope containing the ballot, but under no
 7 circumstances shall a secrecy envelope or a return envelope
 8 marked with an affidavit be opened before the board convenes
 9 on election day, except as provided in paragraph "c". If the
 10 affidavit envelopes are opened before election day pursuant to
 11 this paragraph "b", ~~two observers, one~~ the observers appointed
 12 ~~by each of the two political parties referred to in section~~
 13 ~~49.13, subsection 2, party, as defined in section 43.2,~~ shall
 14 witness the proceedings. Each political party may appoint up
 15 to five observers under this paragraph "b". The observers
 16 shall be appointed by the county chairperson or, if the
 17 county chairperson fails to make an appointment, by the state
 18 chairperson. However, if either or both political parties fail
 19 to appoint an observer, the commissioner may continue with the
 20 proceedings.

21 Sec. ____ Section 53.23, subsection 4, Code 2017, is amended
 22 to read as follows:

23 4. The room where members of the special precinct election
 24 board are engaged in counting absentee ballots on the day
 25 before the election pursuant to subsection 3, paragraph "c",
 26 or during the hours the polls are open shall be policed so
 27 as to prevent any person other than those whose presence is
 28 authorized by this subsection from obtaining information
 29 about the progress of the count. The only persons who may
 30 be admitted to that room are the members of the board, ~~one~~
 31 ~~challenger~~ five challengers representing each political
 32 party, one observer representing any nonparty political
 33 organization or any candidate nominated by petition pursuant
 34 to chapter 45 or any other nonpartisan candidate in a city or
 35 school election appearing on the ballot of the election in

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1 progress, one observer representing persons supporting a public
2 measure appearing on the ballot and one observer representing
3 persons opposed to such measure, and the commissioner or the
4 commissioner's designee. It shall be unlawful for any of these
5 persons to communicate or attempt to communicate, directly or
6 indirectly, information regarding the progress of the count at
7 any time while the board is convened pursuant to subsection 3,
8 paragraph "c", or at any time before the polls are closed.>

9 7. Page 4, line 26, by striking <registration> and inserting
10 <identification>

11 8. Page 6, after line 21 by inserting:

12 <Sec. ___. Section 48A.8, subsection 2, Code 2017, is
13 amended to read as follows:

14 2. An eligible elector who registers by mail and who
15 has not previously voted in an election for federal office
16 in the county of registration shall be required to provide
17 identification documents when voting for the first time in the
18 county, unless the registrant provided on the registration
19 form the registrant's Iowa driver's license number, or
20 the registrant's Iowa nonoperator's identification card
21 number, or the last four numerals of the registrant's social
22 security number and the driver's license, nonoperator's
23 identification, or partial social security number matches an
24 existing state or federal identification record with the same
25 number, name, and date of birth. If the registrant under
26 this subsection votes in person at the polls, or by absentee
27 ballot at the commissioner's office or at a satellite voting
28 station, the registrant shall provide a current and valid
29 photo identification card, ~~or~~ and shall present, as proof of
30 residence, to the appropriate election official one of the
31 following current documents that shows the name and address of
32 the registrant:

33 0a. Residential lease.

34 00a. Property tax statement.

35 a. Utility bill.

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1 b. Bank statement.
2 c. Paycheck.
3 d. Government check.
4 e. Other government document.>

5 9. Page 6, line 22, by striking <registration> and inserting
6 <identification>

7 10. Page 6, line 24, after <shall> by inserting <, each
8 week,>

9 11. Page 6, line 27, by striking <registration> and
10 inserting <identification>

11 12. Page 6, line 29, after <files.> by inserting <The voter
12 identification card shall include the name of the registered

13 voter, a signature line above which the registered voter shall
14 sign the voter identification card, the registered voter's
15 identification number assigned to the voter pursuant to section
16 47.7, subsection 2, and an additional four-digit personal
17 identification number assigned by the state commissioner.>

18 13. Page 6, by striking lines 30 through 34.

19 14. Page 6, line 35, by striking <registration> and
20 inserting <identification>

21 15. Page 7, line 2, by striking <registration> and inserting
22 <identification>

23 16. Page 7, by striking lines 15 through 17 and inserting
24 <form. The acknowledgment shall be sent by nonforwardable
25 mail.>

26 17. Page 8, after line 22 by inserting:

27 <Sec. __. Section 49.77, subsection 1, paragraph a, Code
28 2017, is amended to read as follows:

29 a. Any person desiring to vote shall sign a voter's
30 declaration provided by the officials, in substantially the
31 following form:

32 VOTER'S DECLARATION
33 OF ELIGIBILITY

34 I do solemnly swear or affirm that I am a resident of the
35 precinct, ward or township, city of, county of

Page 6

1, Iowa.

2 I am a registered voter. I was born on the day of
3 (month) (year). I have not voted and will not vote in any
4 other precinct in said election.

5 I understand that any false statement in this declaration is
6 a criminal offense punishable as provided by law.

7

Signature of Voter

8

Address

9

Telephone (optional)

10 Approved:

11

12 Board Member>

13 18. Page 8, after line 24 by inserting:

14 <Sec. __. Section 49.77, subsection 4, paragraph a, Code
15 2017, is amended to read as follows:

16 a. A person whose name does not appear on the election
17 register of the precinct in which that person claims the right
18 to vote shall not be permitted to vote, unless the person
19 affirms that the person is currently registered in the county
20 and presents proof of identity and residence as required
21 pursuant to section 48A.8, or the commissioner informs the
22 precinct election officials that an error has occurred and
23 that the person is a registered voter of that precinct. If

27 the commissioner finds no record of the person's registration
28 but the person insists that the person is a registered voter
29 of that precinct, the precinct election officials shall allow
30 the person to cast a ballot in the manner prescribed by section
31 49.81.>
32 19. Page 9, line 26, by striking <registration> and
33 inserting <identification>
34 20. Page 9, line 28, by striking <registration> and
35 inserting <identification>

Page 7

1 21. Page 16, line 11, after <CERTIFICATION> by inserting <
2 OVERSIGHT,>
3 22. Page 16, after line 18 by inserting:
4 <Sec. ___. Section 47.1, Code 2017, is amended by adding the
5 following new subsection:
6 NEW SUBSECTION. 6. The state commissioner may, at the
7 state commissioner's discretion, examine the records of a
8 commissioner to evaluate complaints and to ensure compliance
9 with the provisions of chapters 39 through 53. The state
10 commissioner shall adopt rules pursuant to chapter 17A to
11 require a commissioner to provide written explanations related
12 to examinations conducted pursuant to this subsection.>
13 23. Page 21, after line 21 by inserting:
14 <DIVISION ___
15 ABSENTEE VOTING PERIOD
16 Sec. ___. Section 53.8, subsection 1, paragraph a,
17 unnumbered paragraph 1, Code 2017, is amended to read as
18 follows:
19 Upon receipt of an application for an absentee ballot
20 and immediately after the absentee ballots are printed,
21 but not more than twenty-nine days before the election, the
22 commissioner shall mail an absentee ballot to the applicant
23 within twenty-four hours, except as otherwise provided in
24 subsection 3. The absentee ballot shall be sent to the
25 registered voter by one of the following methods:
26 Sec. ___. Section 53.10, subsection 1, Code 2017, is amended
27 to read as follows:
28 1. Not more than ~~forty~~ twenty-nine days before the date of
29 the primary election or the general election, the commissioner
30 shall provide facilities for absentee voting in person at the
31 commissioner's office. This service shall also be provided
32 for other elections as soon as the ballots are ready, but in
33 no case shall absentee ballots be available under this section
34 more than ~~forty~~ twenty-nine days before an election.
35 Sec. ___. Section 53.11, subsection 1, paragraph a, Code

Page 8

1 2017, is amended to read as follows:

2 *a.* ~~Satellite~~ Not more than twenty-nine days before the
 3 date of an election, satellite absentee voting stations may be
 4 established throughout the cities and county at the direction
 5 of the commissioner and shall be established upon receipt
 6 of a petition signed by not less than one hundred eligible
 7 electors requesting that a satellite absentee voting station
 8 be established at a location to be described on the petition.
 9 However, if a special election is scheduled in the county on a
 10 date that falls between the date of the regular city election
 11 and the date of the city runoff election, the commissioner is
 12 not required to establish a satellite absentee voting station
 13 for the city runoff election.

14 Sec. __. APPLICABILITY. This division of this Act applies
 15 to elections held on or after January 1, 2018.

16 DIVISION __

17 VOTING AGE AT PRIMARY ELECTIONS

18 Sec. __. Section 48A.5, subsection 2, paragraph c, Code
 19 2017, is amended to read as follows:

20 *c.* (1) Be at least eighteen years of age. However,
 21 for purposes of voting in the primary election, an eligible
 22 elector shall be at least eighteen years of age on the date of
 23 the respective general election or city election. Completed
 24 registration forms shall be accepted from registrants who are
 25 at least seventeen ~~and one-half~~ years of age; ~~however, For~~
 26 an election other than a primary election, the registration
 27 shall not be effective until the registrant reaches the age
 28 of eighteen. The commissioner of registration shall ensure
 29 that the birth date shown on the registration form is at
 30 least seventeen ~~and one-half~~ years earlier than the date the
 31 registration is processed.

32 (2) A registrant who is at least seventeen ~~and one-half~~
 33 years of age and who will be eighteen by the date of a pending
 34 election is a registered voter for the pending election for
 35 purposes of chapter 53. For purposes of voting in a primary

Page 9

1 election under chapter 43, a registrant who will be at least
 2 eighteen years of age by the date of the respective general
 3 election or city election is a registered voter for the pending
 4 primary election.

5 Sec. __. Section 48A.11, subsection 3, Code 2017, is
 6 amended to read as follows:

7 3. d. The following questions and statement regarding
 8 eligibility shall be included on forms that may be used for
 9 registration by mail:

10 [1] "Are you a citizen of the United States of America?"

11 [2] "Will you be eighteen years of age on or before election
 12 day?"

13 [3] "If you checked 'no' in response to either of these
14 questions, do not complete this form."

15 b. The forms shall also include information noting that, for
16 purposes of voting in a primary election, a person may complete
17 the form if the person is a citizen of the United States of
18 America and will be at least eighteen years of age on the date
19 of the general election.

20 Sec. ____ Section 48A.14, subsection 1, paragraph b, Code
21 2017, is amended to read as follows:

22 b. The challenged registrant is less than seventeen ~~and~~
23 ~~one-half~~ years of age.

24 Sec. ____ Section 48A.23, subsection 1, Code 2017, is
25 amended to read as follows:

26 1. At least twice during each school year, the board of
27 directors of each school district operating a high school and
28 the authorities in charge of each accredited nonpublic school
29 shall offer the opportunity to register to vote to each student
30 who is at least seventeen ~~and one-half~~ years of age.

31 Sec. ____ Section 48A.26, subsection 9, Code 2017, is
32 amended to read as follows:

33 9. When a person who is at least seventeen ~~and one-half~~
34 years of age but less than eighteen years of age registers
35 to vote, the commissioner shall maintain a record of the

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1 registration so as to clearly indicate that it will not take
2 effect until the registrant's eighteenth birthday and that the
3 person is registered and qualifies to vote at any election
4 held on or after that date. However, the commissioner shall
5 indicate that the person is registered and qualifies to vote
6 at the pending primary election if the person will be at least
7 eighteen years of age on the date of the respective general
8 election or city election.

9 Sec. ____ Section 49.79, subsection 2, paragraph b, Code
10 2017, is amended to read as follows:

11 b. The For an election other than a primary election, the
12 challenged person is less than eighteen years of age as of the
13 date of the election at which the person is offering to vote.
14 For a primary election, the challenged person will be less than
15 eighteen years of age on the date of the respective general
16 election or city election.

17 Sec. ____ Section 49.81, subsection 4, paragraph a, Code
18 2017, is amended to read as follows:

19 a. (1) The individual envelopes used for each provisional
20 ballot cast pursuant to subsection 1 shall have space for the
21 voter's name, date of birth, and address and shall have printed
22 on them the following:

23 I am a United States citizen, at least eighteen years of
24 age ~~or, for purposes of voting in a primary election, I~~
25 will be at least eighteen years of age on the date of the
26 respective general election or city election. I believe I am

27 a registered voter of this county and I am eligible to vote in
 28 this election.
 29
 30 (signature of voter) (date)
 31 (2) The following information is to be provided by the
 32 precinct election official:
 33 Reason for casting provisional ballot:
 34
 35

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1
 2 (signature of precinct
 3 election official)

4 Sec. ____ Section 280.9A, subsection 3, Code 2017, is
 5 amended to read as follows:
 6 3. At least twice during each school year, the board of
 7 directors of each local public school district operating a
 8 high school and the authorities in charge of each accredited
 9 nonpublic school operating a high school shall offer the
 10 opportunity to register to vote to each student who is at least
 11 seventeen ~~and one-half~~ years of age, as required by section
 12 48A.23.

13 Sec. ____ Section 602.8102, subsection 15, Code 2017, is
 14 amended to read as follows:

15 15. Monthly, notify the county commissioner of registration
 16 and the state registrar of voters of persons seventeen ~~and~~
 17 ~~one-half~~ years of age and older who have been convicted of a
 18 felony during the preceding calendar month or persons who at
 19 any time during the preceding calendar month have been legally
 20 declared to be a person who is incompetent to vote as that term
 21 is defined in section 48A.2.

22 Sec. ____ EFFECTIVE DATE. This division of this Act takes
 23 effect January 1, 2018.

24 DIVISION ____
 25 CANDIDATE FILING DEADLINES

26 Sec. ____ Section 43.6, subsection 1, Code 2017, is amended
 27 to read as follows:

28 1. When a vacancy occurs in the office of senator in the
 29 Congress of the United States, secretary of state, auditor
 30 of state, treasurer of state, secretary of agriculture, or
 31 attorney general and section 69.13 requires that the vacancy
 32 be filled for the balance of the unexpired term at a general
 33 election, candidates for the office shall be nominated in the
 34 preceding primary election if the vacancy occurs eighty-nine
 35 or more days before the date of that primary election. If

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1 the vacancy occurs less than one hundred four days before the
 2 date of that primary election, the state commissioner shall
 3 accept nomination papers for that office only until 5:00 p.m.
 4 on the seventy-fourth day before the primary election, the
 5 provisions of section 43.11 notwithstanding. If the vacancy
 6 occurs later than eighty-nine days before the date of that
 7 primary election, but not less than ~~eighty-nine~~ eighty-one days
 8 before the date of the general election, the nominations shall
 9 be made in the manner prescribed by this chapter for filling
 10 vacancies in nominations for offices to be voted for at the
 11 general election.

12 Sec. ____ Section 43.73, Code 2017, is amended to read as
 13 follows:

14 **43.73 State commissioner to certify nominees.**

15 1. Not less than ~~sixty-nine~~ sixty-four days before the
 16 general election the state commissioner shall certify to each
 17 commissioner, under separate party headings, the name of each
 18 person nominated as shown by the official canvass made by the
 19 executive council, or as certified to the state commissioner
 20 by the proper persons when any person has been nominated by
 21 a convention or by a party committee, or by petition, the
 22 office to which the person is nominated, and the order in which
 23 federal and state offices, judges, constitutional amendments,
 24 and state public measures shall appear on the official ballot.

25 2. The state commissioner shall similarly certify to the
 26 appropriate commissioner or commissioners at the earliest
 27 practicable time the names of nominees for a special election,
 28 called under section 69.14, submitted to the state commissioner
 29 pursuant to section 43.78, subsection 4.

30 Sec. ____ Section 43.76, subsection 1, Code 2017, is amended
 31 to read as follows:

32 1. A candidate nominated in a primary election for any
 33 office for which nomination papers are required to be filed
 34 with the state commissioner may withdraw as a nominee for that
 35 office on or before, but not later than, the ~~eighty-ninth~~

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1 eighty-first day before the date of the general election by so
 2 notifying the state commissioner in writing.

3 Sec. ____ Section 43.77, subsections 3 and 4, Code 2017, are
 4 amended to read as follows:

5 3. The person nominated in the primary election as the
 6 party's candidate for that office subsequently withdrew as
 7 permitted by section 43.76, was found to lack the requisite
 8 qualifications for the office, or died, at a time not later
 9 than the ~~eighty-ninth~~ eighty-first day before the date of the
 10 general election in the case of an office for which nomination
 11 papers must be filed with the state commissioner and not later
 12 than the seventy-fourth day before the date of the general

13 election in the case of an office for which nomination papers
14 must be filed with the county commissioner.

15 4. A vacancy has occurred in the office of senator in the
16 Congress of the United States, secretary of state, auditor
17 of state, treasurer of state, secretary of agriculture, or
18 attorney general, under the circumstances described in section
19 69.13, less than eighty-nine days before the primary election
20 and not less than eighty-nine days before the general election.

21 Sec. ____ Section 43.78, subsection 2, Code 2017, is amended
22 to read as follows:

23 2. The name of any candidate designated to fill a vacancy on
24 the general election ballot in accordance with subsection 1,
25 paragraph "a", "b", or "c" shall be submitted in writing to the
26 state commissioner not later than 5:00 p.m. on the ~~eighty-first~~
27 seventy-third day before the date of the general election.

28 Sec. ____ Section 43.79, Code 2017, is amended to read as
29 follows:

30 **43.79 Death of candidate after time for withdrawal.**

31 The death of a candidate nominated as provided by law for any
32 office to be filled at a general election, during the period
33 beginning on the ~~eighty-eighth~~ ~~eighty-first~~ day before the
34 general election, in the case of any candidate whose nomination
35 papers were filed with the state commissioner, or beginning

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1 on the seventy-third day before the general election, in the
2 case of any candidate ~~whose nomination papers were filed with~~
3 ~~the commissioner~~ filing nomination papers under this chapter,
4 and ending on the last day before the general election shall
5 not operate to remove the deceased candidate's name from the
6 general election ballot. If the deceased candidate was seeking
7 the office of senator or representative in the Congress of
8 the United States, governor, attorney general, senator or
9 representative in the general assembly or county supervisor,
10 section 49.58 shall control. If the deceased candidate was
11 seeking any other office, and as a result of the candidate's
12 death a vacancy is subsequently found to exist, the vacancy
13 shall be filled as provided by chapter 69.

14 Sec. ____ Section 44.4, subsection 1, Code 2017, is amended
15 to read as follows:

16 1. Nominations made pursuant to this chapter and chapter
17 45 which are required to be filed in the office of the state
18 commissioner shall be filed in that office not more than
19 ninety-nine days nor later than 5:00 p.m. on the ~~eighty-first~~
20 seventy-third day before the date of the general election to
21 be held in November. Nominations made for a special election
22 called pursuant to section 69.14 shall be filed by 5:00 p.m.
23 not less than twenty-five days before the date of an election
24 called upon at least forty days' notice and not less than
25 fourteen days before the date of an election called upon at
26 least eighteen days' notice. Nominations made for a special

27 election called pursuant to section 69.14A shall be filed by
28 5:00 p.m. not less than twenty-five days before the date of
29 the election. Nominations made pursuant to this chapter and
30 chapter 45 which are required to be filed in the office of
31 the commissioner shall be filed in that office not more than
32 ninety-two days nor later than 5:00 p.m. on the sixty-ninth
33 day before the date of the general election. Nominations made
34 pursuant to this chapter or chapter 45 for city office shall
35 be filed not more than seventy-two days nor later than 5:00

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1 p.m. on the forty-seventh day before the city election with the
2 county commissioner of elections responsible under section 47.2
3 for conducting elections held for the city, who shall process
4 them as provided by law.

5 Sec. ____ Section 44.9, subsection 1, Code 2017, is amended
6 to read as follows:

7 1. In the office of the state commissioner, at least
8 ~~seventy-four~~ sixty-eight days before the date of the election.

9 Sec. ____ Section 44.11, Code 2017, is amended to read as
10 follows:

11 **44.11 Vacancies filled.**

12 If a candidate named under this chapter withdraws before the
13 deadline established in section 44.9, declines a nomination,
14 or dies before election day, or if a certificate of nomination
15 is held insufficient or inoperative by the officer with whom
16 it is required to be filed, or in case any objection made
17 to a certificate of nomination, or to the eligibility of any
18 candidate named in the certificate, is sustained by the board
19 appointed to determine such questions, the vacancy or vacancies
20 may be filled by the convention, or caucus, or in such manner
21 as such convention or caucus has previously provided. The
22 vacancy or vacancies shall be filled not less than ~~seventy-four~~
23 sixty-eight days before the election in the case of nominations
24 required to be filed with the state commissioner, not less
25 than sixty-four days before the election in the case of
26 nominations required to be filed with the commissioner or the
27 state commissioner, not less than thirty-five days before the
28 election in the case of nominations required to be filed in
29 the office of the school board secretary, and not less than
30 forty-two days before the election in the case of nominations
31 required to be filed with the commissioner for city elections.

32 Sec. ____ Section 46.21, unnumbered paragraph 1, Code 2017,
33 is amended to read as follows:

34 At least ~~sixty-nine~~ sixty-four days before each judicial
35 election, the state commissioner of elections shall certify to

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1 the county commissioner of elections of each county a list of
 2 the judges of the supreme court, court of appeals, and district
 3 court including district associate judges, full-time associate
 4 juvenile judges, and full-time associate probate judges, and
 5 clerks of the district court to be voted on in each county at
 6 that election. The county commissioner of elections shall
 7 place the names upon the ballot in the order in which they
 8 appear in the certificate. The state commissioner of elections
 9 shall rotate the names in the certificate by county. The names
 10 of all judges and clerks to be voted on shall be placed upon one
 11 ballot, which shall be in substantially the following form:>
 12 24. Title page, line 5, after <voting,> by inserting <the
 13 voting age at primary elections, candidate filing deadlines,>
 14 25. By renumbering, redesignating, and correcting internal
 15 references as necessary.

ROBY SMITH

S-3230

1 Amend the amendment, S-3220, to Senate File 431 as follows:
 2 1. Page 3, lines 11 and 12, by striking <or for other
 3 communications or utility purposes> and inserting <by
 4 supporting non-authority communications equipment>
 5 2. Page 8, lines 6 and 7, by striking <communication or
 6 utility purposes> and inserting <non-authority communications
 7 equipment>

DAN ZUMBACH

S-3231

1 Amend House File 516, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, line 4, by striking <subsection> and inserting
 4 <subsections>
 5 2. Page 1, after line 8 by inserting:
 6 <NEW SUBSECTION. 71. The personal identification number
 7 assigned by the state commissioner of elections pursuant to
 8 section 48A.10A, subsection 1.>
 9 3. Page 2, line 8, by striking <and one-half> and inserting
 10 <~~and one-half~~>
 11 4. Page 2, after line 20 by inserting:
 12 <Sec. __. Section 49.31, subsection 1, paragraph b, Code
 13 2017, is amended to read as follows:
 14 b. The commissioner shall determine the order of political
 15 parties and nonparty political organizations on the ballot as
 16 provided under this paragraph. The sequence shall be the same
 17 for each office on the ballot and for each precinct in the
 18 county voting in the election. The commissioner shall arrange

19 the ballot so that the candidates of each political party
 20 described in section 49.13, subsection 2, for each partisan
 21 office appearing on the ballot shall appear as the first and
 22 second candidates listed under that office for the first
 23 precinct listed in subsection 2, paragraph "a". Thereafter, for
 24 each such political party and for each succeeding precinct, the
 25 names appearing first for the respective offices in the last
 26 preceding precinct shall be placed second. Candidates of other
 27 political parties and nonparty political organizations shall
 28 follow in an order to be determined by the commissioner and in
 29 the same sequence for each office on the ballot and for each
 30 precinct in the county voting in the election.

31 Sec. ____ Section 49.31, subsection 2, paragraph b, Code
 32 2017, is amended to read as follows:

33 b. The commissioner shall then arrange the surnames of each
 34 political party's candidates for each office to which two or
 35 more persons are to be elected at large alphabetically for

Page 2

1 the respective offices for the first precinct on the list;
 2 ~~thereafter providing that the candidates of the political~~
 3 ~~parties described in section 49.13, subsection 2, shall appear~~
 4 ~~before all other candidates on the ballot and alternating~~
 5 ~~the appearance of the names of such candidates by political~~
 6 ~~party. Thereafter for each those political party parties and~~
 7 for each succeeding precinct, the names appearing first for
 8 the respective offices in the last preceding precinct shall be
 9 placed last among those political party candidates described
 10 in section 49.13, subsection 2, so that the names that were
 11 second before the change shall be first after the change. ~~The~~
 12 ~~commissioner may also rotate the names of candidates of a~~
 13 ~~political party in the reverse order of that provided in this~~
 14 ~~subsection or alternate the rotation so that the candidates of~~
 15 ~~different parties shall not be paired as they proceed through~~
 16 ~~the rotation. The names of candidates of any other political~~
 17 ~~party shall appear on the ballot after the candidates of the~~
 18 ~~political parties described in section 49.13, subsection 2, and~~
 19 ~~the commissioner shall arrange and rotate the surnames of such~~
 20 ~~candidates in the same manner as provided for the candidates of~~
 21 ~~the political parties described in section 49.13, subsection~~
 22 ~~2.~~ The procedure for arrangement of names on ballots provided
 23 in this section shall likewise be substantially followed in
 24 elections in political subdivisions of less than a county.>

25 5. Page 4, after line 14 by inserting:

26 <Sec. ____ Section 53.8, subsection 1, Code 2017, is amended
 27 by adding the following new paragraph:

28 NEW PARAGRAPH. c. For envelopes mailed at any election
 29 other than the primary election, the commissioner shall not
 30 mark any envelope with any information related to the party
 31 affiliation of the applicant.>

32 6. Page 4, after line 21 by inserting:

33 <Sec. ____ Section 53.23, subsection 3, paragraph b,
 34 subparagraph (1), Code 2017, is amended to read as follows:
 35 (1) The commissioner may direct the board to meet on the day

Page 3

1 before the election for the purpose of reviewing the absentee
 2 voters' affidavits appearing on the sealed envelopes. If in
 3 the commissioner's judgment this procedure is necessary due
 4 to the number of absentee ballots received, the members of
 5 the board may open the sealed affidavit envelopes and remove
 6 the secrecy envelope containing the ballot, but under no
 7 circumstances shall a secrecy envelope or a return envelope
 8 marked with an affidavit be opened before the board convenes
 9 on election day, except as provided in paragraph "c". If the
 10 affidavit envelopes are opened before election day pursuant to
 11 this paragraph "b", ~~two observers, one~~ the observers appointed
 12 by each of the two political parties referred to in section
 13 ~~49.13, subsection 2, party, as defined in section 43.2,~~ shall
 14 witness the proceedings. Each political party may appoint up
 15 to five observers under this paragraph "b". The observers
 16 shall be appointed by the county chairperson or, if the
 17 county chairperson fails to make an appointment, by the state
 18 chairperson. However, if either or both political parties fail
 19 to appoint an observer, the commissioner may continue with the
 20 proceedings.

21 Sec. ____ Section 53.23, subsection 4, Code 2017, is amended
 22 to read as follows:

23 4. The room where members of the special precinct election
 24 board are engaged in counting absentee ballots on the day
 25 before the election pursuant to subsection 3, paragraph "c",
 26 or during the hours the polls are open shall be policed so
 27 as to prevent any person other than those whose presence is
 28 authorized by this subsection from obtaining information
 29 about the progress of the count. The only persons who may
 30 be admitted to that room are the members of the board, ~~one~~
 31 ~~challenger~~ five challengers representing each political
 32 party, one observer representing any nonparty political
 33 organization or any candidate nominated by petition pursuant
 34 to chapter 45 or any other nonpartisan candidate in a city or
 35 school election appearing on the ballot of the election in

Page 4

1 progress, one observer representing persons supporting a public
 2 measure appearing on the ballot and one observer representing
 3 persons opposed to such measure, and the commissioner or the
 4 commissioner's designee. It shall be unlawful for any of these
 5 persons to communicate or attempt to communicate, directly or
 6 indirectly, information regarding the progress of the count at
 7 any time while the board is convened pursuant to subsection 3,
 8 paragraph "c", or at any time before the polls are closed.>

9 7. Page 4, line 26, by striking <registration> and inserting
10 <identification>

11 8. Page 6, after line 21 by inserting:
12 <Sec. __. Section 48A.8, subsection 2, Code 2017, is
13 amended to read as follows:

14 2. An eligible elector who registers by mail and who
15 has not previously voted in an election for federal office
16 in the county of registration shall be required to provide
17 identification documents when voting for the first time in the
18 county, unless the registrant provided on the registration
19 form the registrant's Iowa driver's license number, or
20 the registrant's Iowa nonoperator's identification card
21 number, or the last four numerals of the registrant's social
22 security number and the driver's license, nonoperator's
23 identification, or partial social security number matches an
24 existing state or federal identification record with the same
25 number, name, and date of birth. If the registrant under
26 this subsection votes in person at the polls, or by absentee
27 ballot at the commissioner's office or at a satellite voting
28 station, the registrant shall provide a current and valid
29 photo identification card, ~~or~~ and shall present, as proof of
30 residence, to the appropriate election official one of the
31 following current documents that shows the name and address of
32 the registrant:

33 0a. Residential lease.

34 00a. Property tax statement.

35 a. Utility bill.

Page 5

1 b. Bank statement.

2 c. Paycheck.

3 d. Government check.

4 e. Other government document.>

5 9. Page 6, line 22, by striking <registration> and inserting
6 <identification>

7 10. Page 6, line 24, after <shall> by inserting <, each
8 week,>

9 11. Page 6, line 27, by striking <registration> and
10 inserting <identification>

11 12. Page 6, line 29, after <files.> by inserting <The voter
12 identification card shall include the name of the registered
13 voter, a signature line above which the registered voter shall
14 sign the voter identification card, the registered voter's
15 identification number assigned to the voter pursuant to section
16 47.7, subsection 2, and an additional four-digit personal
17 identification number assigned by the state commissioner.>

18 13. Page 6, by striking lines 30 through 34.

19 14. Page 6, line 35, by striking <registration> and
20 inserting <identification>

21 15. Page 7, line 2, by striking <registration> and inserting
22 <identification>

23 16. Page 7, by striking lines 15 through 17 and inserting
24 <form. The acknowledgment shall be sent by nonforwardable
25 mail.>

26 17. Page 8, after line 22 by inserting:
27 <Sec. ____. Section 49.77, subsection 1, paragraph a, Code
28 2017, is amended to read as follows:

29 a. Any person desiring to vote shall sign a voter's
30 declaration provided by the officials, in substantially the
31 following form:

32 VOTER'S DECLARATION
33 OF ELIGIBILITY

34 I do solemnly swear or affirm that I am a resident of the
35 precinct, ward or township, city of, county of

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1, Iowa.

2 I am a registered voter. I was born on the day of
3 (month) (year). I have not voted and will not
4 vote in any other precinct in said election.

5 I understand that any false statement in this declaration is
6 a criminal offense punishable as provided by law.

7
8 Signature of Voter
9
10 Address
11
12 Telephone (optional)

13 Approved:
14
15 Board Member>

16 18. Page 8, after line 24 by inserting:
17 <Sec. ____. Section 49.77, subsection 4, paragraph a, Code
18 2017, is amended to read as follows:

19 a. A person whose name does not appear on the election
20 register of the precinct in which that person claims the right
21 to vote shall not be permitted to vote, unless the person
22 affirms that the person is currently registered in the county
23 and presents proof of identity and residence as required
24 pursuant to section 48A.8, or the commissioner informs the
25 precinct election officials that an error has occurred and
26 that the person is a registered voter of that precinct. If
27 the commissioner finds no record of the person's registration
28 but the person insists that the person is a registered voter
29 of that precinct, the precinct election officials shall allow
30 the person to cast a ballot in the manner prescribed by section
31 49.81.>

32 19. Page 9, line 26, by striking <registration> and
33 inserting <identification>

34 20. Page 9, line 28, by striking <registration> and
35 inserting <identification>

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1 21. Page 16, line 11, after <CERTIFICATION> by inserting <
2 OVERSIGHT,>

3 22. Page 16, after line 18 by inserting:

4 <Sec. ___. Section 47.1, Code 2017, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 6. The state commissioner may, at the
7 state commissioner's discretion, examine the records of a
8 commissioner to evaluate complaints and to ensure compliance
9 with the provisions of chapters 39 through 53. The state
10 commissioner shall adopt rules pursuant to chapter 17A to
11 require a commissioner to provide written explanations related
12 to examinations conducted pursuant to this subsection.>

13 23. Page 21, after line 21 by inserting:

14 <DIVISION ___
15 ABSENTEE VOTING PERIOD

16 Sec. ___. Section 53.8, subsection 1, paragraph a,
17 unnumbered paragraph 1, Code 2017, is amended to read as
18 follows:

19 Upon receipt of an application for an absentee ballot
20 and immediately after the absentee ballots are printed,
21 but not more than twenty-nine days before the election, the
22 commissioner shall mail an absentee ballot to the applicant
23 within twenty-four hours, except as otherwise provided in
24 subsection 3. The absentee ballot shall be sent to the
25 registered voter by one of the following methods:

26 Sec. ___. Section 53.10, subsection 1, Code 2017, is amended
27 to read as follows:

28 1. Not more than ~~forty~~ twenty-nine days before the date of
29 the primary election or the general election, the commissioner
30 shall provide facilities for absentee voting in person at the
31 commissioner's office. This service shall also be provided
32 for other elections as soon as the ballots are ready, but in
33 no case shall absentee ballots be available under this section
34 more than ~~forty~~ twenty-nine days before an election.

35 Sec. ___. Section 53.11, subsection 1, paragraph a, Code

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1 2017, is amended to read as follows:

2 a. ~~Satellite~~ Not more than twenty-nine days before the
3 date of an election, satellite absentee voting stations may be
4 established throughout the cities and county at the direction
5 of the commissioner and shall be established upon receipt
6 of a petition signed by not less than one hundred eligible
7 electors requesting that a satellite absentee voting station
8 be established at a location to be described on the petition.
9 However, if a special election is scheduled in the county on a
10 date that falls between the date of the regular city election
11 and the date of the city runoff election, the commissioner is
12 not required to establish a satellite absentee voting station

13 for the city runoff election.

14 Sec. ____ APPLICABILITY. This division of this Act applies
15 to elections held on or after January 1, 2018.

16 DIVISION ____

17 VOTING AGE AT PRIMARY ELECTIONS

18 Sec. ____ Section 48A.5, subsection 2, paragraph c, Code
19 2017, is amended to read as follows:

20 c. (1) Be at least eighteen years of age. However,
21 for purposes of voting in the primary election, an eligible
22 elector shall be at least eighteen years of age on the date of
23 the respective general election or city election. Completed
24 registration forms shall be accepted from registrants who are
25 at least seventeen ~~and one half~~ years of age; ~~however, For~~
26 an election other than a primary election, the registration
27 shall not be effective until the registrant reaches the age
28 of eighteen. The commissioner of registration shall ensure
29 that the birth date shown on the registration form is at
30 least seventeen ~~and one half~~ years earlier than the date the
31 registration is processed.

32 (2) A registrant who is at least seventeen ~~and one half~~
33 years of age and who will be eighteen by the date of a pending
34 election is a registered voter for the pending election for
35 purposes of chapter 53. For purposes of voting in a primary

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1 election under chapter 43, a registrant who will be at least
2 eighteen years of age by the date of the respective general
3 election or city election is a registered voter for the pending
4 primary election.

5 Sec. ____ Section 48A.11, subsection 3, Code 2017, is
6 amended to read as follows:

7 3. a. The following questions and statement regarding
8 eligibility shall be included on forms that may be used for
9 registration by mail:

10 [1] "Are you a citizen of the United States of America?"

11 [2] "Will you be eighteen years of age on or before election
12 day?"

13 [3] "If you checked 'no' in response to either of these
14 questions, do not complete this form."

15 b. The forms shall also include information noting that, for
16 purposes of voting in a primary election, a person may complete
17 the form if the person is a citizen of the United States of
18 America and will be at least eighteen years of age on the date
19 of the general election.

20 Sec. ____ Section 48A.14, subsection 1, paragraph b, Code
21 2017, is amended to read as follows:

22 b. The challenged registrant is less than seventeen ~~and~~
23 ~~one half~~ years of age.

24 Sec. ____ Section 48A.23, subsection 1, Code 2017, is
25 amended to read as follows:

26 1. At least twice during each school year, the board of

27 directors of each school district operating a high school and
28 the authorities in charge of each accredited nonpublic school
29 shall offer the opportunity to register to vote to each student
30 who is at least seventeen ~~and one half~~ years of age.

31 Sec. ____ Section 48A.26, subsection 9, Code 2017, is
32 amended to read as follows:

33 9. When a person who is at least seventeen ~~and one half~~
34 years of age but less than eighteen years of age registers
35 to vote, the commissioner shall maintain a record of the

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1 registration so as to clearly indicate that it will not take
2 effect until the registrant's eighteenth birthday and that the
3 person is registered and qualifies to vote at any election
4 held on or after that date. However, the commissioner shall
5 indicate that the person is registered and qualifies to vote
6 at the pending primary election if the person will be at least
7 eighteen years of age on the date of the respective general
8 election or city election.

9 Sec. ____ Section 49.79, subsection 2, paragraph b, Code
10 2017, is amended to read as follows:

11 b. ~~The~~ For an election other than a primary election, the
12 challenged person is less than eighteen years of age as of the
13 date of the election at which the person is offering to vote.
14 For a primary election, the challenged person will be less than
15 eighteen years of age on the date of the respective general
16 election or city election.

17 Sec. ____ Section 49.81, subsection 4, paragraph a, Code
18 2017, is amended to read as follows:

19 a. (1) The individual envelopes used for each provisional
20 ballot cast pursuant to subsection 1 shall have space for the
21 voter's name, date of birth, and address and shall have printed
22 on them the following:

23 I am a United States citizen, at least eighteen years of
24 age or, for purposes of voting in a primary election, I
25 will be at least eighteen years of age on the date of the
26 respective general election or city election. I believe I am
27 a registered voter of this county and I am eligible to vote in
28 this election.

29
30 (signature of voter) (date)

31 (2) The following information is to be provided by the
32 precinct election official:

33 Reason for casting provisional ballot:
34
35

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1
 2 (signature of precinct
 3 election official)
 4 Sec. ____ Section 280.9A, subsection 3, Code 2017, is
 5 amended to read as follows:
 6 3. At least twice during each school year, the board of
 7 directors of each local public school district operating a
 8 high school and the authorities in charge of each accredited
 9 nonpublic school operating a high school shall offer the
 10 opportunity to register to vote to each student who is at least
 11 seventeen ~~and one-half~~ years of age, as required by section
 12 48A.23.
 13 Sec. ____ Section 602.8102, subsection 15, Code 2017, is
 14 amended to read as follows:
 15 15. Monthly, notify the county commissioner of registration
 16 and the state registrar of voters of persons seventeen ~~and~~
 17 ~~one-half~~ years of age and older who have been convicted of a
 18 felony during the preceding calendar month or persons who at
 19 any time during the preceding calendar month have been legally
 20 declared to be a person who is incompetent to vote as that term
 21 is defined in section 48A.2.
 22 Sec. ____ EFFECTIVE DATE. This division of this Act takes
 23 effect January 1, 2018.

DIVISION ____

CANDIDATE FILING DEADLINES

26 Sec. ____ Section 43.6, subsection 1, Code 2017, is amended
 27 to read as follows:
 28 1. When a vacancy occurs in the office of senator in the
 29 Congress of the United States, secretary of state, auditor
 30 of state, treasurer of state, secretary of agriculture, or
 31 attorney general and section 69.13 requires that the vacancy
 32 be filled for the balance of the unexpired term at a general
 33 election, candidates for the office shall be nominated in the
 34 preceding primary election if the vacancy occurs eighty-nine
 35 or more days before the date of that primary election. If

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1 the vacancy occurs less than one hundred four days before the
 2 date of that primary election, the state commissioner shall
 3 accept nomination papers for that office only until 5:00 p.m.
 4 on the seventy-fourth day before the primary election, the
 5 provisions of section 43.11 notwithstanding. If the vacancy
 6 occurs later than eighty-nine days before the date of that
 7 primary election, but not less than ~~eighty-nine~~ eighty-one days
 8 before the date of the general election, the nominations shall
 9 be made in the manner prescribed by this chapter for filling
 10 vacancies in nominations for offices to be voted for at the
 11 general election.
 12 Sec. ____ Section 43.73, Code 2017, is amended to read as

13 follows:

14 **43.73 State commissioner to certify nominees.**

15 1. Not less than ~~sixty-nine~~ sixty-four days before the
16 general election the state commissioner shall certify to each
17 commissioner, under separate party headings, the name of each
18 person nominated as shown by the official canvass made by the
19 executive council, or as certified to the state commissioner
20 by the proper persons when any person has been nominated by
21 a convention or by a party committee, or by petition, the
22 office to which the person is nominated, and the order in which
23 federal and state offices, judges, constitutional amendments,
24 and state public measures shall appear on the official ballot.

25 2. The state commissioner shall similarly certify to the
26 appropriate commissioner or commissioners at the earliest
27 practicable time the names of nominees for a special election,
28 called under section 69.14, submitted to the state commissioner
29 pursuant to section 43.78, subsection 4.

30 Sec. ____ Section 43.76, subsection 1, Code 2017, is amended
31 to read as follows:

32 1. A candidate nominated in a primary election for any
33 office for which nomination papers are required to be filed
34 with the state commissioner may withdraw as a nominee for that
35 office on or before, but not later than, the ~~eighty-ninth~~

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1 ~~eighty-first~~ day before the date of the general election by so
2 notifying the state commissioner in writing.

3 Sec. ____ Section 43.77, subsections 3 and 4, Code 2017, are
4 amended to read as follows:

5 3. The person nominated in the primary election as the
6 party's candidate for that office subsequently withdrew as
7 permitted by section 43.76, was found to lack the requisite
8 qualifications for the office, or died, at a time not later
9 than the ~~eighty-ninth~~ eighty-first day before the date of the
10 general election in the case of an office for which nomination
11 papers must be filed with the state commissioner and not later
12 than the seventy-fourth day before the date of the general
13 election in the case of an office for which nomination papers
14 must be filed with the county commissioner.

15 4. A vacancy has occurred in the office of senator in the
16 Congress of the United States, secretary of state, auditor
17 of state, treasurer of state, secretary of agriculture, or
18 attorney general, under the circumstances described in section
19 69.13, less than eighty-nine days before the primary election
20 and not less than eighty-nine days before the general election.

21 Sec. ____ Section 43.78, subsection 2, Code 2017, is amended
22 to read as follows:

23 2. The name of any candidate designated to fill a vacancy on
24 the general election ballot in accordance with subsection 1,
25 paragraph "a", "b", or "c" shall be submitted in writing to the
26 state commissioner not later than 5:00 p.m. on the ~~eighty-first~~

27 seventy-third day before the date of the general election.

28 Sec. ____ Section 43.79, Code 2017, is amended to read as
29 follows:

30 **43.79 Death of candidate after time for withdrawal.**

31 The death of a candidate nominated as provided by law for any
32 office to be filled at a general election, during the period
33 beginning on the ~~eighty-eighth~~ eighty-first day before the
34 general election, in the case of any candidate whose nomination
35 papers were filed with the state commissioner, or beginning

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1 on the seventy-third day before the general election, in the
2 case of any candidate ~~whose nomination papers were filed with~~
3 ~~the commissioner~~ filing nomination papers under this chapter,
4 and ending on the last day before the general election shall
5 not operate to remove the deceased candidate's name from the
6 general election ballot. If the deceased candidate was seeking
7 the office of senator or representative in the Congress of
8 the United States, governor, attorney general, senator or
9 representative in the general assembly or county supervisor,
10 section 49.58 shall control. If the deceased candidate was
11 seeking any other office, and as a result of the candidate's
12 death a vacancy is subsequently found to exist, the vacancy
13 shall be filled as provided by chapter 69.

14 Sec. ____ Section 44.4, subsection 1, Code 2017, is amended
15 to read as follows:

16 1. Nominations made pursuant to this chapter and chapter
17 45 which are required to be filed in the office of the state
18 commissioner shall be filed in that office not more than
19 ninety-nine days nor later than 5:00 p.m. on the ~~eighty-first~~
20 seventy-third day before the date of the general election to
21 be held in November. Nominations made for a special election
22 called pursuant to section 69.14 shall be filed by 5:00 p.m.
23 not less than twenty-five days before the date of an election
24 called upon at least forty days' notice and not less than
25 fourteen days before the date of an election called upon at
26 least eighteen days' notice. Nominations made for a special
27 election called pursuant to section 69.14A shall be filed by
28 5:00 p.m. not less than twenty-five days before the date of
29 the election. Nominations made pursuant to this chapter and
30 chapter 45 which are required to be filed in the office of
31 the commissioner shall be filed in that office not more than
32 ninety-two days nor later than 5:00 p.m. on the sixty-ninth
33 day before the date of the general election. Nominations made
34 pursuant to this chapter or chapter 45 for city office shall
35 be filed not more than seventy-two days nor later than 5:00

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1 p.m. on the forty-seventh day before the city election with the
 2 county commissioner of elections responsible under section 47.2
 3 for conducting elections held for the city, who shall process
 4 them as provided by law.

5 Sec. ____ Section 44.9, subsection 1, Code 2017, is amended
 6 to read as follows:

7 1. In the office of the state commissioner, at least
 8 ~~seventy-four~~ sixty-eight days before the date of the election.

9 Sec. ____ Section 44.11, Code 2017, is amended to read as
 10 follows:

11 **44.11 Vacancies filled.**

12 If a candidate named under this chapter withdraws before the
 13 deadline established in section 44.9, declines a nomination,
 14 or dies before election day, or if a certificate of nomination
 15 is held insufficient or inoperative by the officer with whom
 16 it is required to be filed, or in case any objection made
 17 to a certificate of nomination, or to the eligibility of any
 18 candidate named in the certificate, is sustained by the board
 19 appointed to determine such questions, the vacancy or vacancies
 20 may be filled by the convention, or caucus, or in such manner
 21 as such convention or caucus has previously provided. The
 22 vacancy or vacancies shall be filled not less than ~~seventy-four~~
 23 sixty-eight days before the election in the case of nominations
 24 required to be filed with the state commissioner, not less
 25 than sixty-four days before the election in the case of
 26 nominations required to be filed with the commissioner or the
 27 state commissioner, not less than thirty-five days before the
 28 election in the case of nominations required to be filed in
 29 the office of the school board secretary, and not less than
 30 forty-two days before the election in the case of nominations
 31 required to be filed with the commissioner for city elections.

32 Sec. ____ Section 46.21, unnumbered paragraph 1, Code 2017,
 33 is amended to read as follows:

34 At least ~~sixty-nine~~ sixty-four days before each judicial
 35 election, the state commissioner of elections shall certify to

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1 the county commissioner of elections of each county a list of
 2 the judges of the supreme court, court of appeals, and district
 3 court including district associate judges, full-time associate
 4 juvenile judges, and full-time associate probate judges, and
 5 clerks of the district court to be voted on in each county at
 6 that election. The county commissioner of elections shall
 7 place the names upon the ballot in the order in which they
 8 appear in the certificate. The state commissioner of elections
 9 shall rotate the names in the certificate by county. The names
 10 of all judges and clerks to be voted on shall be placed upon one
 11 ballot, which shall be in substantially the following form:>

12 24. Title page, line 5, after <voting,> by inserting <the

13 voting age at primary elections, candidate filing deadlines,>
 14 25. By renumbering, redesignating, and correcting internal
 15 references as necessary.

ROBY SMITH

S-3232

1 Amend House File 516, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 21, before line 22 by inserting:
 4 <DIVISION ____
 5 AUTOMATIC VOTER REGISTRATION
 6 Sec. ____ Section 48A.7, Code 2017, is amended to
 7 read as follows:

8 **48A.7 Registration in person.**
 9 An eligible elector may register to vote by
 10 appearing personally and completing a voter
 11 registration form at the office of the commissioner
 12 in the county in which the person resides, at a motor
 13 vehicle driver's license station, including any county
 14 treasurer's office that is participating in county
 15 issuance of driver's licenses under chapter 321M,
 16 or at any voter registration agency. A For paper
 17 registration forms, a separate voter registration form
 18 shall be signed by each individual registrant.

19 Sec. ____ Section 48A.8, subsection 1, Code 2017,
 20 is amended to read as follows:

21 1. An eligible elector may request that a voter
 22 registration form be mailed to the elector. The
 23 completed form may be mailed or delivered by the
 24 registrant or the registrant's designee to the
 25 commissioner in the county where the person resides or
 26 to the state commissioner of elections for a program
 27 participant, as provided in section 9E.6. A For paper
 28 registration forms, a separate voter registration form
 29 shall be signed by each individual registrant.

30 Sec. ____ Section 48A.18, subsections 1 and 3, Code
 31 2017, are amended to read as follows:

32 1. Each state motor vehicle driver's license
 33 application, including any renewal application
 34 or application for a nonoperator's identification
 35 card, submitted to the office of driver services

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1 of the state department of transportation shall
 2 serve as an application for voter registration
 3 unless the commissioner of registration determines
 4 that the applicant is not an eligible elector or
 5 the applicant declines to register to vote after
 6 receiving notification under subsection 4A. A

7 completed application or paper voter registration
8 form submitted to the office of driver services of the
9 state department of transportation shall be considered
10 to update any previous voter registration by the
11 registrant.

12 3. Information relating to the ~~refusal~~ decision of
13 an applicant for a driver's license to ~~apply~~ decline
14 to register to vote shall not be used for any purpose
15 other than voter registration.

16 Sec. __. Section 48A.18, subsection 4, Code 2017,
17 is amended by striking the subsection and inserting in
18 lieu thereof the following:

19 4. *a.* The state voter registration commission
20 shall establish schedules by which the department of
21 transportation shall transmit to the state registrar of
22 voters electronic records containing the legal name,
23 age, residence, and citizenship information for, and
24 the electronic signature of, each person submitting an
25 application under this section.

26 *b.* The state voter registration commission shall
27 establish schedules by which the state registrar of
28 voters shall make accessible or transmit electronic
29 records and electronic signatures received under
30 paragraph "a" to the appropriate commissioner of
31 registration.

32 *c.* The state voter registration commission shall
33 establish schedules by which the department of
34 transportation shall transmit any completed paper
35 registration forms to the appropriate commissioner of

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1 registration.

2 *d.* The state commissioner of elections shall
3 adopt rules, consistent with section 9E.6, for the
4 registration of address confidentiality program
5 participants.

6 *e.* The state voter registration commission shall
7 adopt rules pursuant to chapter 17A to administer and
8 interpret this section, including rules to establish
9 electronic and paper forms and all procedures used by
10 the office of driver services for voter registration
11 purposes, rules to establish schedules for transmission
12 of electronic records, electronic signatures, and
13 completed paper voter registration forms, and rules and
14 forms to decline being registered to vote.

15 Sec. __. Section 48A.18, Code 2017, is amended by
16 adding the following new subsection:

17 NEW SUBSECTION. 4A. *a.* (1) Upon receiving the
18 electronic record for, and electronic signature of,
19 a person under subsection 4, the state registrar of
20 voters shall transmit or otherwise make accessible

21 the electronic record and electronic signature of
 22 the person to the commissioner of registration of the
 23 county where the person resides. Upon reviewing the
 24 electronic record received from the state registrar
 25 of voters, along with any other relevant information,
 26 the commissioner of registration shall determine if a
 27 person is an eligible elector of the county. If the
 28 commissioner determines that a person is an eligible
 29 elector of the county and is not registered to vote in
 30 that county, the commissioner shall notify the person
 31 of the separate processes to decline being registered
 32 to vote or to declare a political party affiliation.
 33 (2) If the person is registered to vote in the
 34 county, the commissioner shall use the electronic
 35 record and information to update the person's voter

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1 registration if appropriate.
 2 *b.* If a person notified under paragraph "a" does
 3 not decline to be registered to vote within twenty-one
 4 calendar days after the commissioner of registration
 5 issues the notification, the person's electronic record
 6 and electronic signature shall constitute a completed
 7 voter registration form under section 48A.11, and the
 8 commissioner of registration shall register the person
 9 to vote in that county. The commissioner shall send an
 10 acknowledgment pursuant to section 48A.26.
 11 *c.* A commissioner of registration shall not add a
 12 person subject to registration under this subsection
 13 to a voter registration list until at least twenty-one
 14 calendar days after the commissioner has issued
 15 notification to the person as described in paragraph
 16 "a".
 17 *d.* The electronic record and electronic signature,
 18 received under this subsection, of a person who does
 19 not qualify as an eligible elector shall not constitute
 20 a completed voter registration form under section
 21 48A.11 and such a person's application for a driver's
 22 license or nonoperator's identification card shall not
 23 be considered to be a voter registration application
 24 for purposes of section 39A.2, subsection 1, paragraph
 25 "a".
 26 Sec. ____ Section 48A.19, subsection 1, Code 2017,
 27 is amended by adding the following new paragraph:
 28 NEW PARAGRAPH. *d.* The department of education,
 29 the board of regents and each institution administered
 30 by the board of regents, and all state offices that
 31 collect personal information sufficient to complete a
 32 voter registration application, as determined by the

33 state commissioner.
 34 Sec. ____ Section 48A.19, subsection 4, paragraph
 35 a, unnumbered paragraph 1, Code 2017, is amended to

Page 5

1 read as follows:

2 ~~The A~~ voter registration agency that does not
 3 collect personal information sufficient to complete a
 4 voter registration application shall provide a form to
 5 applicants that includes all of the following:

6 Sec. ____ Section 48A.21, Code 2017, is amended to
 7 read as follows:

8 **48A.21 Transmission of forms from agencies and**
 9 **driver's license stations.**

10 1. The state registrar of voters shall adopt
 11 administrative rules regulating the transmission
 12 of completed voter registration forms from voter
 13 registration agencies ~~and from driver's license~~
 14 ~~stations, including county treasurer's offices~~
 15 ~~participating in county issuance of driver's licenses~~
 16 ~~under chapter 321M.~~ All completed voter registration
 17 applications in the possession of a voter registration
 18 agency, a driver's license station, or a county
 19 treasurer's office ~~that is participating in county~~
 20 ~~issuance of driver's licenses~~ at 5:00 p.m. on the
 21 last workday of each week shall be transmitted to the
 22 location designated by the state registrar of voters
 23 by rule. Procedures or requirements for more frequent
 24 transmissions may be specified by rule.

25 2. a. The state voter registration commission
 26 shall establish schedules by which the voter
 27 registration agencies pursuant to section 48A.19 that
 28 collect personal information sufficient to complete a
 29 voter registration application shall transmit to the
 30 state registrar of voters electronic records containing
 31 the legal name, age, residence, and citizenship
 32 information for, and the electronic signature of, each
 33 person providing personal information as described in
 34 this section.

35 b. The state voter registration commission shall

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1 establish schedules by which the state registrar of
 2 voters shall make accessible or transmit electronic
 3 records and electronic signatures received under
 4 paragraph "a" to the appropriate commissioner of
 5 registration.

6 c. The state voter registration commission shall
 7 establish schedules by which voter registration
 8 agencies shall transmit any completed paper

9 registration forms to the appropriate commissioner of
10 registration.
11 d. The state commissioner of elections shall
12 adopt rules, consistent with section 9E.6, for the
13 registration of address confidentiality program
14 participants.
15 e. The state voter registration commission shall
16 adopt rules pursuant to chapter 17A to administer and
17 interpret this section, including rules to establish
18 electronic and paper forms and all procedures used by
19 voter registration agencies for voter registration
20 purposes, rules to establish schedules for transmission
21 of electronic records, electronic signatures, and
22 completed paper voter registration forms, and rules and
23 forms to decline being registered to vote.
24 3. a. (1) Upon receiving the electronic record
25 for, and electronic signature of, a person under
26 subsection 2, the state registrar of voters shall
27 transmit or otherwise make accessible the electronic
28 record and electronic signature of the person to the
29 commissioner of registration of the county where the
30 person resides. Upon reviewing the electronic record
31 received from the state registrar of voters, along with
32 any other relevant information, the commissioner of
33 registration shall determine if a person is an eligible
34 elector of the county. If the commissioner determines
35 that a person is an eligible elector of the county

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1 and is not registered to vote in that county, the
2 commissioner shall notify the person of the separate
3 processes to decline being registered to vote or to
4 declare a political party affiliation.
5 (2) If the person is registered to vote in the
6 county, the commissioner shall use the electronic
7 record and information to update the person's voter
8 registration if appropriate.
9 b. If a person notified under paragraph "a" does
10 not decline to be registered to vote within twenty-one
11 calendar days after the commissioner of registration
12 issues the notification, the person's electronic record
13 and electronic signature shall constitute a completed
14 voter registration form under section 48A.11, and the
15 commissioner of registration shall register the person
16 to vote in that county. The commissioner shall send an
17 acknowledgment pursuant to section 48A.26.
18 c. A commissioner of registration shall not add a
19 person subject to registration under this subsection
20 to a voter registration list until at least twenty-one
21 calendar days after the commissioner has issued
22 notification to the person as described in paragraph

23 “a”

24 d. The electronic record and electronic signature,
25 received under this subsection, of a person who does
26 not qualify as an eligible elector shall not constitute
27 a completed voter registration form under section
28 48A.11 and such a person shall not be considered to
29 have submitted a voter registration application for
30 purposes of section 39A.2, subsection 1, paragraph “a”.

31 Sec. ____ Section 48A.26, subsection 1, paragraph
32 b, Code 2017, is amended to read as follows:

33 b. (1) For a voter registration form or change of
34 information in a voter registration record submitted
35 at a precinct caucus, the commissioner shall send an

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1 acknowledgment within forty-five days of receipt of the
2 form or change of information.

3 (2) For a voter registration application or change
4 of information in a voter registration record completed
5 pursuant to section 48A.18 or section 48A.19, the
6 commissioner shall send an acknowledgment within seven
7 working days of the person being registered under
8 either section.

9 Sec. ____ Section 48A.26, subsection 8, Code 2017,
10 is amended to read as follows:

11 8. ~~A~~ A completed voter registration application,
12 improperly transmitted under section 48A.18, subsection
13 4A, or under section 48A.21, subsection 2, or an
14 improperly addressed or delivered registration form
15 shall be transmitted or forwarded to the appropriate
16 county commissioner of registration within two
17 working days after it is received by any other
18 official. The date of registration shall be the date
19 the completed application or registration form was
20 received by the first official. If the registration
21 form was postmarked fifteen or more days before an
22 election and the registration form was received by the
23 first official after the close of registration, the
24 registration form shall be considered on time for the
25 election.

26 Sec. ____ Section 48A.36, subsection 1, Code 2017,
27 is amended to read as follows:

28 1. Voter registration agencies ~~and the office~~
29 ~~of driver services of the state department of~~
30 ~~transportation~~ may electronically transmit registration
31 data to the state registrar of voters, who shall
32 distribute the information, electronically or
33 otherwise, to the appropriate commissioner in
34 accordance with rules of the state voter registration
35 commission and the state registrar of voters. The

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1 office of driver services of the state department of
 2 transportation and voter registration agencies that
 3 collect personal information sufficient to complete a
 4 voter registration application shall electronically
 5 transmit registration data to the state registrar of
 6 voters as required pursuant to sections 48A.18 and
 7 48A.21. The state agency originating the registration
 8 data shall permanently retain an electronic copy of
 9 the form completed by the registrant, including the
 10 registrant's signature, and shall develop procedures
 11 for the retrieval and printing of that electronic
 12 document. A printed copy of an electronic registration
 13 document shall be made only upon the agency's receipt
 14 of a court order.

15 Sec. __. Section 331.557A, subsection 5, Code
 16 2017, is amended to read as follows:

17 5. Participate in voter registration according to
 18 the terms of chapter 48A, and submit completed voter
 19 registration forms to the ~~state registrar of voters~~
 20 appropriate county commissioner of registration.

21 Sec. __. EMERGENCY RULES. The state voter
 22 registration commission, in cooperation with the
 23 department of transportation and voter registration
 24 agencies, may adopt emergency rules under section
 25 17A.4, subsection 3, and section 17A.5, subsection 2,
 26 paragraph "b", to implement the provisions of this
 27 Act and the rules shall be effective immediately upon
 28 filing unless a later date is specified in the rules.
 29 Any rules adopted in accordance with this section shall
 30 also be published as a notice of intended action as
 31 provided in section 17A.4.

32 Sec. __. IMPLEMENTATION OF ACT. Section 25B.2,
 33 subsection 3, shall not apply to this division of this
 34 Act.

35 Sec. __. EFFECTIVE UPON ENACTMENT. This division

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1 of this Act, being deemed of immediate importance,
 2 takes effect upon enactment.>
 3 2. By renumbering as necessary.

LIZ MATHIS

S-3233

1 Amend House File 516, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 4, after line 14 by inserting:
 4 <Sec. __. NEW SECTION. 53.4 Ongoing absentee

5 **voter.**

6 A registered voter applying for an absentee ballot
7 under section 53.2 shall receive an absentee ballot
8 for all subsequent elections in which that person is
9 eligible to vote and qualifies under section 53.1,
10 unless the registered voter requests not to receive
11 an absentee ballot for subsequent elections. For
12 all subsequent elections, the county commissioner of
13 elections shall automatically mail an absentee ballot
14 to the requesting voter, or automatically mail or
15 deliver an absentee ballot if the requester is a person
16 voting pursuant to section 53.22. A voter's status
17 as an ongoing absentee voter shall be terminated upon
18 the request of the voter or by the county commissioner
19 if the voter fails to qualify under section 53.1 or if
20 the voter subsequently fails to vote in two consecutive
21 general elections.>

22 2. By renumbering as necessary.

MATT McCOY

S-3234

1 Amend House File 516, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 9, line 10, after <card,> by inserting
4 <not>

5 2. Page 9, by striking line 13.

6 3. Page 9, by striking lines 18 through 21 and
7 inserting <and 49.80.>

8 4. Page 11, after line 35 by inserting:

9 <Sec. __. **NEW SECTION. 49.106 Commissioner to**
10 **review signatures.**

11 After each election, but before the canvass for
12 the election, the commissioner shall review the
13 signatures of each voter who signed a declaration of
14 eligibility under section 49.77, a declaration on
15 a provisional ballot envelope under section 49.81,
16 an application under section 53.2, or an affidavit
17 under section 53.16, against the signature on file
18 for the registered voter. The voter's signature
19 shall generally be presumed to be valid, but if the
20 commissioner determines that a voter's signature does
21 not match the registered voter's signature on file, the
22 commissioner shall notify the county attorney of the
23 discrepancy for further investigation.>

24 5. By renumbering as necessary.

PAM JOCHUM

S-3235

- 1 Amend the amendment, S-3231, to House File 516, as amended,
 2 passed, and reprinted by the House, as follows:
 3 1. By striking page 7, line 15, through page 8, line 16.
 4 2. By renumbering as necessary.

PAM JOCHUM

S-3236

- 1 Amend House File 516, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 9, after line 6 by inserting:
 4 <(5) A voter registration card.
 5 (6) An identification card issued by a tribal government.
 6 (7) A social security card.
 7 (8) A birth certificate.
 8 (9) An identification document for receiving public
 9 assistance.
 10 (10) An electronic benefits transfer card issued to a
 11 beneficiary of the federal supplemental nutrition assistance
 12 program.
 13 (11) A Medicare or Medicaid card.
 14 (12) A professional or nonprofessional permit to carry
 15 weapons.
 16 (13) A hunting license.
 17 (14) A fishing license.
 18 (15) An identification card issued by a college or
 19 university.
 20 (16) An employee identification card issued by a
 21 governmental entity.
 22 (17) A form of identification approved by the Iowa state
 23 association of county auditors.>

CHAZ ALLEN

S-3237

- 1 Amend House File 516, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <Section 1. Section 49.77, subsection 1, unnumbered
 6 paragraph 1, Code 2017, is amended to read as follows:
 7 The board members of their respective precincts shall have
 8 charge of the ballots and shall furnish them to the voters
 9 after verifying each voter's identity pursuant to section
 10 49.78.
 11 Sec. 2. Section 49.77, subsection 3, Code 2017, is amended
 12 by striking the subsection.
 13 Sec. 3. **NEW SECTION. 49.78 Voter identity verification.**

- 14 1. *a.* Before a precinct election official furnishes
 15 a ballot to a voter under section 49.77, the voter shall
 16 establish the voter's identity by presenting the official with
 17 one of the following forms of identification for verification:
 18 (1) An Iowa driver's license issued pursuant to section
 19 321.189.
 20 (2) An Iowa nonoperator's identification card issued
 21 pursuant to section 321.190.
 22 (3) A United States passport.
 23 (4) A United States military or veterans identification
 24 card.
 25 (5) A voter registration card.
 26 (6) An identification card issued by a tribal government.
 27 (7) A social security card.
 28 (8) A birth certificate.
 29 (9) An identification document for receiving public
 30 assistance.
 31 (10) An electronic benefits transfer card issued to a
 32 beneficiary of the federal supplemental nutrition assistance
 33 program.
 34 (11) A Medicare or Medicaid card.
 35 (12) A professional or nonprofessional permit to carry

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- 1 weapons.
 2 (13) A hunting license.
 3 (14) A fishing license.
 4 (15) An identification card issued by a college or
 5 university.
 6 (16) An employee identification card issued by a
 7 governmental entity.
 8 (17) A form of identification approved by the Iowa state
 9 association of county auditors.
 10 *b.* Upon being presented with a form of identification under
 11 this section, the precinct election official shall examine the
 12 identification. The precinct election official shall use the
 13 information on the identification card to determine whether
 14 the person offering to vote appears to be the person depicted
 15 on the identification card. If the identification provided
 16 does not appear to be the person offering to vote under section
 17 49.77, the precinct election official shall challenge the
 18 person offering to vote in the same manner provided for other
 19 challenges by sections 49.79 and 49.80.
 20 2. A registered voter who fails to establish the voter's
 21 identity under this section shall be permitted to cast a
 22 provisional ballot under section 49.81.
 23 Sec. 4. Section 53.22, Code 2017, is amended by adding the
 24 following new subsection:
 25 **NEW SUBSECTION. 7.** The proof of identity requirements
 26 under section 49.78 shall not apply to a voter casting a ballot
 27 pursuant to this section.>

28 2. Title page, by striking lines 1 through 9 and inserting
 29 <An Act establishing voter identity verification requirements
 30 for voting.>

TOD R. BOWMAN

S-3238

1 Amend Senate File 422 as follows:
 2 1. Page 6, by striking lines 29 through 31 and inserting
 3 <the person's sentence as provided in subsection 3.>
 4 2. Page 10, by striking lines 5 and 6 and inserting
 5 <902.13.>

JANET PETERSEN

S-3239

1 Amend House File 134, as passed by the House, as follows:
 2 1. Page 1, line 13, by striking <or enforce>

HERMAN C. QUIRMBACH

S-3240

1 Amend Senate File 399 as follows:
 2 1. Page 2, by striking lines 21 through 34.
 3 2. By renumbering as necessary.

JAKE CHAPMAN

S-3241

1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting:
 5 <Section 1. WORKERS' COMPENSATION STUDY COMMITTEE.
 6 1. The workers' compensation commissioner shall
 7 select the members of a workers' compensation study
 8 committee which shall include but is not limited
 9 to representatives of labor, management, insurers,
 10 agriculture, workers' compensation claimant's
 11 attorneys, workers' compensation defense attorneys, and
 12 health care providers.
 13 2. The committee shall study health care costs,
 14 particularly as they relate to work-related injuries
 15 and illnesses, workers' compensation rates, workers'
 16 compensation insurance premiums, workers' compensation
 17 claims data, and the workers' compensation system as a
 18 whole in the state.

19 3. The commissioner shall submit a report to the
 20 governor and to the general assembly on or before
 21 January 15, 2018, regarding the committee's findings
 22 and recommendations, including proposed legislation, if
 23 any, concerning workers' compensation in the state.>
 24 2. Title page, by striking lines 1 and 2 and
 25 inserting <An Act requiring the establishment of a
 26 workers' compensation study committee.>

NATE BOULTON

S-3242

1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 1, line 13, after <alcohol> by inserting
 4 <at a concentration of not less than the amount
 5 described in section 730.5, subsection 9, paragraph
 6 "e">
 7 2. Page 1, line 15, by striking <either>
 8 3. Page 1, by striking lines 16 and 17 and
 9 inserting <medical practitioner, it shall be presumed
 10 that the>
 11 4. Page 1, line 19, after <injury.> by inserting
 12 <In making a showing under this subparagraph, an
 13 employer shall ensure that sample collection and
 14 testing for drugs or alcohol are performed in
 15 accordance with the standards contained in section
 16 730.5, subsection 7.>

WILLIAM A. DOTZLER, JR.

S-3243

1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, line 10, after <work-related> by
 4 inserting <and of a serious nature>
 5 2. Page 2, line 22, after <work-related> by
 6 inserting <and of a serious nature>

NATE BOULTON

S-3244

1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking page 2, line 23, through page 3,
 4 line 26, and inserting:
 5 <Sec. ____. Section 85.33, subsection 3, Code 2017,
 6 is amended to read as follows:
 7 3. a. If an employee is temporarily, partially

8 disabled and the employer for whom the employee
9 was working at the time of injury offers to the
10 employee suitable work consistent with the employee's
11 disability, the employee shall accept the suitable
12 work, and be compensated with temporary partial
13 benefits. If the employee refuses to accept the
14 suitable work with the same employer, the employee
15 shall not be compensated with temporary partial,
16 temporary total, or healing period benefits during
17 the period of the refusal. If suitable work is not
18 offered by the employer for whom the employee was
19 working at the time of the injury and the employee who
20 is temporarily, partially disabled elects to perform
21 work with a different employer, the employee shall
22 be compensated with temporary partial benefits. For
23 the purposes of this subsection, work offered to an
24 employee shall be considered suitable work if the work
25 offered meets all of the following requirements:
26 (1) The work offered is reasonably appropriate for
27 the employee's education, training, and vocational
28 experience.
29 (2) The work offered is consistent with the
30 employee's medical restrictions.
31 (3) The work offered does not require the employee
32 to work a substantially different schedule which
33 unreasonably interferes with the employee's customary
34 activities in caring for a dependent. For the purposes
35 of this subsection, "dependent" means a dependent as

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1 described in section 85.42 or 85.44.
2 (4) The work is not offered for the purpose of
3 punishing or harassing the employee.
4 (5) The work offered does not require the employee
5 to accept a permanent reassignment to a different job
6 subsequent to the period of temporary disability,
7 provided that once the period of temporary disability
8 ends, this subsection shall not be construed to limit
9 the employer from reassigning the employee to a job
10 consistent with the employee's permanent medical
11 restrictions, if any.
12 b. For the purposes of paragraph "c", "traveling
13 employee" means an employee whose regular job duties
14 regularly require the employee to be away from the
15 employee's residence for extended periods of time.
16 c. For the purposes of this subsection, work
17 offered to a traveling employee shall be considered
18 suitable work if the work offered meets the
19 requirements contained in paragraph "a", subject to the
20 following additional requirements:
21 (1) The geographic location of the work offered

22 to the traveling employee shall be considered in
23 making a determination of whether the work offered is
24 suitable work only if the work offered does any of the
25 following:

26 (a) Requires a commute or other travel beyond the
27 physical capacity of the employee.

28 (b) Requires the traveling employee to spend
29 substantially more time away from the employee's
30 residence than the employee's regular job duties.

31 (c) Interferes with the medical care of the
32 traveling employee for the work-related injury,
33 including but not limited to forcing a change in a
34 health service provider or a delay in medical care or
35 treatment.

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1 (2) If an employer offers suitable work to a
2 traveling employee that requires the employee to
3 spend substantially more time away from the employee's
4 residence than the employee's regular job duties, the
5 employer shall notify the employee in writing of the
6 following:

7 (a) The nature of the job duties and physical
8 requirements of the work offered.

9 (b) The geographic location of the work offered, if
10 the location of the work offered will be substantially
11 different than the location of the traveling employee's
12 regular job duties.

13 (c) The possible suspension of temporary partial,
14 temporary total, or healing period benefits if the
15 traveling employee refuses the suitable work offered.

16 (d) The traveling employee's right to file a claim
17 with the workers' compensation commissioner.

18 (3) The employer shall deliver written notice of
19 the suitable work offered to the traveling employee, by
20 mail, or by personal or electronic delivery.

21 (4) Within seven days after the employer mails
22 written notice to the traveling employee of the
23 suitable work offered, or within three days after the
24 employer personally or electronically delivers written
25 notice to the traveling employee of the suitable work
26 offered, whichever is earlier, the employee shall
27 either accept the offer of suitable work or refuse the
28 offer of suitable work, in written or electronic form,
29 stating the basis for the employee's refusal of the
30 suitable work offered, if applicable.

31 (5) If at any time the employer substantially
32 alters the job duties, physical requirements, or
33 location of the suitable work, the employer shall
34 provide the traveling employee with written notice of
35 the proposed alterations and the employee shall accept

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- 1 or refuse the alterations to the suitable work, in
 2 written or electronic form, within three days after
 3 the notice is delivered, stating the basis for the
 4 employee's refusal of the alterations, if applicable.
 5 (6) If the traveling employee believes that the
 6 suitable work offered is not suitable under this
 7 subsection after accepting and engaging in the work,
 8 the employee may refuse the work as unsuitable.
 9 The employee's right to refuse the work offered as
 10 unsuitable is not affected by the employee's initial
 11 acceptance of and engagement in the work.
 12 (7) If the employer makes an offer of suitable
 13 work pursuant to this subsection that requires a
 14 traveling employee to commute or travel further than
 15 the location of the employee's regular job duties, the
 16 employer shall provide the employee with reasonable
 17 transportation, overnight lodging, and meals, or
 18 with prompt reimbursement for such reasonable travel
 19 expenses.
 20 *d.* This subsection shall not be construed to create
 21 a new legal claim or cause of action or to extinguish
 22 or modify any existing legal claim or cause of action.>
 23 2. By renumbering as necessary.

NATE BOULTON

S-3245

- 1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 5, by striking lines 3 through 5 and
 4 inserting <employee shall be presumed to have no
 5 loss of earning capacity in excess of the employee's
 6 functional disability resulting from the injury.
 7 Notwithstanding>
 8 2. Page 5, line 9, by striking <impairment> and
 9 inserting <disability>

NATE BOULTON

S-3246

- 1 Amend House File 518, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 8, by striking lines 12 and 13 and
 4 inserting:
 5 <~~4.~~ An employer is fully liable for compensating
 6 all of an employee's disability that arises out of and>

NATE BOULTON

S-3247

- 1 Amend Senate File 419 as follows:
- 2 1. Page 16, line 22, by striking <or licensed>

TOM SHIPLEY

S-3248

- 1 Amend the amendment, S-3173, to House File 518,
- 2 as amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 1, by striking lines 3 through 6 and
- 5 inserting:
- 6 <__. Page 4, by striking lines 16 through 19.>
- 7 2. Page 1, after line 25 by inserting:
- 8 <__. By striking page 10, line 23, through page
- 9 13, line 23.>
- 10 3. By renumbering as necessary.

NATE BOULTON

S-3249

- 1 Amend House File 518, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 13, after line 29 by inserting:
- 4 <Sec. __. Section 86.13, subsection 4, paragraph
- 5 a, Code 2017, is amended to read as follows:
- 6 a. If a denial, a delay in payment, or a
- 7 termination of benefits occurs without reasonable
- 8 or probable cause or excuse known to the employer or
- 9 insurance carrier at the time of the denial, delay
- 10 in payment, or termination of benefits, the workers'
- 11 compensation commissioner shall award benefits in
- 12 addition to those benefits payable under this chapter,
- 13 or chapter 85, 85A, or 85B, up to ~~fifty~~ one hundred
- 14 percent of the amount of benefits that were denied,
- 15 delayed, or terminated without reasonable or probable
- 16 cause or excuse.>
- 17 2. Page 16, line 28, after <85.71,> by inserting
- 18 <86.13,>

NATE BOULTON

S-3250

- 1 Amend House File 518, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 10, by striking lines 2 through 8.
- 4 2. By renumbering as necessary.

NATE BOULTON

S-3251

- 1 Amend the amendment, S-3125, to Senate File 435, as follows:
 2 1. Page 1, after line 5 by inserting:
 3 <_. Page 5, line 10, after <compensation.> by inserting
 4 <An employee's motivation to receive retraining and seek new
 5 employment shall not be considered in determining a reduction
 6 in the employee's earning capacity under this paragraph.>>

MARK CHELGREN

S-3252

- 1 Amend House File 295, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking page 1, line 32, through page 2, line 10.
 4 2. Page 3, by striking lines 7 through 20.
 5 3. Title page, line 2, by striking <employment matters and>
 6 4. By renumbering as necessary.

TONY BISIGNANO

S-3253

- 1 Amend House File 295, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 2, by striking lines 7 through 10 and inserting:
 4 <b. This subsection does not apply to an ordinance, motion,
 5 resolution, or amendment adopted prior to April 1, 2017.>
 6 2. Page 3, by striking lines 17 through 20 and inserting:
 7 <b. This subsection does not apply to an ordinance, motion,
 8 resolution, or amendment adopted prior to April 1, 2017.>

TONY BISIGNANO

S-3254

- 1 Amend Senate File 360 as follows:
 2 1. Page 1, after line 21 by inserting:
 3 <~~(5)~~ A fire station at which a health care provider, as
 4 defined in section 144A.2, is present.>
 5 2. By renumbering as necessary.

TONY BISIGNANO

S-3255

- 1 Amend House File 295, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:

5 <Section 1. Section 331.301, subsection 6, Code 2017, is
6 amended by adding the following new paragraph:
7 NEW PARAGRAPH. c. A county may adopt an ordinance, motion,
8 resolution, or amendment that sets standards or requirements
9 regarding the sale or marketing of consumer merchandise
10 that are different from, or in addition to, any requirement
11 established by state law. For purposes of this paragraph:
12 (1) “*Consumer merchandise*” means merchandise offered for
13 sale or lease, or provided with a sale or lease, primarily but
14 not exclusively for personal, family, or household purposes,
15 and includes any container used for consuming, carrying, or
16 transporting such merchandise.
17 (2) “*Container*” means a bag, cup, package, container,
18 bottle, or other packaging that is all of the following:
19 (a) Designed to be either reusable or single-use.
20 (b) Made of cloth, paper, plastic, including foamed or
21 expanded plastic, cardboard, corrugated material, aluminum,
22 glass, or postconsumer recycled or similar material or
23 substrates, including coated, laminated, or multilayer
24 substrates.
25 (c) Designed for consuming, transporting, or protecting
26 merchandise, food, or beverages from or at a food service or
27 retail facility.
28 Sec. 2. Section 331.304, Code 2017, is amended by adding the
29 following new subsection:
30 NEW SUBSECTION. 12. A county may adopt, enforce, or
31 otherwise administer an ordinance, motion, resolution, or
32 amendment providing for any terms or conditions of employment
33 that exceed or conflict with the requirements of federal
34 or state law relating to a minimum or living wage rate,
35 any form of employment leave, hiring practices, employment

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1 benefits, scheduling practices, or other terms or conditions
2 of employment.
3 Sec. 3. Section 364.3, subsection 3, Code 2017, is amended
4 by adding the following new paragraph:
5 NEW PARAGRAPH. c. A city may adopt an ordinance, motion,
6 resolution, or amendment that sets standards or requirements
7 regarding the sale or marketing of consumer merchandise
8 that are different from, or in addition to, any requirement
9 established by state law. For purposes of this paragraph:
10 (1) “*Consumer merchandise*” means merchandise offered for
11 sale or lease, or provided with a sale or lease, primarily but
12 not exclusively for personal, family, or household purposes,
13 and includes any container used for consuming, carrying, or
14 transporting such merchandise.
15 (2) “*Container*” means a bag, cup, package, container,
16 bottle, or other packaging that is all of the following:
17 (a) Designed to be either reusable or single-use.
18 (b) Made of cloth, paper, plastic, including foamed or

19 expanded plastic, cardboard, corrugated material, aluminum,
 20 glass, or postconsumer recycled or similar material or
 21 substrates, including coated, laminated, or multilayer
 22 substrates.

23 (c) Designed for consuming, transporting, or protecting
 24 merchandise, food, or beverages from or at a food service or
 25 retail facility.

26 Sec. 4. Section 364.3, Code 2017, is amended by adding the
 27 following new subsection:

28 NEW SUBSECTION. 12. A city may adopt, enforce, or
 29 otherwise administer an ordinance, motion, resolution, or
 30 amendment providing for any terms or conditions of employment
 31 that exceed or conflict with the requirements of federal
 32 or state law relating to a minimum or living wage rate,
 33 any form of employment leave, hiring practices, employment
 34 benefits, scheduling practices, or other terms or conditions
 35 of employment.

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1 Sec. 5. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
 2 immediate importance, takes effect upon enactment.>

3 2. Title page, line 1, by striking <prohibiting counties and
 4 cities from establishing> and inserting <permitting counties
 5 and cities to establish>

DAVID JOHNSON

S-3256

1 Amend House File 518, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 4, line 19, after <weeks.> by inserting <However,
 4 if a public safety employee sustains an injury to the shoulder
 5 that causes permanent total disability, the injury shall be
 6 compensated under subsection 3. For the purposes of this
 7 paragraph, "public safety employee" means the same as defined
 8 in section 20.3.>

NATE BOULTON

S-3257

1 Amend House File 518, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 10, after line 22 by inserting:

4 <Sec. ____ Section 85.64, subsection 1, Code 2017, is
 5 amended to read as follows:

6 1. If an employee who has previously lost, or lost the use
 7 of, one shoulder, one hand, one arm, one foot, one leg, or
 8 one eye, becomes permanently disabled by a compensable injury
 9 which has resulted in the loss of or loss of use of another

10 such member or organ, the employer shall be liable only for
11 the degree of disability which would have resulted from the
12 latter injury if there had been no preexisting disability. In
13 addition to such compensation, and after the expiration of
14 the full period provided by law for the payments thereof by
15 the employer, the employee shall be paid out of the "Second
16 Injury Fund" created by this subchapter the remainder of such
17 compensation as would be payable for the degree of permanent
18 disability involved after first deducting from such remainder
19 the compensable value of the previously lost member or organ.>
20 2. Page 16, line 28, after <85.39,> by inserting <85.64,>
21 3. By renumbering as necessary.

NATE BOULTON

S-3258

1 Amend House File 518, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 10, after line 22 by inserting:
4 <Sec. __. Section 85.64, subsection 1, Code 2017, is
5 amended to read as follows:
6 1. If an employee who has previously lost, or lost the
7 use of, one hand, one arm, one foot, one leg, or one eye, or
8 has suffered any other preexisting disability resulting from
9 the employee's military service, becomes permanently disabled
10 by a compensable injury which has resulted in the loss of or
11 loss of use of another such member or organ, the employer
12 shall be liable only for the degree of disability which would
13 have resulted from the latter injury if there had been no
14 preexisting disability. In addition to such compensation, and
15 after the expiration of the full period provided by law for
16 the payments thereof by the employer, the employee shall be
17 paid out of the "Second Injury Fund" created by this subchapter
18 the remainder of such compensation as would be payable for the
19 degree of permanent disability involved after first deducting
20 from such remainder the compensable value of the previously
21 lost member or organ, or preexisting military service-related
22 disability.>
23 2. Page 16, line 28, after <85.39,> by inserting <85.64,>
24 3. By renumbering as necessary.

NATE BOULTON

S-3259

1 Amend House File 518, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 16, after line 33 by inserting:
4 <3. This Act is not applicable to injuries sustained by
5 a public safety employee who is subject to the provisions of
6 chapter 85, 85A, or 86. For purposes of this subsection,

7 “public safety employee” means the same as defined in section
 8 20.3.>
 9 2. By renumbering as necessary.

NATE BOULTON

S-3260

1 Amend Senate File 360 as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:

4 Section 1. Section 233.1, subsection 2, Code 2017, is
 5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. *Oa.* “First responder” means an emergency
 7 medical care provider, a registered nurse staffing an
 8 authorized service program under section 147A.12, a physician
 9 assistant staffing an authorized service program under section
 10 147A.13, a fire fighter, or a peace officer as defined in
 11 section 801.4.

12 Sec. 2. Section 233.1, subsection 2, paragraph b, Code 2017,
 13 is amended to read as follows:

14 *b.* “Newborn infant” means a child who is, or who appears to
 15 be, ~~fourteen~~ thirty days of age or younger.

16 Sec. 3. Section 233.2, subsections 1, 2, 3, and 6, Code
 17 2017, are amended to read as follows:

18 1. *a.* A parent of a newborn infant may voluntarily release
 19 custody of the newborn infant by relinquishing physical custody
 20 of the newborn infant, without expressing an intent to again
 21 assume physical custody, at an institutional health facility or
 22 by authorizing another person to relinquish physical custody
 23 on the parent’s behalf. If physical custody of the newborn
 24 infant is not relinquished directly to an individual on duty
 25 at the institutional health facility, the parent may take
 26 other actions to be reasonably sure that an individual on
 27 duty is aware that the newborn infant has been left at the
 28 institutional health facility. The actions may include but are
 29 not limited to making telephone contact with the institutional
 30 health facility or a 911 service.

31 *b.* In lieu of the procedure described in paragraph “a”
 32 a parent of a newborn infant may make telephone contact with
 33 a 911 service and relinquish physical custody of the newborn
 34 infant, without expressing an intent to again assume physical
 35 custody, to a first responder who responds to the 911 telephone

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1 call.

2 *c.* For the purposes of this chapter and for any judicial
 3 proceedings associated with the newborn infant, a rebuttable
 4 presumption arises that the person who relinquishes physical
 5 custody at an institutional health facility or to a first
 6 responder in accordance with this section is the newborn

7 infant's parent or has relinquished physical custody with the
8 parent's authorization.

9 2. *a.* Unless the parent or other person relinquishing
10 physical custody of a newborn infant clearly expresses an
11 intent to return to again assume physical custody of the
12 newborn infant, an individual on duty at the facility at which
13 physical custody of the newborn infant was relinquished, or
14 a first responder to whom physical custody of the newborn
15 infant was relinquished, pursuant to subsection 1 shall take
16 physical custody of the newborn infant. The individual on
17 duty or first responder may request the parent or other person
18 to provide the name of the parent or parents and information
19 on the medical history of the newborn infant and the newborn
20 infant's parent or parents. However, the parent or other
21 person is not required to provide the names or medical history
22 information to comply with this section. The individual on
23 duty or first responder may perform reasonable acts necessary
24 to protect the physical health or safety of the newborn infant.
25 The individual on duty and the institutional health facility
26 in which the individual was on duty and the first responder
27 are immune from criminal or civil liability for any acts or
28 omissions made in good faith to comply with this section.

29 *b.* If the physical custody of a newborn infant is
30 relinquished to a first responder, the first responder shall
31 transport the newborn infant to the nearest institutional
32 health facility. The first responder shall provide any
33 parental identification or medical history information to the
34 institutional health facility.

35 ~~*b.*~~ *c.* If the physical custody of the newborn infant is

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1 relinquished at an institutional health facility, the state
2 shall reimburse the institutional health facility for the
3 institutional health facility's actual expenses in providing
4 care to the newborn infant and in performing acts necessary to
5 protect the physical health or safety of the newborn infant.
6 The reimbursement shall be paid from moneys appropriated for
7 this purpose to the department of human services.

8 ~~*e.*~~ *d.* If the name of the parent is unknown to the
9 institutional health facility, the individual on duty or other
10 person designated by the institutional health facility at which
11 physical custody of the newborn infant was relinquished shall
12 submit the certificate of birth report as required pursuant
13 to section 144.14. If the name of the parent is disclosed
14 to the institutional health facility, the facility shall
15 submit the certificate of birth report as required pursuant to
16 section 144.13. The department of public health shall not file
17 the certificate of birth with the county of birth and shall
18 otherwise maintain the confidentiality of the birth certificate
19 in accordance with section 144.43.

20 3. As soon as possible after the individual on duty or

21 first responder assumes physical custody of a newborn infant
 22 released under subsection 1, the individual shall notify the
 23 department of human services and the department shall take the
 24 actions necessary to assume the care, control, and custody of
 25 the newborn infant. The department shall immediately notify
 26 the juvenile court and the county attorney of the department's
 27 action and the circumstances surrounding the action and
 28 request an ex parte order from the juvenile court ordering,
 29 in accordance with the requirements of section 232.78, the
 30 department to take custody of the newborn infant. Upon
 31 receiving the order, the department shall take custody of the
 32 newborn infant. Within twenty-four hours of taking custody of
 33 the newborn infant, the department shall notify the juvenile
 34 court and the county attorney in writing of the department's
 35 action and the circumstances surrounding the action.

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1 6. An individual on duty at an institutional health facility
 2 or first responder who assumes custody of a newborn infant upon
 3 the release of the newborn infant under subsection 1 shall be
 4 provided notice of any hearing held concerning the newborn
 5 infant at the same time notice is provided to other parties to
 6 the hearing and the individual may provide testimony at the
 7 hearing.

8 Sec. 4. Section 233.5, subsection 1, Code 2017, is amended
 9 to read as follows:

10 1. a. In addition to any other privacy protection
 11 established in law, a record that is developed, acquired, or
 12 held in connection with an individual's good faith effort
 13 to voluntarily release a newborn infant in accordance with
 14 this chapter and any identifying information concerning the
 15 individual shall be kept confidential. Such record shall not
 16 be inspected or the contents disclosed except as provided in
 17 this section.

18 b. Any transcripts or recording of a 911 service telephone
 19 call that is made for the purpose of an individual's good faith
 20 effort to voluntarily release custody of a newborn infant in
 21 accordance with this chapter and any identifying information
 22 concerning the individual shall be kept confidential. Such
 23 transcripts or recording of a 911 service telephone call shall
 24 not be inspected or the contents disclosed except as provided
 25 in this section.>

26 2. Title page, line 1, by striking <institutional health
 27 facilities under>

JAKE CHAPMAN

S-3261

- 1 Amend Senate File 446 as follows:
- 2 1. Page 1, line 9, by striking <agreement to provide> and
3 inserting <cooperation in providing>
- 4 2. Page 1, by striking lines 15 through 24 and inserting
5 <five thousand dollars.>
- 6 3. By striking page 1, line 34, through page 2, line 9.
- 7 4. Page 3, by striking lines 6 and 7 and inserting <~~burden~~
8 ~~of proving the existence of the exemption is on the claimant~~
9 must make a prima facie showing of the existence of the
10 exemption. ~~However, once the claimant comes forward with some~~>
- 11 5. Page 3, line 8, by striking <the state> and inserting
12 <~~the state~~ The>
- 13 6. Page 3, line 10, before <prove> by inserting <then>
- 14 7. Page 3, line 32, by striking <the>
- 15 8. Page 4, line 29, before <disproportionate> by inserting
16 <grossly>
- 17 9. Page 4, by striking lines 30 through 33 and inserting
18 <offense.>
- 19 10. Page 5, by striking lines 1 through 26.
- 20 11. Page 6, line 3, after <asserts> by inserting <and makes
21 a prima facie showing of>
- 22 12. Page 6, line 4, after <attorney> by inserting <then>
- 23 13. Page 7, by striking lines 24 through 28 and inserting
24 <date of disposition, and detailed financial records concerning
25 any property sold. The records shall not identify or enable
26 identification of the individual officer who seized any item of
27 property or the name of any person or entity who received any
28 item of property.>
- 29 14. Title page, lines 4 and 5, by striking <prohibiting the
30 transfer of certain seized property to the federal government
31 for forfeiture,>
- 32 15. By renumbering as necessary.

CHARLES SCHNEIDER

S-3262

- 1 Amend the amendment, S-3260, to Senate File 360, as follows:
- 2 1. Page 4, after line 25 by inserting:
- 3 <Sec. ____ Section 279.50, Code 2017, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 2A. The human growth and development
6 curriculum shall include age-appropriate, developmentally
7 appropriate, and research-based instruction for students on
8 the newborn safe haven Act, chapter 233, including how to
9 anonymously relinquish physical custody of a newborn infant to
10 an institutional health facility or first responder.>>
- 11 2. By renumbering as necessary.

AMY SINCLAIR

S-3263

- 1 Amend House File 581, as passed by the House, as follows:
- 2 1. Page 1, line 14, by striking <u.>
- 3 2. Page 1, line 22, after <duties> by inserting <_unless
- 4 otherwise ordered by the court>
- 5 3. Page 1, by striking lines 23 and 24.
- 6 4. Page 1, before line 25 by inserting:
- 7 <Sec. ___. CONTINGENT EFFECTIVE DATE. This Act takes
- 8 effect on the effective date of rules prescribed by the supreme
- 9 court and submitted to the legislative council pursuant to
- 10 section 602.4202 establishing processes and procedures for the
- 11 application for and issuance of a search warrant by electronic
- 12 means in accordance with 2017 Iowa Acts, Senate File 358, if
- 13 enacted.>
- 14 5. Title page, line 3, after <dismissal> by inserting <and
- 15 including effective date provisions>
- 16 6. By renumbering as necessary.

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair

S-3264

- 1 Amend Senate File 473 as follows:
- 2 1. Page 1, line 13, by striking <compressed>
- 3 2. Page 1, line 17, by striking <compressed>
- 4 3. By striking page 2, line 4, through page 3, line 6, and
- 5 inserting:
- 6 **<321.477 Employees as peace officers — maximum age.**
- 7 **1.** The department may designate by resolution certain of
- 8 its employees upon each of whom there is ~~hereby~~ conferred the
- 9 authority of a peace officer to enforce the laws of this state
- 10 described in subsection 2. Employees designated as peace
- 11 officers pursuant to this section shall have the same powers
- 12 conferred by law on peace officers for the enforcement of such
- 13 laws and the apprehension of violators.
- 14 **2.** Employees designated as peace officers pursuant to
- 15 this section shall only engage in the following enforcement
- 16 activities:
- 17 a. The enforcement of federal motor carrier safety
- 18 regulations and federal motor carrier hazardous materials
- 19 regulations as adopted in this chapter and in rules adopted by
- 20 the department under this chapter.
- 21 b. The regulation of the operating authority of motor
- 22 carriers.
- 23 c. The regulation of the movement, safety, and lawful
- 24 operation of commercial motor vehicles.
- 25 d. The regulation of the operating authority of commercial
- 26 motor vehicle operators and the enforcement of traffic and
- 27 safety laws on operators of commercial motor vehicles.
- 28 e. The enforcement and performance of other activities

29 necessary for the motor carrier safety assistance program and
 30 the high priority program administered under 49 C.F.R. pt.
 31 350.
 32 f. The investigation and enforcement of matters relating to
 33 or arising out of responsibilities entrusted to the department.
 34 g. The control and ~~direct~~ direction of traffic and weigh
 35 vehicles, and to make arrests for violations of the.

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1 h. The enforcement of motor vehicle laws relating to
 2 the operating authority, registration, size, weight, and
 3 load of motor vehicles and trailers ~~and registration of a~~
 4 ~~motor carrier's interstate transportation service with the~~
 5 ~~department.~~
 6 i. The enforcement of laws, the violation of which are
 7 defined as serious violations under 761 IAC 615.17(2).
 8 j. The enforcement of speed restrictions where a motor
 9 vehicle is traveling twenty miles per hour or more over the
 10 legal speed limit.
 11 k. The enforcement of rules and regulations of the
 12 department.
 13 3. The maximum age for a person employed as a peace officer
 14 pursuant to this section is sixty-five years of age.>

MICHAEL BREITBACH

S-3265

1 Amend House File 463, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking page 2, line 4, through page 3, line 12, and
 4 inserting:
 5 **<321.477 Employees as peace officers — maximum age.**
 6 1. The department may designate by resolution certain of
 7 its employees upon each of whom there is ~~hereby~~ conferred the
 8 authority of a peace officer to enforce all laws of the state
 9 including but not limited to the rules and regulations of the
 10 department. Employees designated as peace officers pursuant
 11 to this section shall have the same powers conferred by law on
 12 peace officers for the enforcement of the laws of this state
 13 and the apprehension of violators.
 14 2. Employees designated as peace officers pursuant to this
 15 section shall primarily engage in the following enforcement
 16 activities:
 17 a. The enforcement of federal motor carrier safety
 18 regulations and federal motor carrier hazardous materials
 19 regulations as adopted in this chapter and in rules adopted by
 20 the department under this chapter.
 21 b. The regulation of the operating authority of motor
 22 carriers.
 23 c. The regulation of the movement, safety, and lawful

24 operation of commercial motor vehicles.
 25 d. The regulation of the operating authority of commercial
 26 motor vehicle operators and the enforcement of traffic and
 27 safety laws on operators of commercial motor vehicles.
 28 e. The enforcement and performance of other activities
 29 necessary for the motor carrier safety assistance program and
 30 the high priority program administered under 49 C.F.R. pt.
 31 350.
 32 f. The investigation and enforcement of matters relating to
 33 or arising out of responsibilities entrusted to the department.
 34 g. The control and ~~direct~~ direction of traffic and weigh
 35 vehicles, and to make arrests for violations of the.

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1 h. The enforcement of motor vehicle laws relating to
 2 the operating authority, registration, size, weight, and
 3 load of motor vehicles and trailers ~~and registration of a~~
 4 ~~motor carrier's interstate transportation service with the~~
 5 ~~department.~~
 6 3. The maximum age for a person employed as a peace officer
 7 pursuant to this section is sixty-five years of age.>

MICHAEL BREITBACH

S-3266

1 Amend Senate File 460 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 481A.67, subsections 2 and 3, Code 2017,
 5 are amended to read as follows:
 6 2. a. Notwithstanding any provision of law to the contrary,
 7 the natural resource commission shall adopt rules pursuant to
 8 chapter 17A establishing seasons and daily catch limits for the
 9 noncommercial harvest of turtles in any waters of the state
 10 pursuant to section 483A.28. Seasons established pursuant to
 11 this subsection shall not apply to the noncommercial harvest of
 12 snapping turtles.
 13 b. (1) The annual season for the noncommercial harvest of
 14 turtles shall begin on July 1 and end on May 15.
 15 (2) Beginning on July 1, 2017, the following limits on the
 16 noncommercial harvest of turtles are applicable:
 17 (a) Daily catch limit:
 18 (i) Four common snapping turtles.
 19 (ii) One spiny or smooth softshell turtle.
 20 (iii) One painted turtle.
 21 (b) A person with a valid fishing license issued pursuant to
 22 chapter 483A is entitled to take and possess a maximum amount
 23 of turtles as provided in section 483A.28.
 24 (3) This paragraph "b" is repealed effective July 1, 2021.
 25 3. a. Notwithstanding any provision of law to the contrary,

26 the natural resource commission shall adopt rules pursuant to
 27 chapter 17A establishing seasons and daily catch limits for the
 28 commercial harvest of turtles in any waters of the state.
 29 b. The commission shall adopt rules providing that beginning
 30 on July 1, 2017, the annual season for the commercial harvest
 31 of turtles shall begin on July 1 and end on May 15, and the
 32 annual possession limit for the commercial harvest of turtles
 33 shall be two thousand five hundred turtles for a person who is
 34 legally licensed to harvest commercial turtles. There shall
 35 be no daily catch limit established. This paragraph "b" is

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1 repealed effective July 1, 2021.
 2 Sec. 2. Section 481A.67, Code 2017, is amended by adding the
 3 following new subsection:
 4 NEW SUBSECTION. 3A. Beginning on the effective date of
 5 this Act, a person shall not be issued or allowed to renew a
 6 commercial turtle harvester license pursuant to chapter 482
 7 unless the person held a commercial turtle harvester license
 8 at any time during the period beginning on January 1, 2015,
 9 and ending on the effective date of this Act. A person who
 10 holds a commercial turtle harvester license pursuant to this
 11 subsection, shall be allowed to renew that license until that
 12 person dies or chooses to no longer renew the license.
 13 Sec. 3. RESCISSION OF AMENDMENTS TO ADMINISTRATIVE RULES.
 14 1. The amendments to 571 Iowa administrative code,
 15 chapter 86, as appearing in ARC 2951C, as published in the
 16 Iowa administrative bulletin, volume XXXIX, number 17, dated
 17 February 15, 2017, pp. 1685-1687, are rescinded.
 18 2. As soon as practicable, the Iowa administrative code
 19 editor shall restore the language of the Iowa administrative
 20 code chapter referenced in subsection 1 of this section to the
 21 language that existed on February 14, 2017.
 22 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
 23 immediate importance, takes effect upon enactment.>

TIM KRAAYENBRINK

S-3267

1 Amend House File 524, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, by striking lines 1 through 11.
 4 2. Title page, by striking lines 1 through 3 and inserting
 5 <An Act relating to the exchange of information with a
 6 prescription database or monitoring program in another state.>
 7 3. By renumbering as necessary.

COMMITTEE ON JUDICIARY
 BRAD ZAUN, Chair

S-3268

1 Amend House File 601, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 22.7, subsection 50, Code 2017, is
5 amended to read as follows:

6 50. Information and records concerning physical
7 infrastructure, cyber security, critical infrastructure,
8 security procedures, or emergency preparedness information
9 developed, ~~and maintained, or held~~ by a government body
10 for the protection of ~~governmental employees, visitors to~~
11 ~~the government body, persons in the care, custody, or under~~
12 ~~the control of the government body, or property under the~~
13 ~~jurisdiction of the government body~~ life or property, if
14 disclosure could reasonably be expected to jeopardize such
15 ~~employees, visitors, persons, life~~ or property.

16 a. Such information ~~includes and records include~~ but ~~is~~ are
17 not limited to information directly related to vulnerability
18 assessments; information contained in records relating to
19 security measures such as security and response plans, security
20 codes and combinations, passwords, restricted area passes,
21 keys, and security or response procedures; emergency response
22 protocols; and information contained in records that if
23 disclosed would significantly increase the vulnerability of
24 critical physical systems or infrastructures ~~of a government~~
25 ~~body~~ to attack.

26 b. ~~This subsection shall only apply to information held by~~
27 ~~a government body that has adopted a rule or policy identifying~~
28 ~~the specific records or class of records to which this~~
29 ~~subsection applies and which is contained in such a record.~~

30 b. For purposes of this subsection, "cyber security
31 information and records" include but are not limited to
32 information and records relating to cyber security defenses,
33 threats, attacks, or general attempts to attack cyber system
34 operations.

35 2. Title page, by striking lines 1 through 3 and inserting

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1 <An Act relating to the confidentiality of certain physical
2 infrastructure, cyber security, and critical infrastructure
3 information and records developed, maintained, or held by a
4 government body.>

COMMITTEE ON STATE GOVERNMENT
ROBY SMITH, Chair

S-3269

1 Amend House File 314, as passed by the House, as follows:

2 1. Page 1, line 11, by striking <solid waste and recycling
3 collection.>

4 2. Page 1, after line 17 by inserting:

5 <Sec. ____. Section 321.323A, subsection 2, unnumbered
6 paragraph 1, Code 2017, is amended to read as follows:

7 The operator of a motor vehicle approaching a stationary
8 towing or recovery vehicle, a stationary utility maintenance
9 vehicle, a stationary municipal maintenance vehicle, ~~or~~
10 a stationary highway maintenance vehicle, or a stationary
11 solid waste or recycling collection service vehicle, that is
12 displaying flashing yellow, amber, blue, white, or red lights,
13 shall approach the vehicle with due caution and shall proceed
14 in one of the following manners, absent any other direction by
15 a peace officer:

16 Sec. ____. Section 321.423, subsection 2, paragraph h, Code
17 2017, is amended to read as follows:

18 *h.* A flashing amber light is permitted on a towing or
19 recovery vehicle, a utility maintenance vehicle, a municipal
20 maintenance vehicle, a highway maintenance vehicle, a solid
21 waste or recycling collection service vehicle, or a vehicle
22 operated in accordance with subsection 6 or section 321.398 or
23 321.453.>

24 3. Title page, by striking lines 1 and 2 and inserting <An
25 Act relating to utility maintenance vehicles and solid waste
26 or recycling collection service vehicles, and making penalties
27 applicable.>

28 4. By renumbering as necessary.

ROBY SMITH

S-3270

1 Amend House File 146, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 1, by striking lines 8 through 12 and inserting
4 <to this subsection, the court shall inform the defendant that
5 the defendant has the right to a continuance and shall grant a
6 continuance at the defendant's request to allow the defendant
7 to prepare for the hearing or to retain an attorney.>

COMMITTEE ON JUDICIARY
BRAD ZAUN, Chair

S-3271

1 Amend House File 526, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 3, by striking lines 5 and 6 and inserting:
4 <c. Disclosures by an interactive computer service of

- 5 information provided by another information content provider,
 6 as those terms are defined in 47 U.S.C. §230.>
 7 2. Page 3, by striking lines 13 through 22.
 8 3. By renumbering, redesignating, and correcting internal
 9 references as necessary.

COMMITTEE ON JUDICIARY
 BRAD ZAUN, Chair

S-3272

- 1 Amend House File 579, as passed by the House, as follows:
 2 1. Page 2, line 12, by striking <Standard> and inserting
 3 <Alternative>
 4 2. Page 2, line 13, by striking <standard> and inserting
 5 <alternative>
 6 3. Page 2, line 25, by striking <a standard> and inserting
 7 <an alternative>
 8 4. Page 2, line 29, by striking <a standard> and inserting
 9 <an alternative>
 10 5. Page 2, line 32, by striking <a standard> and inserting
 11 <an alternative>
 12 6. Page 2, line 35, by striking <a standard> and inserting
 13 <an alternative>
 14 7. Page 3, line 2, by striking <a standard> and inserting
 15 <an alternative>
 16 8. Page 3, line 4, by striking <A standard> and inserting
 17 <An alternative>
 18 9. Page 3, after line 11 by inserting:
 19 <0d. Voluntary manslaughter in violation of section 707.4.
 20 00d. Homicide or serious injury by vehicle in violation of
 21 section 707.6A.
 22 000d. Attempt to commit murder in violation of section
 23 707.11.>
 24 10. Page 4, after line 5 by inserting:
 25 <0v. Kidnapping in the third degree in violation of section
 26 710.4.>
 27 11. Page 4, after line 13 by inserting:
 28 <0aa. Robbery in the second degree in violation of section
 29 711.3.>
 30 12. Page 5, line 4, by striking <a standard> and inserting
 31 <an alternative>
 32 13. Page 5, line 8, by striking <a standard> and inserting
 33 <an alternative>
 34 14. By renumbering, redesignating, and correcting internal
 35 references as necessary.

COMMITTEE ON JUDICIARY
 BRAD ZAUN, Chair

S-3273

1 Amend House File 475, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, line 18, after <subsection 5.> by inserting <A
 4 person shall not be in possession of more than ten cartridges
 5 of straight wall ammunition at a time while hunting deer with a
 6 straight wall cartridge rifle under this subsection.>

KEVIN KINNEY

S-3274

1 Amend House File 133, as passed by the House, as
 2 follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. Section 232.2, subsection 22, paragraph
 5 b, Code 2017, is amended by adding the following new
 6 subparagraph:
 7 NEW SUBPARAGRAPH. (8) Submitting to the court an
 8 affidavit verifying fulfillment of the duties of the
 9 guardian ad litem prescribed under this paragraph “b”.>
 10 2. Page 2, after line 25 by inserting:
 11 <Submitting to the court an affidavit verifying
 12 fulfillment of the duties of the guardian ad litem
 13 prescribed under this paragraph “a”>
 14 3. Page 4, after line 30 by inserting:
 15 <Submitting to the court an affidavit verifying
 16 fulfillment of the duties of the attorney for the minor
 17 child prescribed under this paragraph “a”>
 18 4. Title page, lines 3 and 4, by striking <involved
 19 in child custody and visitation proceedings>
 20 5. By renumbering, redesignating, and correcting
 21 internal references as necessary.

MATT McCOY

S-3275

1 Amend House File 517, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, line 13, by striking <subsection 1> and inserting
 4 <subsection 2>
 5 2. Page 1, after line 31 by inserting:
 6 <Sec. ____ Section 724.2A, Code 2017, is amended to read as
 7 follows:
 8 **724.2A Peace officer ~~defined~~ and reserve peace officer —**
 9 **defined.**
 10 As used in sections 724.4, 724.6, and 724.11 regarding
 11 ~~obtaining or renewing a permit for the carrying of weapons,~~
 12 “peace officer” means a certified “peace officer” and includes a
 13 reserve peace officer as defined in section 80D.1A.

14 Sec. ____ Section 724.4, subsection 4, paragraph b, Code
 15 2017, is amended to read as follows:
 16 b. A peace officer, when the officer's duties require the
 17 person to carry such weapons, or as provided in section 724.6.>
 18 3. By striking page 1, line 34, through page 2, line 5, and
 19 inserting:
 20 <NEW PARAGRAPH. c. A licensee under chapter 80A or an
 21 employee of such a licensee, while the licensee or employee
 22 is engaged in the performance of duties, and if the licensee
 23 or employee possesses a valid professional or nonprofessional
 24 permit to carry weapons issued pursuant to this chapter.>
 25 4. Page 3, after line 9 by inserting:
 26 <Sec. ____ Section 724.6, subsection 1, Code 2017, is
 27 amended to read as follows:
 28 1. a. A person may be issued a permit to carry weapons when
 29 the person's employment in a private investigation business
 30 or private security business licensed under chapter 80A, or a
 31 person's employment as a peace officer, correctional officer,
 32 security guard, bank messenger or other person transporting
 33 property of a value requiring security, or in police work,
 34 reasonably justifies that person going armed.
 35 b. The permit shall be on a form prescribed and published

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1 by the commissioner of public safety, shall identify the
 2 holder, and shall state the nature of the employment requiring
 3 the holder to go armed. A permit so issued, other than to
 4 a peace officer, shall authorize the person to whom it is
 5 issued to go armed anywhere in the state, only while engaged
 6 in the employment, and while going to and from the place of the
 7 employment.
 8 c. A permit issued to a certified peace officer shall
 9 authorize that peace officer to go armed anywhere in the state
 10 at all times, including on the grounds of a school.
 11 d. Permits shall expire twelve months after the date
 12 when issued except that permits issued to peace officers and
 13 correctional officers are valid through the officer's period of
 14 employment unless otherwise canceled. When the employment is
 15 terminated, the holder of the permit shall surrender it to the
 16 issuing officer for cancellation.>
 17 5. Page 4, by striking lines 18 and 19 and inserting:
 18 <f. Completion of a hunter education program approved by
 19 the natural resource commission pursuant to section 483A.27,
 20 if the program includes handgun safety training and completion
 21 of the handgun safety training is included on the certificate
 22 of completion.>
 23 6. Page 7, after line 9 by inserting:
 24 <Sec. ____ **NEW SECTION. 724.14 Nonprofessional permit —**
 25 **change of residence to another county.**
 26 If a permit holder of a nonprofessional permit to carry
 27 weapons changes residences from one county to another county

28 after the issuance of the permit, the department of public
 29 safety shall by rule specify the procedure to transfer the
 30 regulation of the holder's permit to another sheriff for the
 31 purposes of issuing a renewal or duplicate permit, or complying
 32 with section 724.13.>
 33 7. Page 7, line 15, by striking <firearms> and inserting
 34 <pistols or revolvers>
 35 8. Page 11, after line 25 by inserting:

Page 3

1 <Sec. ___. Section 724.21A, Code 2017, is amended by adding
 2 the following new subsection:
 3 NEW SUBSECTION. 8. If an applicant or permit holder
 4 appeals the decision by the sheriff or commissioner to deny
 5 an application for or suspend or revoke a permit to carry
 6 weapons or a permit to acquire pistols or revolvers, and it
 7 is later determined on appeal the applicant or permit holder
 8 is eligible to be issued or possess a permit to carry weapons
 9 or a permit to acquire pistols or revolvers, the applicant
 10 or permit holder shall be awarded court costs and reasonable
 11 attorney fees. If the decision of the sheriff or commissioner
 12 to deny an application for or suspend or revoke a permit to
 13 carry weapons or a permit to acquire pistols or revolvers is
 14 upheld on appeal, or the applicant or permit holder withdraws
 15 or dismisses the appeal, the political subdivision of the state
 16 representing the sheriff or the state department representing
 17 the commissioner shall be awarded court costs and reasonable
 18 attorney fees.>
 19 9. Page 12, line 7, by striking <or spouse> and inserting
 20 <spouse, or instructor>
 21 10. Page 12, by striking lines 32 and 33 and inserting
 22 <information of holders of professional or nonprofessional
 23 permits to carry weapons and permits to acquire pistols or
 24 revolvers, including but not>
 25 11. Page 13, by striking lines 4 and 5 and inserting
 26 <revocation, or administration of professional or
 27 nonprofessional permits to carry weapons and permits to acquire
 28 pistols or revolvers, provided that>
 29 12. Page 13, by striking lines 8 through 12 and inserting:
 30 <c. This subsection shall not prohibit the release of
 31 information to a criminal or juvenile justice agency as defined
 32 in section 692.1 for the performance of any lawfully authorized
 33 duty or for conducting a lawfully authorized background
 34 investigation.>
 35 13. Page 14, line 11, by striking <declarative> and

Page 4

1 inserting <declaratory>
 2 14. Page 14, by striking lines 12 through 14 and inserting
 3 <injunctive relief for damages.>

- 4 15. Page 14, line 27, after <person> by inserting < , other
5 than a peace officer.>
- 6 16. Page 14, line 31, after <prohibit the> by inserting
7 <lawful>
- 8 17. Page 14, by striking lines 34 and 35 and inserting <and
9 parking garages by a person who displays to capitol security
10 personnel a valid permit to carry weapons upon request.>
- 11 18. Page 15, line 18, by striking <transfer,>
- 12 19. Page 16, by striking lines 18 through 29 and inserting:
13 1. "Reasonable force" is means that force and no more which
14 a reasonable person, in like circumstances, would judge to
15 be necessary to prevent an injury or loss and can include
16 deadly force if it is reasonable to believe that such force is
17 necessary to avoid injury or risk to one's life or safety or
18 the life or safety of another, or it is reasonable to believe
19 that such force is necessary to resist a like force or threat.
20 ~~Reasonable force, including deadly force, may be used even if~~
21 ~~an alternative course of action is available if the alternative~~
22 ~~entails a risk to life or safety, or the life or safety of a~~
23 ~~third party, or requires one to abandon or retreat from one's~~
24 ~~dwelling or place of business or employment.~~
- 25 20. Page 16, line 30, by striking <3.> and inserting <2.>
- 26 21. Page 16, line 34, by striking <4.> and inserting <3.>
- 27 22. Page 18, after line 14 by inserting:
28 <Sec. __. NEW SECTION. 704.2B Use of deadly force —
29 duties — evidence.
- 30 1. If a person uses deadly force, the person shall notify
31 or cause another to notify a law enforcement agency about the
32 person's use of deadly force within a reasonable time period
33 after the person's use of the deadly force, if the person or
34 another person is capable of providing such notification.
- 35 2. The person using deadly force shall not intentionally

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- 1 destroy, alter, conceal, or disguise physical evidence relating
2 to the person's use of deadly force, and the person shall not
3 intentionally intimidate witnesses into refusing to cooperate
4 with any investigation relating to the use of such deadly force
5 or induce another person to alter testimony about the use of
6 such deadly force.>
- 7 23. Page 18, line 33, after <property> by inserting
8 <pursuant to section 704.4>
- 9 24. Page 22, after line 14 by inserting:
10 <DIVISION __
11 INITIAL APPEARANCE — BAIL
- 12 Sec. __. Section 804.21, subsection 5, paragraph b,
13 subparagraph (1), Code 2017, is amended to read as follows:
14 (1) The person was arrested for a crime other than a
15 violation of section 708.6, section 724.26, subsection 1, or
16 a forcible felony, and>
- 17 25. Page 22, line 27 by striking <firearms> and inserting

18 <pistols or revolvers>
 19 26. Page 22, line 29, by striking <firearms> and inserting
 20 <pistols or revolvers>
 21 27. By renumbering as necessary.

DAN DAWSON

S-3276

HOUSE AMENDMENT TO
 SENATE FILE 32

1 Amend Senate File 32, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 4, after line 3 by inserting:
 4 <Sec. ____ Section 730.5, subsection 8, Code 2017, is
 5 amended by adding the following new paragraph:
 6 NEW PARAGRAPH. g. Employers may conduct hair testing of
 7 prospective employees only.>
 8 2. By renumbering as necessary.

S-3277

1 Amend House File 410, as passed by the House, as follows:
 2 1. Page 1, after line 8 by inserting:
 3 <Sec. ____ NEW SECTION. **317.14A Special requirements for**
 4 **the control or elimination of palmer amaranth on conservation**
 5 **reserve program land.**
 6 The program for weed control established pursuant to
 7 section 317.13, and any order issued under that program, shall
 8 not apply to the control or elimination of palmer amaranth
 9 (Amaranthus palmeri) on land enrolled in the conservation
 10 reserve program as described in 7 C.F.R. pt. 1410, unless the
 11 control or elimination measures comply with the conservation
 12 reserve program requirements for that land including contract
 13 requirements. The board of supervisors in adopting the
 14 program for weed control, or the commissioner in administering
 15 the program, shall seek cooperation with the United States
 16 department of agriculture, which may include the department's
 17 farm service agency office for that county, the farm service
 18 agency's state office, or any other office or official
 19 designated by the department.>
 20 2. By renumbering as necessary.

DAN ZUMBACH

S-3278

- 1 Amend House File 485, as passed by the House, as follows:
 2 1. Page 1, line 7, by striking <without compensation>
 3 2. Title page, line 2, by striking <without compensation>

DENNIS GUTH
 NATE BOULTON

S-3279

HOUSE AMENDMENT TO
 SENATE FILE 240

- 1 Amend Senate File 240, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, line 20, by striking <and (3)> and inserting <
 4 (3), and (4)>
 5 2. Page 2, line 19, by striking <April 30,> and inserting
 6 <July 1,>

S-3280

- 1 Amend Senate File 473 as follows:
 2 1. Page 3, after line 6 by inserting:
 3 <Sec. ____ ANNUAL REPORT AND REVIEW. On or before
 4 January 1 of each year, the department of transportation
 5 shall submit a report to the chairpersons of the standing
 6 committees on government oversight of the senate and the
 7 house of representatives detailing the number and type of
 8 traffic citations issued by employees of the department of
 9 transportation designated as peace officers pursuant to section
 10 321.477. Each year, the standing committees on government
 11 oversight of the senate and the house of representatives shall
 12 review the report and take notice of any increase or decrease
 13 in the number and type of traffic citations issued by such
 14 peace officers.>
 15 2. By renumbering as necessary.

DAVID JOHNSON

S-3281

- 1 Amend House File 463, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 3, after line 12 by inserting:
 4 <Sec. ____ ANNUAL REPORT AND REVIEW. On or before
 5 January 1 of each year, the department of transportation
 6 shall submit a report to the chairpersons of the standing
 7 committees on government oversight of the senate and the

8 house of representatives detailing the number and type of
9 traffic citations issued by employees of the department of
10 transportation designated as peace officers pursuant to section
11 321.477. Each year, the standing committees on government
12 oversight of the senate and the house of representatives shall
13 review the report and take notice of any increase or decrease
14 in the number and type of traffic citations issued by such
15 peace officers.>
16 2. By renumbering as necessary.

DAVID JOHNSON

S-3282

1 Amend House File 517, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 4, line 22, after <if> by inserting <the applicant
4 has shown proficiency with a handgun on a firing range and>

KEVIN KINNEY

S-3283

1 Amend House File 463, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 3, after line 12 by inserting:
4 <Sec. ___. REPEAL. The section of this Act amending section
5 321.477 is repealed July 1, 2018.>
6 2. By renumbering as necessary.

MICHAEL BREITBACH

S-3284

1 Amend the amendment, S-3275, to House File 517, as amended,
2 passed, and reprinted by the House, as follows:
3 1. By striking page 3, line 35, through page 4, line 10, and
4 inserting:
5 <__. By striking page 13, line 23, through page 14, line
6 35.>

DAVID JOHNSON

S-3285

1 Amend the amendment, S-3275, to House File 517, as amended,
2 passed, and reprinted by the House, as follows:
3 1. Page 3, after line 20 by inserting:
4 <__. Page 12, line 8, by striking <older and who> and
5 inserting <older, who>
6 ___. Page 12, line 10, by striking <and who> and inserting

7 <who>
 8 _____. Page 12, line 11, after <person> and inserting <_ and
 9 who is not intoxicated as provided under the conditions set out
 10 in section 321J.2, subsection 1, or under the influence of an
 11 illegal drug>
 12 _____. Page 12, by striking lines 12 through 20 and inserting:
 13 <Sec. _____. Section 724.22, Code 2017, is amended by adding
 14 the following new subsections:
 15 NEW SUBSECTION. 8. A parent, guardian, or spouse who is
 16 twenty-one years of age or older, of a minor under the age of
 17 fourteen years who allows that minor to possess a pistol or
 18 revolver or the ammunition pursuant hereto, shall be strictly
 19 liable to an injured party for all damages resulting from the
 20 possession of the pistol or revolver or ammunition therefor by
 21 that minor.
 22 NEW SUBSECTION. 9. A parent, guardian, spouse, or
 23 instructor, who knowingly provides direct supervision under
 24 subsection 5, of a person while intoxicated as provided
 25 under the conditions set out in section 321J.2, subsection
 26 1, or under the influence of an illegal drug, commits child
 27 endangerment in violation of section 726.6, subsection 1,
 28 paragraph “i”.
 29 Sec. _____. Section 726.6, subsection 1, Code 2017, is amended
 30 by adding the following new paragraph:
 31 NEW PARAGRAPH. i. Knowingly provides direct supervision of
 32 a person under section 724.22, subsection 5, while intoxicated
 33 as provided under the conditions set out in section 321J.2,
 34 subsection 1, or under the influence of an illegal drug.>>

TOD R. BOWMAN
 DAN DAWSON

S-3286

1 Amend House File 472, as passed by the House, as follows:
 2 1. Page 1, after line 24 by inserting:
 3 <Sec. _____. INELIGIBILITY PROVISIONS OF ACT INAPPLICABLE
 4 TO CERTAIN RECIPIENTS. The provisions of section 261.110,
 5 subsection 2, as amended by this Act, and section 261.112,
 6 subsection 1, as amended by this Act, making an individual
 7 ineligible to concurrently receive a grant and loan forgiveness
 8 under sections 261.110 and 261.112, shall not apply to an
 9 individual who is receiving both a teach Iowa scholar grant
 10 under section 261.110 and teacher shortage loan forgiveness
 11 under section 261.112 on the effective date of this Act.
 12 Sec. _____. EFFECTIVE UPON ENACTMENT. This Act, being deemed
 13 of immediate importance, takes effect upon enactment.>
 14 2. Title page, line 4, after <state> by inserting <, and
 15 including effective date and applicability provisions>
 16 3. By renumbering as necessary.

TIM KRAAYENBRINK

S-3287

1 Amend Senate File 350 as follows:
2 1. Page 2, by striking lines 17 through 23 and inserting
3 <under chapter 17A to carry out this chapter. Any rules
4 adopted relating to demonstrations of competence for purposes
5 of this chapter shall require such demonstrations to be
6 equivalent to or of greater rigor than those required for high
7 school graduation, and such demonstrations shall include but
8 are not limited to a test battery, credit-based measures, and
9 attainment of other academic credentials.>

JERRY BEHN

S-3288

1 Amend House File 393, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 52, after line 25 by inserting:
4 <DIVISION ____
5 BIRTH CERTIFICATES
6 Sec. ____ Section 144.13A, subsections 1 and 2, Code 2017,
7 are amended to read as follows:
8 1. The state registrar shall charge the parent a fee of
9 twenty dollars for the registration of a certificate of birth
10 as follows:
11 a. Beginning July 1, 2003, and ending June 30, 2005, a fee
12 of fifteen dollars.
13 b. Beginning July 1, 2005, a fee of twenty dollars.
14 2. The state registrar shall charge the parent a separate
15 fee established under section 144.46 for a certified copy of
16 the certificate. The certified copy shall include all of the
17 information included in the original certificate of birth and
18 shall be letter-sized. The certified copy shall be mailed to
19 the parent by the state registrar. The mailing of a certified
20 copy of the certificate to a biological parent shall not be
21 precluded by the execution of a release of custody under
22 chapter 600A, and, upon request, a biological parent shall be
23 provided with a certified copy of the certificate unless the
24 parental rights of the biological parent are terminated.
25 Sec. ____ Section 144.13A, Code 2017, is amended by adding
26 the following new subsection:
27 NEW SUBSECTION. 2A. a. If, during the period between
28 May 1993 and October 2009, a parent was issued a smaller than
29 letter-sized certified copy of the certificate of birth under
30 this section, which did not include all of the information
31 included in the original certificate of birth, upon request
32 of a parent, the state registrar shall issue to the parent a
33 single letter-sized certified copy replacement that includes
34 all of the information provided in the original certificate of
35 birth. A parent shall not be required to exchange the smaller

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- 1 certified copy for the larger certified copy replacement, but
 2 may retain the smaller certified copy.
 3 *b.* Notwithstanding the amount of the fee charged under
 4 subsection 2, the state registrar shall not charge a fee
 5 for the issuance of a single letter-sized certified copy of
 6 the certificate of birth requested by a parent under this
 7 subsection.
 8 *c.* This subsection shall not apply if a new certificate of
 9 birth was substituted for the original certificate of birth
 10 pursuant to section 144.24.
 11 *d.* The department shall post the application form and
 12 instructions for requesting a letter-sized certified copy
 13 replacement as specified in this subsection on the department's
 14 internet site. This paragraph is repealed June 30, 2022.>
 15 2. Title page, line 2, by striking <and>
 16 3. Title page, line 3, after <provision> by inserting <and
 17 providing for a repeal>
 18 4. By renumbering as necessary.

ROBY SMITH

S-3289

HOUSE AMENDMENT TO
 SENATE FILE 471

- 1 Amend Senate File 471, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5

<DIVISION I
 6 PREREQUISITES FOR ABORTION

 7 Section 1. Section 146A.1, Code 2017, is amended by striking
 8 the section and inserting in lieu thereof the following:
 9 **146A.1 Prerequisites for abortion — ultrasound — licensee**
 10 **discipline — interpretation.**
 11 1. A physician performing an abortion shall obtain written
 12 certification from the pregnant woman of all of the following
 13 at least seventy-two hours prior to performing an abortion:
 14 *a.* That the woman has undergone an ultrasound imaging of the
 15 unborn child that displays the approximate age of the unborn
 16 child.
 17 *b.* That the woman was given the opportunity to see the
 18 unborn child by viewing the ultrasound image of the unborn
 19 child.
 20 *c.* That the woman was given the option of hearing a
 21 description of the unborn child based on the ultrasound image
 22 and hearing the heartbeat of the unborn child.
 23 *d.* (1) That the woman has been provided information
 24 regarding all of the following, based upon the materials

25 developed by the department of public health pursuant to
26 subparagraph (2):
27 (a) The options relative to a pregnancy, including
28 continuing the pregnancy to term and retaining parental rights
29 following the child's birth, continuing the pregnancy to
30 term and placing the child for adoption, and terminating the
31 pregnancy.
32 (b) The indicators, contra-indicators, and risk factors
33 including any physical, psychological, or situational factors
34 related to the abortion in light of the woman's medical history
35 and medical condition.

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1 (2) The department of public health shall make available to
2 physicians, upon request, all of the following information:
3 (a) Geographically indexed materials designed to inform the
4 woman about public and private agencies and services available
5 to assist a woman through pregnancy, at the time of childbirth,
6 and while the child is dependent. The materials shall include
7 a comprehensive list of the agencies available, categorized by
8 the type of services offered, and a description of the manner
9 by which the agency may be contacted.
10 (b) Materials that encourage consideration of placement for
11 adoption. The materials shall inform the woman of the benefits
12 of adoption, including the requirements of confidentiality in
13 the adoption process, the importance of adoption to individuals
14 and society, and the state's interest in promoting adoption by
15 preferring adoption over abortion.
16 (c) Materials that contain objective information describing
17 the methods of abortion procedures commonly used, the medical
18 risks commonly associated with each such procedure, and the
19 possible detrimental physical and psychological effects of
20 abortion.
21 2. Compliance with the prerequisites of this section shall
22 not apply to any of the following:
23 a. An abortion performed to save the life of a pregnant
24 woman.
25 b. An abortion performed in a medical emergency.
26 c. The performance of a medical procedure by a physician
27 that in the physician's reasonable medical judgment is designed
28 to or intended to prevent the death or to preserve the life of
29 the pregnant woman.
30 3. A physician who violates this section is subject to
31 licensee discipline pursuant to section 148.6.
32 4. This section shall not be construed to impose civil
33 or criminal liability on a woman upon whom an abortion is
34 performed, or to prohibit the sale, use, prescription, or
35 administration of a measure, drug, or chemical designed for the

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1 purposes of contraception.
 2 5. The board of medicine shall adopt rules pursuant to
 3 chapter 17A to administer this section.

4 6. As used in this section, "*unborn child*" means an
 5 individual organism of the species homo sapiens from
 6 fertilization to live birth.

7 DIVISION II

8 PROHIBITIONS ON ABORTION — TWENTY WEEKS POSTFERTILIZATION

9 Sec. 2. NEW SECTION. 146B.1 **Definitions.**

10 As used in this chapter, unless the context otherwise
 11 requires:

12 1. "*Abortion*" means the termination of a human pregnancy
 13 with the intent other than to produce a live birth or to remove
 14 a dead fetus.

15 2. "*Attempt to perform an abortion*" means an act, or
 16 an omission of a statutorily required act, that, under the
 17 circumstances as the actor believes them to be, constitutes a
 18 substantial step in a course of conduct planned to culminate in
 19 the performing of an abortion.

20 3. "*Department*" means the department of public health.

21 4. "*Fertilization*" means the fusion of a human spermatozoon
 22 with a human ovum.

23 5. "*Major bodily function*" includes but is not limited
 24 to functions of the immune system, normal cell growth, and
 25 digestive, bowel, bladder, neurological, brain, respiratory,
 26 circulatory, endocrine, and reproductive functions.

27 6. "*Medical emergency*" means a situation in which an
 28 abortion is performed to preserve the life of the pregnant
 29 woman whose life is endangered by a physical disorder, physical
 30 illness, or physical injury, including a life-endangering
 31 physical condition caused by or arising from the pregnancy, or
 32 when continuation of the pregnancy will create a serious risk
 33 of substantial and irreversible impairment of a major bodily
 34 function of the pregnant woman.

35 7. "*Medical facility*" means any public or private hospital,

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1 clinic, center, medical school, medical training institution,
 2 health care facility, physician's office, infirmary,
 3 dispensary, ambulatory surgical center, or other institution or
 4 location where medical care is provided to any person.

5 8. "*Perform*", "*performed*", or "*performing*", relative to an
 6 abortion, means the use of any means, including medical or
 7 surgical, to terminate the pregnancy of a woman known to be
 8 pregnant with the intent other than to produce a live birth or
 9 to remove a dead fetus.

10 9. "*Physician*" means a person licensed under chapter 148.

11 10. "*Postfertilization age*" means the age of the unborn
 12 child as calculated from fertilization.

13 11. “*Probable postfertilization age*” means what, in
14 reasonable medical judgment, will with reasonable probability
15 be the postfertilization age of the unborn child at the time
16 the abortion is to be performed.

17 12. “*Reasonable medical judgment*” means a medical judgment
18 made by a reasonably prudent physician who is knowledgeable
19 about the case and the treatment possibilities with respect to
20 the medical conditions involved.

21 13. “*Unborn child*” means an individual organism of the
22 species homo sapiens from fertilization until live birth.

23 Sec. 3. NEW SECTION. 146B.2 Determination of
24 **postfertilization age — abortion prohibited at twenty or**
25 **more weeks postfertilization age — exceptions — reporting**
26 **requirements — penalties.**

27 1. Except in the case of a medical emergency, in addition
28 to compliance with the prerequisites of chapter 146A, an
29 abortion shall not be performed or be attempted to be performed
30 unless the physician performing the abortion has first made
31 a determination of the probable postfertilization age of the
32 unborn child or relied upon such a determination made by
33 another physician. In making such a determination, a physician
34 shall make such inquiries of the pregnant woman and perform or
35 cause to be performed such medical examinations and tests the

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1 physician considers necessary in making a reasonable medical
2 judgment to accurately determine the postfertilization age of
3 the unborn child.

4 2. *a.* A physician shall not perform or attempt to perform
5 an abortion upon a pregnant woman when it has been determined,
6 by the physician performing the abortion or by another
7 physician upon whose determination that physician relies,
8 that the probable postfertilization age of the unborn child
9 is twenty or more weeks unless, in the physician’s reasonable
10 medical judgment, any of the following applies:

11 (1) The pregnant woman has a condition which the physician
12 deems a medical emergency.

13 (2) The abortion is necessary to preserve the life of an
14 unborn child.

15 *b.* If an abortion is performed under this subsection, the
16 physician shall terminate the human pregnancy in the manner
17 which, in the physician’s reasonable medical judgment, provides
18 the best opportunity for an unborn child to survive, unless, in
19 the physician’s reasonable medical judgment, termination of the
20 human pregnancy in that manner would pose a greater risk than
21 any other available method of the death of the pregnant woman
22 or of the substantial and irreversible physical impairment of a
23 major bodily function. A greater risk shall not be deemed to
24 exist if it is based on a claim or diagnosis that the pregnant
25 woman will engage in conduct which would result in the pregnant
26 woman’s death or in substantial and irreversible physical

27 impairment of a major bodily function.

28 3. A physician who performs or attempts to perform an
29 abortion shall report to the department, on a schedule and in
30 accordance with forms and rules adopted by the department, all
31 of the following:

32 a. If a determination of probable postfertilization age of
33 the unborn child was made, the probable postfertilization age
34 determined and the method and basis of the determination.

35 b. If a determination of probable postfertilization age of

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1 the unborn child was not made, the basis of the determination
2 that a medical emergency existed.

3 c. If the probable postfertilization age of the unborn
4 child was determined to be twenty or more weeks, the basis of
5 the determination of a medical emergency, or the basis of the
6 determination that the abortion was necessary to preserve the
7 life of an unborn child.

8 d. The method used for the abortion and, in the case of
9 an abortion performed when the probable postfertilization age
10 was determined to be twenty or more weeks, whether the method
11 of abortion used was one that, in the physician's reasonable
12 medical judgment, provided the best opportunity for an unborn
13 child to survive or, if such a method was not used, the basis
14 of the determination that termination of the human pregnancy
15 in that manner would pose a greater risk than would any other
16 available method of the death of the pregnant woman or of the
17 substantial and irreversible physical impairment of a major
18 bodily function.

19 4. a. By June 30, annually, the department shall issue a
20 public report providing statistics for the previous calendar
21 year, compiled from the reports for that year submitted in
22 accordance with subsection 3. The department shall ensure that
23 none of the information included in the public reports could
24 reasonably lead to the identification of any woman upon whom an
25 abortion was performed.

26 b. (1) A physician who fails to submit a report by the end
27 of thirty days following the due date shall be subject to a
28 late fee of five hundred dollars for each additional thirty-day
29 period or portion of a thirty-day period the report is overdue.

30 (2) A physician required to report in accordance with
31 subsection 3 who has not submitted a report or who has
32 submitted only an incomplete report more than one year
33 following the due date, may, in an action brought in the
34 manner in which actions are brought to enforce chapter 148,
35 be directed by a court of competent jurisdiction to submit a

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1 complete report within a time period stated by court order or
2 be subject to contempt of court.

3 (3) A physician who intentionally or recklessly falsifies
4 a report required under this section is subject to a civil
5 penalty of one hundred dollars.

6 5. Any medical facility in which a physician is authorized
7 to perform an abortion shall implement written medical
8 policies and procedures consistent with the requirements and
9 prohibitions of this chapter.

10 6. The department shall adopt rules to implement this
11 section.

12 Sec. 4. **NEW SECTION. 146B.3 Civil actions and penalties.**

13 1. Failure of a physician to comply with any provision of
14 section 146B.2, with the exception of the late filing of a
15 report or failure to submit a complete report in compliance
16 with a court order, is grounds for licensee discipline under
17 chapter 148.

18 2. A woman upon whom an abortion has been performed in
19 violation of this chapter may maintain an action against the
20 physician who performed the abortion in intentional or reckless
21 violation of this chapter for actual damages.

22 3. A woman upon whom an abortion has been attempted in
23 violation of this chapter may maintain an action against the
24 physician who attempted the abortion in intentional or reckless
25 violation of this chapter for actual damages.

26 4. A cause of action for injunctive relief to prevent a
27 physician from performing abortions may be maintained against a
28 physician who has intentionally violated this chapter by the
29 woman upon whom the abortion was performed or attempted, by
30 a parent or guardian of the woman if the woman is less than
31 eighteen years of age at the time the abortion was performed
32 or attempted, by a current or former licensed health care
33 provider of the woman, by a county attorney with appropriate
34 jurisdiction, or by the attorney general.

35 5. If the plaintiff prevails in an action brought under

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1 this section, the plaintiff shall be entitled to an award for
2 reasonable attorney fees.

3 6. If the defendant prevails in an action brought under
4 this section and the court finds that the plaintiff's suit was
5 frivolous and brought in bad faith, the defendant shall be
6 entitled to an award for reasonable attorney fees.

7 7. Damages and attorney fees shall not be assessed against
8 the woman upon whom an abortion was performed or attempted
9 except as provided in subsection 6.

10 8. In a civil proceeding or action brought under this
11 chapter, the court shall rule whether the anonymity of any
12 woman upon whom an abortion has been performed or attempted

13 shall be preserved from public disclosure if the woman does not
 14 provide consent to such disclosure. The court, upon motion
 15 or on its own motion, shall make such a ruling and, upon
 16 determining that the woman's anonymity should be preserved,
 17 shall issue orders to the parties, witnesses, and counsel
 18 and shall direct the sealing of the record and exclusion of
 19 individuals from courtrooms or hearing rooms to the extent
 20 necessary to safeguard the woman's identity from public
 21 disclosure. Each such order shall be accompanied by specific
 22 written findings explaining why the anonymity of the woman
 23 should be preserved from public disclosure, why the order is
 24 essential to that end, how the order is narrowly tailored to
 25 serve that interest, and why no reasonable less restrictive
 26 alternative exists. In the absence of written consent of the
 27 woman upon whom an abortion has been performed or attempted,
 28 anyone, other than a public official, who brings an action
 29 under this section shall do so under a pseudonym. This
 30 subsection shall not be construed to conceal the identity
 31 of the plaintiff or of witnesses from the defendant or from
 32 attorneys for the defendant.

33 9. This chapter shall not be construed to impose civil
 34 or criminal liability on a woman upon whom an abortion is
 35 performed or attempted.

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1 DIVISION III
 2 LEGISLATIVE INTENT

3 Sec. 5. LEGISLATIVE INTENT. It is the intent of the
 4 general assembly to enact policies that protect all unborn
 5 life. However, this Act shall not be interpreted to create or
 6 recognize a right to an abortion or to prohibit abortion prior
 7 to an unborn child reaching a postfertilization age of twenty
 8 weeks.

9 DIVISION IV
 10 SEVERABILITY — EFFECTIVE DATE

11 Sec. 6. SEVERABILITY CLAUSE. If any provision of this Act
 12 or its application to a person or circumstance is held invalid,
 13 the invalidity does not affect other provisions of applications
 14 of this Act which can be given effect without the invalid
 15 provision or application, and to this end the provisions of
 16 this Act are severable.

17 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
 18 immediate importance, takes effect upon enactment.>

19 2. Title page, by striking lines 1 and 2 and inserting
 20 <An Act relating to limitations on and prerequisites for an
 21 abortion, providing for licensee discipline, providing civil
 22 penalties, and including effective date provisions.>

S-3290

- 1 Amend House File 393, as amended, passed, and reprinted by
 2 the House, as follows:
- 3 1. Page 52, after line 25 by inserting:
 4 <DIVISION ____
 5 ACCESS TO RECORDS — STATE REGISTRAR
 6 Sec. ____ Section 144.11, Code 2017, is amended to read as
 7 follows:
 8 **144.11 Public access to records.**
 9 The county registrar shall allow public access to public
 10 records under the custody of the county registrar as authorized
 11 by the state registrar during normal business hours for county
 12 offices in the county.
- 13 Sec. ____ Section 144.43, subsection 3, unnumbered
 14 paragraph 1, Code 2017, is amended to read as follows:
 15 However, the following vital statistics records may be
 16 inspected and copied as ~~of right under chapter 22~~ authorized by
 17 the state registrar when ~~they the records~~ are in the custody of
 18 a county registrar or when ~~they the records~~ are in the custody
 19 of the state archivist and are at least seventy-five years
 20 old;>
 21 2. By renumbering as necessary.

MARK COSTELLO

S-3291

- 1 Amend House File 308, as passed by the House, as follows:
 2 1. Page 1, line 5, after <request.> by inserting <However,
 3 the recorder shall redact any social security number included
 4 in a record made available pursuant to this paragraph.>

TIM KRAAYENBRINK

S-3292

- 1 Amend House File 566, as amended, passed, and reprinted by
 2 the House, as follows:
- 3 1. Page 22, after line 35 by inserting:
 4 <4. This section shall not take effect if this Act takes
 5 effect after July 1, 2019.
 6 DIVISION ____
 7 EFFECTIVE DATE
 8 Sec. ____ EFFECTIVE DATE. Notwithstanding any section of
 9 this Act to the contrary, a division of this Act takes effect
 10 when the state commissioner of elections provides notice to the
 11 legislative council and the Iowa code editor that each county
 12 has updated geographic information systems mapping technology

- 13 and updated shapefiles for election precincts or on the date
 14 specified in a division of this Act, whichever is later.>
 15 2. By renumbering as necessary.

KEVIN KINNEY

S-3293

HOUSE AMENDMENT TO
 SENATE FILE 374

- 1 Amend Senate File 374, as passed by the Senate, as follows:
 2 1. Page 2, after line 33 by inserting:
 3 <Sec. __. **NEW SECTION. 815.15 Violations of local**
 4 **ordinances — reimbursement.**
 5 1. If an attorney is appointed in a case to represent an
 6 indigent person for an alleged violation of a local ordinance
 7 that may require a term of confinement, the office of the state
 8 public defender shall seek reimbursement from the political
 9 subdivision of the state that was the plaintiff in the case
 10 for the compensation paid to and the expenses incurred by the
 11 attorney.
 12 2. A political subdivision of the state shall reimburse the
 13 office of the state public defender for the compensation and
 14 expenses paid from the indigent defense fund in section 815.11
 15 to an attorney who represented the indigent person pursuant to
 16 subsection 1.>
 17 2. Page 2, after line 33 by inserting:
 18 <Sec. __. **EFFECTIVE DATE.** The following provision of this
 19 Act takes effect January 1, 2018:
 20 1. The section of this Act enacting section 815.15.>
 21 3. Title page, line 2, after <proceedings> by inserting <,
 22 and including effective date provisions>
 23 4. By renumbering as necessary.

S-3294

HOUSE AMENDMENT TO
 SENATE FILE 442

- 1 Amend Senate File 442, as passed by the Senate, as follows:
 2 1. Page 1, line 11, after <life> by inserting <If the
 3 person requests to be voluntarily excluded for a period of
 4 five years, the person shall remain voluntarily excluded after
 5 the period of five years has elapsed unless the person has
 6 declined, in writing, an option to remain voluntarily excluded
 7 and the person attends a mandatory session on responsible
 8 gaming conducted by the licensee.>
 9 2. Page 1, line 12, after <shall> by inserting <require
 10 that a person requesting to be voluntarily excluded be provided
 11 information compiled by the Iowa department of public health on
 12 gambling treatment options and shall>

- 13 3. Page 1, line 34, after <life.> by inserting <If the
 14 person requests to be voluntarily excluded for a period of
 15 five years, the person shall remain voluntarily excluded after
 16 the period of five years has elapsed unless the person has
 17 declined, in writing, an option to remain voluntarily excluded
 18 and the person attends a mandatory session on responsible
 19 gaming conducted by the licensee.>
- 20 4. Page 1, line 34, after <shall> by inserting <require
 21 that a person requesting to be voluntarily excluded be provided
 22 information compiled by the Iowa department of public health on
 23 gambling treatment options and shall>
- 24 5. Page 2, line 17, after <commission> by inserting <and by
 25 attending a mandatory session on responsible gaming conducted
 26 by the licensee>

S-3295

HOUSE AMENDMENT TO
 SENATE FILE 444

- 1 Amend Senate File 444, as passed by the Senate, as follows:
 2 1. By striking page 1, line 9, through page 2, line 9, and
 3 inserting:
 4 <(1) For the purposes of this paragraph "a", a person's use
 5 of a hand-held electronic communication device to write, send,
 6 or view an electronic message while driving a motor vehicle
 7 shall be considered prima facie evidence that the person was
 8 driving the motor vehicle in a reckless manner with willful
 9 or wanton disregard for the safety of persons or property, in
 10 violation of section 321.277.
 11 (2) Subparagraph (1) shall not apply to any of the
 12 following:
 13 (a) A member of a public safety agency, as defined in
 14 section 34.1, performing official duties.
 15 (b) A health care professional in the course of an emergency
 16 situation.
 17 (c) A person receiving safety-related information including
 18 emergency, traffic, or weather alerts.
 19 (3) For the purposes of this paragraph "a", the following
 20 definitions apply:
 21 (a) "Hand-held electronic communication device" means a
 22 mobile telephone or other portable electronic communication
 23 device capable of being used to write, send, or view an
 24 electronic message. "Hand-held electronic communication device"
 25 does not include a voice-operated or hands-free device which
 26 allows the user to write, send, or view an electronic message
 27 without the use of either hand except to activate or deactivate
 28 a feature or function. "Hand-held electronic communication
 29 device" does not include a wireless communication device used to
 30 transmit or receive data as part of a digital dispatch system.
 31 "Hand-held electronic communication device" includes a device
 32 which is temporarily mounted inside the motor vehicle, unless

33 the device is a voice-operated or hands-free device.
 34 (b) "Electronic message" includes images visible on the
 35 screen of a hand-held electronic communication device including

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1 a text-based message, an instant message, a portion of
 2 electronic mail, an internet site, a social media application,
 3 or a game.
 4 (c) The terms "write", "send", and "view" with respect to
 5 an electronic message, mean the manual entry, transmission,
 6 or retrieval of an electronic message, and include playing,
 7 browsing, or accessing an electronic message.

S-3296

HOUSE AMENDMENT TO
 SENATE FILE 442

1 Amend Senate File 442, as passed by the Senate, as follows:
 2 1. Page 1, line 12, after <shall> by inserting <require
 3 that a person requesting to be voluntarily excluded be provided
 4 information compiled by the Iowa department of public health on
 5 gambling treatment options and shall>
 6 2. Page 1, line 34, after <shall> by inserting <require
 7 that a person requesting to be voluntarily excluded be provided
 8 information compiled by the Iowa department of public health on
 9 gambling treatment options and shall>

S-3297

1 Amend Senate File 422 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 708.2A, subsection 7, paragraph b, Code
 5 2017, is amended by striking the paragraph and inserting in
 6 lieu thereof the following:
 7 *b.* A person convicted of a violation referred to in
 8 subsection 4 shall be sentenced as provided under section
 9 902.13.
 10 Sec. 2. Section 708.11, subsection 1, paragraph b, Code
 11 2017, is amended to read as follows:
 12 *b.* "*Course of conduct*" means repeatedly maintaining a visual
 13 or physical proximity to a person without legitimate purpose,
 14 repeatedly utilizing a technological device to locate, listen
 15 to, or watch a person without legitimate purpose, or repeatedly
 16 conveying oral or written threats, threats implied by conduct,
 17 or a combination thereof, directed at or toward a person.
 18 Sec. 3. Section 708.11, subsection 2, Code 2017, is amended
 19 to read as follows:
 20 2. A person commits stalking when all of the following
 21 occur:

22 a. The person purposefully engages in a course of conduct
 23 directed at a specific person that would cause a reasonable
 24 person to feel terrorized, frightened, intimidated, or
 25 threatened or to fear that the person intends to cause bodily
 26 injury to, or the death of, that specific person or a member of
 27 the specific person's immediate family.

28 b. The person has knowledge or should have knowledge
 29 that ~~the specific person will be placed in reasonable fear~~
 30 ~~of a reasonable person would feel terrorized, frightened,~~
 31 intimidated, or threatened or fear that the person intends to
 32 cause bodily injury to, or the death of, that specific person
 33 or a member of the specific person's immediate family by the
 34 course of conduct.

35 e. ~~The person's course of conduct induces fear in the~~

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1 ~~specific person of bodily injury to, or the death of, the~~
 2 ~~specific person or a member of the specific person's immediate~~
 3 ~~family.~~

4 Sec. 4. NEW SECTION. 708.11A Unauthorized placement of
 5 global positioning device.

6 1. A person commits unauthorized placement of a global
 7 positioning device when the person, without the consent of the
 8 other person, places a global positioning device on the other
 9 person or an object in order to track the movements of the
 10 other person without a legitimate purpose.

11 2. A person who commits a violation of this section commits
 12 a serious misdemeanor.

13 Sec. 5. NEW SECTION. 902.13 Minimum sentence for certain
 14 domestic abuse assault offenses.

15 1. A person who has been convicted of a third or subsequent
 16 offense of domestic abuse assault under section 708.2A,
 17 subsection 4, shall be denied parole or work release until the
 18 person has served between one-fifth of the maximum term and the
 19 maximum term of the person's sentence as provided in subsection
 20 2.

21 2. The sentencing court shall determine, after receiving
 22 and examining all pertinent information referred to in section
 23 901.5, the minimum term of confinement, within the parameters
 24 set forth in subsection 1, required to be served before a
 25 person may be paroled or placed on work release.

26 Sec. 6. Section 903A.2, subsection 1, paragraph a,
 27 subparagraph (1), unnumbered paragraph 1, Code 2017, is amended
 28 to read as follows:

29 Category "A" sentences are those sentences which are not
 30 subject to a maximum accumulation of earned time of fifteen
 31 percent of the total sentence of confinement under section
 32 902.12 or 902.13. To the extent provided in subsection 5,
 33 category "A" sentences also include life sentences imposed
 34 under section 902.1. An inmate of an institution under the
 35 control of the department of corrections who is serving a

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1 category "A" sentence is eligible for a reduction of sentence
 2 equal to one and two-tenths days for each day the inmate
 3 demonstrates good conduct and satisfactorily participates in
 4 any program or placement status identified by the director to
 5 earn the reduction. The programs include but are not limited
 6 to the following:

7 Sec. 7. Section 903A.2, subsection 1, paragraph b, Code
 8 2017, is amended to read as follows:

9 *b. (1)* Category "B" sentences are those sentences which
 10 are subject to a maximum accumulation of earned time of
 11 fifteen percent of the total sentence of confinement under
 12 section 902.12 or 902.13. An inmate of an institution under
 13 the control of the department of corrections who is serving a
 14 category "B" sentence is eligible for a reduction of sentence
 15 equal to fifteen eighty-fifths of a day for each day of good
 16 conduct by the inmate.

17 *(2)* An inmate required to participate in a domestic abuse
 18 treatment program shall not be eligible for a reduction of
 19 sentence unless the inmate participates in and completes a
 20 domestic abuse treatment program established by the director.

21 Sec. 8. Section 904A.4, subsection 8, Code 2017, is amended
 22 to read as follows:

23 8. *a.* The board of parole shall implement a risk assessment
 24 program which shall provide risk assessment analysis for the
 25 board.

26 *b.* The board of parole shall also develop a risk assessment
 27 validated for domestic abuse-related offenses in consultation
 28 with the department of corrections. The board may adopt rules
 29 pursuant to chapter 17A relating to the use of the domestic
 30 abuse risk assessment.

31 Sec. 9. **NEW SECTION. 905.16 Electronic tracking and**
 32 **monitoring system — domestic abuse assault — felony.**

33 1. A person placed on probation, parole, work release,
 34 or any other type of conditional release for domestic abuse
 35 assault in violation of section 708.2A, subsection 4, may be

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1 supervised by an electronic tracking and monitoring system in
 2 addition to any other conditions of supervision.

3 2. When considering whether to order the use of an
 4 electronic tracking and monitoring system the court shall
 5 consider the safety of the victim and other legitimate factors
 6 that may impact all of the parties.

7 Sec. 10. Section 907.3, subsection 1, paragraph a, Code
 8 2017, is amended by adding the following new subparagraph:

9 **NEW SUBPARAGRAPH.** (013) The offense is a violation referred
 10 to in section 708.2A, subsection 4.

11 Sec. 11. Section 907.3, subsection 2, paragraph a, Code
 12 2017, is amended by adding the following new subparagraph:

13 NEW SUBPARAGRAPH. (8) The offense is a violation referred
 14 to in section 708.2A, subsection 4.
 15 Sec. 12. Section 907.3, subsection 3, Code 2017, is amended
 16 by adding the following new paragraph:
 17 NEW PARAGRAPH. *0a.* The sentence imposed under section
 18 902.13 for a violation referred to in section 708.2A,
 19 subsection 4.>
 20 2. Title page, by striking lines 1 through 3 and inserting
 21 <An Act relating to the criminal offenses of domestic abuse
 22 and unauthorized placement of a global positioning device, and
 23 providing penalties.>

CHARLES SCHNEIDER

S-3298

1 Amend House File 526, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 2, line 31, after <692A.126.> by inserting <However,
 4 the fact finder shall not make a determination as provided in
 5 section 692A.126 regarding a juvenile convicted of a violation
 6 of subsection 1, paragraph "a", subparagraph (5), and the
 7 juvenile shall not be required to register as a sex offender
 8 with regard to the violation.>

JULIAN B. GARRETT

S-3299

1 Amend House File 296, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking page 5, line 6, through page 6, line 4.

JASON SCHULTZ

S-3300

1 Amend Senate File 481 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. NEW SECTION. 825.1 Definitions.
 5 1. "*Immigration detainer request*" means a federal government
 6 request to a local entity to maintain temporary custody of
 7 an alien. "*Immigration detainer request*" includes verbal and
 8 written requests, including a United States department of
 9 homeland security form I-247 or a similar or successor form.
 10 2. "*Immigration law*" means a law of this state or a federal
 11 law relating to aliens, immigrants, or immigration, including
 12 but not limited to the federal Immigration and Nationality Act,
 13 8 U.S.C. §1101 et seq.
 14 3. "*Lawful detention*" means the detention of a person by a

15 local entity for the investigation of a public offense. “*Lawful*
 16 *detention*” excludes a detention if the sole reason for the
 17 detention is that a person is a victim of or witness to a public
 18 offense or is reporting a public offense.

19 4. “*Local entity*” means the governing body of a city or
 20 county. “*Local entity*” includes an officer or employee of a
 21 local entity or a division, department, or other body that is
 22 part of a local entity, including but not limited to a sheriff,
 23 police department, city attorney, or county attorney.

24 5. “*Policy*” includes a formal, written rule, policy,
 25 procedure, regulation, order, ordinance, motion, resolution, or
 26 amendment and an informal, unwritten policy.

27 6. “*Public offense*” excludes a moving traffic violation
 28 under chapter 321.

29 Sec. 2. **NEW SECTION. 825.2 Law enforcement agency duties —**
 30 **immigration detainer requests.**

31 A law enforcement agency in this state that has custody of
 32 a person subject to an immigration detainer request issued by
 33 United States immigration and customs enforcement shall fully
 34 comply with any instruction made in the detainer request and in
 35 any other legal document provided by a federal agency.

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1 Sec. 3. **NEW SECTION. 825.3 Completion of sentence in**
 2 **federal custody.**

3 1. The court, in a criminal proceeding in this state in
 4 which the sentence requires a defendant who is the subject
 5 of an immigration detainer request to be confined in a
 6 correctional facility, shall issue an order at the time of
 7 sentencing requiring the correctional facility in which the
 8 defendant is to be confined and all appropriate government
 9 officers to require the defendant to be transferred to serve in
 10 federal custody the final portion of the defendant’s sentence,
 11 not to exceed a period of seven days, if a facility or officer
 12 determines that the change in the place of confinement will
 13 facilitate the seamless transfer of the defendant into federal
 14 custody. The court in a criminal proceeding in this state
 15 shall retain jurisdiction to issue such an order at a later
 16 date if the court receives notice from a federal agency that a
 17 defendant was the subject of an immigration detainer request at
 18 the time of sentencing. The court shall issue such an order as
 19 soon as practicable after receiving such notice.

20 2. In the absence of an order issued under this section,
 21 a facility or officer acting under exigent circumstances may
 22 perform such a transfer after making a determination that the
 23 change in the place of confinement will facilitate the seamless
 24 transfer of the defendant into federal custody.

25 3. A defendant shall be transferred pursuant to this section
 26 only if appropriate officers of the federal government consent
 27 to the transfer of a defendant into federal custody under the
 28 circumstances described in this section.

29 Sec. 4. NEW SECTION. 825.4 Restriction on enforcement of
 30 **immigration law prohibited.**

31 1. A local entity shall not adopt or enforce a policy or
 32 take any other action under which the local entity prohibits or
 33 discourages the enforcement of immigration laws.

34 2. A local entity shall not prohibit or discourage a person
 35 who is a law enforcement officer, corrections officer, county

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1 attorney, city attorney, or other official who is employed by
 2 or otherwise under the direction or control of the local entity
 3 from doing any of the following:

4 a. Inquiring about the immigration status of a person under
 5 a lawful detention or under arrest.

6 b. Doing any of the following with respect to information
 7 relating to the immigration status, lawful or unlawful, of any
 8 person under a lawful detention or under arrest, including
 9 information regarding the person's place of birth:

10 (1) Sending the information to or requesting or receiving
 11 the information from United States citizenship and immigration
 12 services, United States immigration and customs enforcement, or
 13 another relevant federal agency.

14 (2) Maintaining the information.

15 (3) Exchanging the information with another local entity or
 16 a federal or state governmental entity.

17 c. Assisting or cooperating with a federal immigration
 18 officer as reasonable or necessary, including providing
 19 enforcement assistance.

20 d. Permitting a federal immigration officer to enter and
 21 conduct enforcement activities at a jail or other detention
 22 facility to enforce a federal immigration law.

23 Sec. 5. NEW SECTION. 825.5 Written policies.

24 No later than January 1, 2018, each state or local law
 25 enforcement agency subject to this chapter shall do all of the
 26 following:

27 1. Formalize in writing any unwritten, informal policies
 28 relating to the enforcement of immigration laws.

29 2. Update the agency's policies to be consistent with this
 30 chapter, to require each officer or other employee of the law
 31 enforcement agency to fully comply with this chapter, and to
 32 prohibit an officer or other employee of the law enforcement
 33 agency from preventing law enforcement agency personnel from
 34 fully complying with this chapter.

35 Sec. 6. NEW SECTION. 825.6 Discrimination prohibited.

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1 A local entity or a person employed by or otherwise under
 2 the direction or control of a local entity shall not consider
 3 race, skin color, language spoken, or national origin while
 4 enforcing immigration laws except to the extent permitted by

5 the Constitution of the United States or the Constitution of
6 the State of Iowa.

7 Sec. 7. NEW SECTION. **825.7 Victim of or witness to a crime**
8 **— limitation on collection of information.**

9 A local entity or a person employed by or otherwise under
10 the direction or control of a local entity shall not ask for
11 or collect any information from a victim of or witness to an
12 alleged public offense or from a person reporting an alleged
13 public offense, including the victim's, witness's, or person's
14 national origin, that is not pertinent to the investigation of
15 the alleged public offense.

16 Sec. 8. NEW SECTION. **825.8 Complaints — notification —**
17 **civil action.**

18 1. Any person, including a federal agency, may file a
19 complaint with the attorney general or a county attorney
20 alleging that a local entity has violated or is violating
21 this chapter if the person offers evidence to support such an
22 allegation. The person shall include with the complaint any
23 evidence the person has in support of the complaint.

24 2. A local entity for which the attorney general or county
25 attorney has received a complaint pursuant to this section
26 shall comply with any document requests, including a request
27 for supporting documents, from the attorney general or county
28 attorney relating to the complaint.

29 3. A complaint filed pursuant to subsection 1 shall not
30 be valid unless the attorney general or county attorney
31 determines that a violation of this chapter by a local entity
32 was intentional.

33 4. If the attorney general or county attorney determines
34 that a complaint filed pursuant to this section against a local
35 entity is valid, the attorney general or county attorney, not

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1 later than ten days after the date of such a determination,
2 shall provide written notification to the local entity by
3 certified mail, with return receipt requested, stating all of
4 the following:

5 a. A complaint pursuant to this section has been filed and
6 the grounds for the complaint.

7 b. The attorney general or county attorney has determined
8 that the complaint is valid.

9 c. The attorney general or county attorney is authorized to
10 file a civil action in district court pursuant to subsection
11 6 to enjoin a violation of this chapter no later than forty
12 days after the date on which the notification is received
13 if the local entity does not come into compliance with the
14 requirements of this chapter.

15 d. The local entity and any entity that is under the
16 jurisdiction of the local entity will be denied state funds
17 pursuant to section 825.9 for the state fiscal year following
18 the year in which a final judicial determination in a civil

19 action brought under this section is made.
20 5. No later than thirty days after the date on which a
21 local entity receives written notification under subsection 4,
22 the local entity shall provide the attorney general or county
23 attorney with all of the following:
24 a. Copies of all of the local entity's written policies
25 relating to immigration enforcement actions.
26 b. A copy of each immigration detainer request received by
27 the local entity from a federal agency.
28 c. A copy of each response sent by the local entity to an
29 immigration detainer request described by paragraph "b".
30 d. A description of all actions the local entity has taken
31 or will take to correct any violations of this chapter.
32 e. If applicable, any evidence that would refute the
33 allegations made in the complaint.
34 6. No later than forty days after the date on which the
35 notification pursuant to subsection 4 is received, the attorney

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1 general or county attorney shall file a civil action in
2 district court to enjoin any ongoing violation of this chapter
3 by a local entity.
4 **Sec. 9. NEW SECTION. 825.9 Denial of state funds.**
5 1. Notwithstanding any other provision of law to the
6 contrary, a local entity, including any entity under the
7 jurisdiction of the local entity, shall be ineligible to
8 receive any state funds if the local entity intentionally
9 violates this chapter.
10 2. State funds shall be denied to a local entity pursuant
11 to subsection 1 by all state agencies for each state fiscal
12 year that begins after the date on which a final judicial
13 determination that the local entity has intentionally violated
14 this chapter is made in a civil action brought pursuant to
15 section 825.8, subsection 6. State funds shall continue
16 to be denied until eligibility to receive state funds is
17 reinstated under section 825.10. However, any state funds for
18 the provision of wearable body protective gear used for law
19 enforcement purposes shall not be denied under this section.
20 3. The department of management shall adopt rules pursuant
21 to chapter 17A to implement this section and section 825.10
22 uniformly across state agencies from which state funds are
23 distributed to local entities.
24 **Sec. 10. NEW SECTION. 825.10 Reinstatement of eligibility**
25 **to receive state funds.**
26 1. Except as provided by subsection 5, no earlier than
27 twelve months after the date of a final judicial determination
28 that a local entity has intentionally violated the provisions
29 of this chapter, the local entity may petition the district
30 court that heard the civil action brought pursuant to section
31 825.8, subsection 6, to seek a declaratory judgment that the
32 local entity is in full compliance with this chapter.

33 2. A local entity that petitions the court as described by
 34 subsection 1 shall comply with any document requests, including
 35 a request for supporting documents, from the attorney general

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1 or county attorney relating to the action.

2 3. If the court issues a declaratory judgment declaring that
 3 the local entity is in full compliance with this chapter, the
 4 local entity's eligibility to receive state funds is reinstated
 5 beginning on the first day of the month following the date on
 6 which the declaratory judgment is issued.

7 4. A local entity shall not petition the court as described
 8 in subsection 1 more than twice in one twelve-month period.

9 5. A local entity may petition the court as described in
 10 subsection 1 before the date provided in subsection 1 if the
 11 person who was the director or other chief officer of the
 12 local entity at the time of the violation of this chapter is
 13 subsequently removed from or otherwise leaves office.

14 6. A party shall not be entitled to recover any attorney
 15 fees in a civil action described by subsection 1.

16 Sec. 11. **NEW SECTION. 825.11 Attorney general database.**

17 The attorney general shall develop and maintain a searchable
 18 database listing each local entity for which a final judicial
 19 determination described in section 825.9, subsection 2, has
 20 been made. The attorney general shall post the database on the
 21 attorney general's internet site.

22 Sec. 12. **APPLICABILITY.** This Act applies to the release of
 23 a person from custody in this state on or after the effective
 24 date of this Act.

25 Sec. 13. **IMPLEMENTATION OF ACT.** Section 25B.2, subsection
 26 3, shall not apply to this Act.>

JULIAN B. GARRETT

S-3301

1 Amend Senate File 436 as follows:

- 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. **NEW SECTION. 514F.7 Use of step therapy**
 5 **protocols.**
 6 1. *Definitions.* For the purposes of this section:
 7 a. "*Authorized representative*" means the same as defined in
 8 section 514J.102.
 9 b. "*Clinical practice guidelines*" means a systematically
 10 developed statement to assist health care professionals and
 11 covered persons in making decisions about appropriate health
 12 care for specific clinical circumstances and conditions.
 13 c. "*Clinical review criteria*" means the same as defined in
 14 section 514J.102.
 15 d. "*Covered person*" means the same as defined in section

16 514J.102.

17 *e. "Health benefit plan"* means the same as defined in
18 section 514J.102.

19 *f. "Health care professional"* means the same as defined in
20 section 514J.102.

21 *g. "Health care services"* means the same as defined in
22 section 514J.102.

23 *h. "Health carrier"* means an entity subject to the
24 insurance laws and regulations of this state, or subject
25 to the jurisdiction of the commissioner, including an
26 insurance company offering sickness and accident plans, a
27 health maintenance organization, a nonprofit health service
28 corporation, a plan established pursuant to chapter 509A
29 for public employees, or any other entity providing a plan
30 of health insurance, health care benefits, or health care
31 services. *"Health carrier"* includes an organized delivery
32 system. *"Health carrier"* does not include a managed care
33 organization as defined in 441 IAC 73.1 when the managed care
34 organization is acting pursuant to a contract with the Iowa
35 department of human services to provide services to Medicaid

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1 recipients.

2 *i. "Pharmaceutical sample"* means a unit of a prescription
3 drug that is not intended to be sold and is intended to promote
4 the sale of the drug.

5 *j. "Step therapy override exception"* means a step therapy
6 protocol should be overridden in favor of coverage of the
7 prescription drug selected by a health care professional
8 within the applicable time frames and in compliance with the
9 requirements specified in section 505.26, subsection 7, for a
10 request for prior authorization of prescription drug benefits.
11 This determination is based on a review of the covered person's
12 or health care professional's request for an override, along
13 with supporting rationale and documentation.

14 *k. "Step therapy protocol"* means a protocol or program that
15 establishes a specific sequence in which prescription drugs for
16 a specified medical condition and medically appropriate for
17 a particular covered person are covered under a pharmacy or
18 medical benefit by a health carrier, a health benefit plan, or
19 a utilization review organization, including self-administered
20 drugs and drugs administered by a health care professional.

21 *l. "Utilization review"* means a program or process by which
22 an evaluation is made of the necessity, appropriateness, and
23 efficiency of the use of health care services, procedures, or
24 facilities given or proposed to be given to an individual.
25 Such evaluation does not apply to requests by an individual or
26 provider for a clarification, guarantee, or statement of an
27 individual's health insurance coverage or benefits provided
28 under a health benefit plan, nor to claims adjudication.
29 Unless it is specifically stated, verification of benefits,

30 preauthorization, or a prospective or concurrent utilization
31 review program or process shall not be construed as a guarantee
32 or statement of insurance coverage or benefits for any
33 individual under a health benefit plan.
34 *m. "Utilization review organization"* means an entity that
35 performs utilization review, other than a health carrier

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1 performing utilization review for its own health benefit plans.
2 2. *Establishment of step therapy protocols.* A health
3 carrier, health benefit plan, or utilization review
4 organization shall consider available recognized evidence-based
5 and peer-reviewed clinical practice guidelines when
6 establishing a step therapy protocol. Upon written request
7 of a covered person, a health carrier, health benefit plan,
8 or utilization review organization shall provide any clinical
9 review criteria applicable to a specific prescription drug
10 covered by the health carrier, health benefit plan, or
11 utilization review organization.
12 3. *Step therapy override exceptions process transparency.*
13 *a.* When coverage of a prescription drug for the
14 treatment of any medical condition is restricted for use
15 by a health carrier, health benefit plan, or utilization
16 review organization through the use of a step therapy
17 protocol, the covered person and the prescribing health
18 care professional shall have access to a clear, readily
19 accessible, and convenient process to request a step therapy
20 override exception. A health carrier, health benefit plan, or
21 utilization review organization may use its existing medical
22 exceptions process to satisfy this requirement. The process
23 used shall be easily accessible on the internet site of the
24 health carrier, health benefit plan, or utilization review
25 organization.
26 *b.* A step therapy override exception shall be approved by
27 a health carrier, health benefit plan, or utilization review
28 organization if any of the following circumstances apply:
29 (1) The prescription drug required under the step therapy
30 protocol is contraindicated pursuant to the drug manufacturer's
31 prescribing information for the drug or, due to a documented
32 adverse event with a previous use or a documented medical
33 condition, including a comorbid condition, is likely to do any
34 of the following:
35 (a) Cause an adverse reaction to a covered person.

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1 (b) Decrease the ability of a covered person to achieve
2 or maintain reasonable functional ability in performing daily
3 activities.
4 (c) Cause physical or mental harm to a covered person.
5 (2) The prescription drug required under the step therapy

6 protocol is expected to be ineffective based on the known
7 clinical characteristics of the covered person, such as the
8 covered person's adherence to or compliance with the covered
9 person's individual plan of care, and any of the following:

10 (a) The known characteristics of the prescription drug
11 regimen as described in peer-reviewed literature or in the
12 manufacturer's prescribing information for the drug.

13 (b) The health care professional's medical judgment based
14 on clinical practice guidelines or peer-reviewed journals.

15 (c) The covered person's documented experience with the
16 prescription drug regimen.

17 (3) The covered person has had a trial of a therapeutically
18 equivalent dose of the prescription drug under the step
19 therapy protocol while under the covered person's current or
20 previous health benefit plan for a period of time to allow for
21 a positive treatment outcome or of another prescription drug
22 in the same pharmacologic class or with the same mechanism
23 of action, and such prescription drug was discontinued by
24 the covered person's health care professional due to lack of
25 effectiveness.

26 (4) The covered person is currently receiving a positive
27 therapeutic outcome on a prescription drug selected by the
28 covered person's health care professional for the medical
29 condition under consideration while under the covered person's
30 current or previous health benefit plan. This subparagraph
31 shall not be construed to encourage the use of a pharmaceutical
32 sample for the sole purpose of meeting the requirements for a
33 step therapy override exception.

34 c. Upon approval of a step therapy override exception, the
35 health carrier, health benefit plan, or utilization review

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1 organization shall authorize coverage for the prescription
2 drug selected by the covered person's prescribing health care
3 professional if the prescription drug is a covered prescription
4 drug under the covered person's health benefit plan.

5 d. A health carrier, health benefit plan, or utilization
6 review organization shall make a determination to approve or
7 deny a request for a step therapy override exception within the
8 applicable time frames and in compliance with the requirements
9 specified in section 505.26, subsection 7, for a request for
10 prior authorization of prescription drug benefits.

11 e. If a request for a step therapy override exception is
12 denied, the health carrier, health benefit plan, or utilization
13 review organization shall provide the covered person or the
14 covered person's authorized representative and the patient's
15 prescribing health care professional with the reason for the
16 denial and information regarding the procedure to request
17 external review of the denial pursuant to chapter 514J. Any
18 denial of a request for a step therapy override exception
19 that is upheld on appeal shall be considered a final adverse

20 determination for purposes of chapter 514J and is eligible
 21 for a request for external review by a covered person or the
 22 covered person's authorized representative pursuant to chapter
 23 514J.

24 4. *Limitations.* This section shall not be construed to do
 25 either of the following:

26 a. Prevent a health carrier, health benefit plan, or
 27 utilization review organization from requiring a covered
 28 person to try a prescription drug with the same generic name
 29 and demonstrated bioavailability or a biological product that
 30 is an interchangeable biological product pursuant to section
 31 155A.32 prior to providing coverage for the equivalent branded
 32 prescription drug.

33 b. Prevent a health care professional from prescribing
 34 a prescription drug that is determined to be medically
 35 appropriate.

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1 Sec. 2. APPLICABILITY. This Act is applicable to a health
 2 benefit plan that is delivered, issued for delivery, continued,
 3 or renewed in this state on or after January 1, 2018.>

THOMAS A. GREENE

S-3302

1 Amend House File 233, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 4, by striking lines 18 through 20 and inserting
 4 <a positive treatment outcome, and such prescription drug was
 5 discontinued by>

THOMAS A. GREENE

S-3303

HOUSE AMENDMENT TO SENATE FILE 404

1 Amend Senate File 404, as passed by the Senate, as follows:

2 1. Page 5, before line 7 by inserting:

3 <Sec. __. NEW SECTION. 144E.9 Assisting suicide.

4 This chapter shall not be construed to allow a patient's
 5 treating physician to assist the patient in committing or
 6 attempting to commit suicide as prohibited in section 707A.2.>

7 2. By renumbering as necessary.

S-3304

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 516

- 1 Amend the Senate amendment, H-1238, to House File 516, as
2 amended, passed, and reprinted by the House, as follows:
- 3 1. By striking page 1, line 11, through page 2, line 24.
- 4 2. Page 4, line 8, by striking <closed.> and inserting
5 <closed.
- 6 Sec. ____. EFFECTIVE DATE. The section of this division of
7 this Act amending section 53.2 takes effect January 1, 2018.>
- 8 3. Page 5, by striking lines 7 through 10 and inserting:
9 <__. Page 6, line 27, by striking <shall issue a voter
10 registration> and inserting <shall, on an initial basis, issue
11 a voter identification>>
- 12 4. Page 5, after line 17 by inserting:
13 <__. Page 6, after line 29 by inserting:
14 <1A. The commissioner shall issue voter identification
15 cards on an ongoing basis as prescribed by the state registrar.
16 The commissioner shall, as a part of the voter acknowledgment
17 process required under sections 48A.26 and 48A.26A, issue
18 a voter identification card to a registered voter under
19 this subsection at the time of registration or update to
20 registration if the registered voter's name does not appear
21 in the department of transportation's driver's license or
22 nonoperator's identification card files. A registered voter
23 whose name appears in the department of transportation's
24 driver's license or nonoperator's identification card files
25 shall not be issued a voter identification card pursuant to
26 this section.>
- 27 5. Page 5, after line 25 by inserting:
28 <__. Page 7, before line 18 by inserting:
29 <Sec. ____. **NEW SECTION. 48A.26B Form of acknowledgment.**
30 The state registrar shall adopt rules pursuant to chapter
31 17A to prescribe the form of written acknowledgments sent to
32 a registrant by a commissioner pursuant to section 48A.26 or
33 48A.26A.>>
- 34 6. Page 11, line 23, by striking <2018> and inserting <2019>
- 35 7. Page 14, by striking lines 2 and 3 and inserting <case

Page 2

- 1 of any candidate whose nomination papers were filed with the
2 commissioner,>
- 3 8. Page 15, lines 26 and 27, by striking <or the state
4 commissioner>
- 5 9. By renumbering as necessary.

S-3305

- 1 Amend Senate File 499 as follows:
- 2 1. Page 1, line 10, after <145A,> by inserting <263,>

MARK LOFGREN

S-3306

- 1 Amend House File 134, as passed by the House, as follows:
- 2 1. Page 1, line 13, by striking <January 1, 2018> and
- 3 inserting <July 1, 2020>

HERMAN C. QUIRMBACH

S-3307

- 1 Amend House File 296, as amended, passed, and reprinted by
- 2 the House, as follows:
- 3 1. Page 11, after line 1 by inserting:
- 4 <DIVISION ____
- 5 ELECTRONIC PRESCRIPTIONS
- 6 Sec. ____ Section 155A.27, subsection 1, paragraph b, Code
- 7 2017, is amended by adding the following new subparagraph:
- 8 NEW SUBPARAGRAPH. (3) Notwithstanding paragraph “a”,
- 9 subparagraph (5), for prescriptions for drugs that are not
- 10 controlled substances, if transmitted by an authorized agent,
- 11 the electronic prescription shall not require the written
- 12 or electronic signature of the practitioner issuing the
- 13 prescription.>
- 14 2. Title page, line 5, after <and IV,> by inserting
- 15 <modifying requirements for electronic prescriptions,>
- 16 3. By renumbering as necessary.

THOMAS A. GREENE

S-3308

- 1 Amend Senate File 463 as follows:
- 2 1. Page 1, by striking lines 7 and 8 and inserting <422.3.
- 3 The tax-sheltered investment program shall include
- 4 2. Page 1, line 17, after <utilize> by inserting <the third
- 5 party administrator selected by the department and
- 6 3. Page 1, line 17, by striking <remitter> and inserting
- 7 <remitter,>

WAYLON BROWN

S-3309

- 1 Amend House File 564, as amended, passed, and reprinted by
2 the House, as follows:
- 3 1. Page 5, after line 25 by inserting:
4 <Sec. ____. Section 256C.3, subsection 1, paragraph b, Code
5 2017, is amended to read as follows:
6 *b.* If space and funding are available, including funding
7 from another school district account or fund from which
8 preschool program expenditures are authorized by law, a school
9 district approved to participate in the preschool program may
10 enroll and pay the cost of attendance for a younger or older
11 child in the preschool program; however, the child shall not be
12 counted for state funding purposes.>
- 13 2. By striking page 6, line 25, through page 7, line 7.
- 14 3. By renumbering, redesignating, and correcting internal
15 references as necessary.

AMY SINCLAIR

S-3310

- 1 Amend House File 564, as amended, passed, and reprinted by
2 the House, as follows:
- 3 1. Page 6, line 6, after <program> by inserting <safety
4 equipment>
5 2. By renumbering as necessary.

ROBY SMITH

S-3311

- 1 Amend House File 563, as amended, passed, and reprinted by
2 the House, as follows:
- 3 1. Page 5, after line 11 by inserting:
4 <DIVISION ____
5 SUICIDE PREVENTION AND AWARENESS TRAINING FOR SCHOOL PERSONNEL
6 Sec. ____. Section 272.2, Code 2017, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 20. Adopt rules requiring persons
9 holding a license, certificate, authorization, or statement
10 of recognition issued by the board who provide a service to
11 students to undergo one hour of training on suicide awareness
12 and prevention per calendar year as a condition of renewal
13 of the license, certificate, authorization, or statement of
14 recognition. A person may meet this requirement through
15 independent self-review of training materials approved by the
16 board.>
- 17 2. Title page, line 2, by striking <and> and inserting <,>

18 3. Title page, line 4, after <activities,> by inserting
 19 <training on suicide awareness and prevention for school
 20 personnel,>

BRAD ZAUN

S-3312

1 Amend House File 565, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <Section 1. Section 256C.4, subsection 1, paragraph e, Code
 6 2017, is amended to read as follows:
 7 e. Preschool foundation aid funding shall not be used for
 8 the costs of constructing a facility in connection with an
 9 approved local program. Preschool foundation aid funding may
 10 be used by approved local programs and community providers
 11 for professional development for preschool teachers, for
 12 instructional equipment, for material and equipment designed
 13 to develop pupils' large and small motor skills, and for other
 14 direct costs. Preschool foundation aid funding may be used
 15 by approved local programs for the costs of transportation
 16 involving children participating in the preschool program.
 17 The costs of transporting other children associated with
 18 the preschool program or transported as provided in section
 19 256C.3, subsection 3, paragraph "h", may be prorated by the
 20 school district. Preschool foundation aid funding received by
 21 an approved local program that ~~remain~~ remains unexpended ~~or~~
 22 and unobligated at the end of a fiscal year beginning on or
 23 after July 1, 2017, shall be used to build the approved local
 24 program's preschool program capacity in the next succeeding
 25 fiscal year excluding that portion of such unexpended and
 26 unobligated funding that the school district authorizes for
 27 transfer for deposit in the school district's flexibility
 28 account established under section 298A.2, subsection 2, if
 29 the statutory requirements for the use of such funding are
 30 met. For purposes of determining whether a school district
 31 has authority to transfer preschool foundation aid funding
 32 for deposit in the school district's flexibility account
 33 established under section 298A.2, subsection 2, the school
 34 district must have provided preschool programming during
 35 the fiscal year for which funding remains unexpended and

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1 unobligated to all eligible students for whom a timely
 2 application for enrollment was submitted.
 3 Sec. 2. Section 257.10, subsection 10, paragraph d, Code
 4 2017, is amended to read as follows:
 5 d. The use of the funds calculated under this subsection
 6 and any amount designated for professional development purposes

7 from the school district's flexibility account under section
8 298A.2, subsection 2, shall comply with the requirements of
9 chapter 284. If all professional development requirements of
10 chapter 284 are met and funds received under this subsection
11 remain unexpended and unobligated at the end of a fiscal year
12 beginning on or after July 1, 2017, the school district may
13 transfer all or a portion of such unexpended and unobligated
14 funds for deposit in the school district's flexibility account
15 established under section 298A.2, subsection 2.

16 Sec. 3. Section 257.41, subsection 1, Code 2017, is amended
17 to read as follows:

18 1. *Budget.* The budget of an approved program for at-risk
19 students, secondary students who attend alternative programs
20 or alternative schools, or returning dropouts and dropout
21 prevention for a school district, after subtracting funds
22 received under section 257.11, subsection 4, paragraphs "a"
23 through "c", and from other sources for that purpose, including
24 any previous carryover or amount designated from the school
25 district's flexibility account under section 298A.2, subsection
26 2, shall be funded annually on a basis of one-fourth or
27 more from the district cost of the school district and up to
28 three-fourths through establishment of a modified supplemental
29 amount. Annually, the department of management shall establish
30 a modified supplemental amount for each such school district
31 equal to the difference between the approved budget for the
32 program for that district and the sum of the amount funded from
33 the district cost of the school district plus funds received
34 under section 257.11, subsection 4, and from other sources
35 for that purpose, including any previous carryover or amount

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1 designated from the school district's flexibility account under
2 section 298A.2, subsection 2.

3 Sec. 4. Section 257.46, subsection 1, Code 2017, is amended
4 to read as follows:

5 1. The budget of an approved gifted and talented children
6 program for a school district, after subtracting funds received
7 from other sources for that purpose, including any amount
8 designated from the school district's flexibility account
9 under section 298A.2, subsection 2, shall be funded annually
10 on a basis of one-fourth or more from the district cost of the
11 school district.

12 Sec. 5. Section 284.6, subsection 9, Code 2017, is amended
13 to read as follows:

14 9. Moneys received pursuant to section 257.10, subsection
15 10, or section 257.37A, subsection 2, shall be maintained
16 as a separate listing within a school district's or area
17 education agency's budget for funds received and expenditures
18 made pursuant to this subsection. A school district shall
19 certify to the department of education how the school
20 district allocated the funds and that moneys received under

21 this subsection were used to supplement, not supplant, the
 22 professional development opportunities the school district
 23 would otherwise make available. For budget years beginning
 24 on or after July 1, 2017, all or a portion of the moneys
 25 received pursuant to section 257.10, subsection 10, that remain
 26 unexpended and unobligated at the end of a fiscal year may,
 27 pursuant to section 257.10, subsection 10, paragraph "d", be
 28 transferred for deposit in the school district's flexibility
 29 account established under section 298A.2, subsection 2.

30 Sec. 6. Section 298A.2, Code 2017, is amended to read as
 31 follows:

32 **298A.2 General fund — flexibility account.**

33 **1.** All moneys received by a school corporation from taxes
 34 and other sources must be accounted for in the general fund,
 35 except moneys required by law to be accounted for in another

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1 fund.

2 **2. a.** A flexibility account shall be established in
 3 the general fund of each school corporation if the school
 4 corporation has authorized the transfer of all or a portion
 5 of the unexpended and unobligated funds from any of the
 6 following sources following a determination that the statutory
 7 requirements for such funds are met:

8 (1) An approved local program under the statewide preschool
 9 program for four-year-old children under chapter 256C.

10 (2) Professional development funds received under section
 11 257.10, subsection 10.

12 (3) The home school assistance program under section
 13 299A.12.

14 **b.** In addition to the transfers to the flexibility account
 15 authorized by law, a school district may transfer to the
 16 flexibility account all or a portion of any unexpended and
 17 unobligated moneys in any other school district fund or school
 18 district general fund account if the program, purpose, or
 19 requirements for the expenditure of such moneys have been
 20 repealed or are no longer in effect.

21 **c.** Moneys deposited in the flexibility account may be used
 22 by the school district during a budget year beginning in or
 23 after the calendar year in which the moneys were transferred to
 24 the flexibility account for any of the following:

25 (1) Start-up costs for an approved local program under the
 26 statewide preschool program for four-year-old children under
 27 chapter 256C.

28 (2) Professional development requirements under chapter
 29 284.

30 (3) The home school assistance program under section
 31 299A.12.

32 (4) At-risk pupils programs, alternative programs and
 33 alternative school programs, and returning dropout and dropout

34 prevention programs under section 257.40.
35 (5) Gifted and talented children programs under section

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1 257.46.
2 (6) Any school district general fund purpose.
3 d. Expenditures from the flexibility account shall be
4 approved by resolution of the board of directors of the school
5 corporation and shall be included in the budget certified in
6 accordance with chapter 24. Before the board of directors
7 may adopt the resolution approving expenditures from the
8 flexibility account, the board shall hold a public hearing on
9 the proposed resolution. The proposed resolution must state
10 the original source and purpose of the funds, the proposed use
11 of such funds, the amount of the proposed expenditure, and
12 the fiscal year from which the transfer of such funds to the
13 flexibility account occurred. The proposed resolution must
14 also include a certification that the statutory requirements
15 for each original source of the money proposed to be used have
16 been met, have been repealed, or are no longer in effect. The
17 board shall publish notice of the time and the place of the
18 public hearing in the same manner as required in section 24.9.
19 The department of education shall prescribe the form for public
20 hearing notices. A copy of the resolution shall be provided
21 by the board to the department of education and shall be made
22 available by the board for any audit performed under chapter
23 11.
24 e. (1) When exercising authority to carry out an agency
25 action, as defined in section 17A.2, or to perform an activity
26 or make a decision specified in section 17A.2, subsection
27 11, paragraphs "a" through "j", if applicable, related to the
28 provisions of this subsection, the department of education, the
29 director of the department of education, and the state board
30 of education shall carry out, perform, or make such agency
31 action, activity, or decision in a manner that gives deference
32 to decisions of school districts' boards of directors, promotes
33 flexibility for school districts, and minimizes intrusions into
34 school district operations and decision making by boards of
35 directors.

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1 (2) (a) In addition to subparagraph (1), the department of
2 education, the director of the department of education, and the
3 state board of education shall not issue guidance related to
4 the provisions of this subsection, that is inconsistent with
5 any statute, rule, or other legal authority or that imposes
6 any legally binding obligations or duties upon any person
7 unless such legally binding obligations or duties are required
8 or reasonably implied by any statute, rule, or other legal
9 authority. Guidance issued in violation of this subparagraph

10 (2) shall not be deemed to be legally binding.

11 (b) For the purposes of this subparagraph (2), “guidance”
 12 means a document or statement issued by the department of
 13 education, the director of the department of education, or the
 14 state board of education that purports to interpret a law,
 15 a rule, or other legal authority and is designed to provide
 16 advice or direction to a person regarding the implementation
 17 of or compliance with the law, the rule, or the other legal
 18 authority being interpreted. “Guidance” does not include any
 19 action, activity, or decision governed by subparagraph (1), a
 20 document or statement required by federal law or a court, or
 21 a document or statement issued in the course of a contested
 22 case proceeding, an administrative proceeding, or a judicial
 23 proceeding to which the department, the state board, or the
 24 director is a party.

25 Sec. 7. Section 299A.12, subsection 1, Code 2017, is amended
 26 to read as follows:

27 1. The board of directors of a school district shall
 28 expend moneys received pursuant to section 257.6, subsection
 29 1, paragraph “a”, subparagraph (5), and amounts designated
 30 from the school district’s flexibility account under section
 31 298A.2, subsection 2, for purposes of providing a home school
 32 assistance program.

33 Sec. 8. Section 299A.12, subsection 2, unnumbered paragraph
 34 1, Code 2017, is amended to read as follows:

35 Purposes for which a school district may expend funds

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1 received pursuant to section 257.6, subsection 1, paragraph
 2 “a”, subparagraph (5), or amounts designated from the school
 3 district’s flexibility account under section 298A.2, subsection
 4 2, shall include but not be limited to the following:

5 Sec. 9. Section 299A.12, subsection 2, paragraphs c and d,
 6 Code 2017, are amended to read as follows:

7 c. Salary and benefits for the supervising teacher of
 8 the home school assistance program students. If the teacher
 9 is a part-time home school assistance program teacher and a
 10 part-time regular classroom teacher, funds received pursuant to
 11 section 257.6, subsection 1, paragraph “a”, subparagraph (5),
 12 or amounts designated from the school district’s flexibility
 13 account under section 298A.2, subsection 2, may be used only
 14 for the portion of time in which the teacher is a home school
 15 assistance program teacher.

16 d. Salary and benefits for clerical and office staff of
 17 the home school assistance program. If the staff members are
 18 shared with other programs or functions within the district,
 19 funds received pursuant to section 257.6, subsection 1,
 20 paragraph “a”, subparagraph (5), or amounts designated from the
 21 school district’s flexibility account under section 298A.2,
 22 subsection 2, shall only be expended for the portion of time
 23 spent providing the home school assistance program services.

24 Sec. 10. Section 299A.12, subsection 3, unnumbered
 25 paragraph 1, Code 2017, is amended to read as follows:

26 Purposes for which a school district shall not expend funds
 27 received pursuant to section 257.6, subsection 1, paragraph
 28 “a”, subparagraph (5), or amounts designated from the school
 29 district’s flexibility account under section 298A.2, subsection
 30 2, include but are not limited to the following:

31 Sec. 11. Section 299A.12, Code 2017, is amended by adding
 32 the following new subsection:

33 NEW SUBSECTION. 4. Unless otherwise prohibited by law, and
 34 if the statutory requirements for use of home school assistance
 35 program funding have been met, including funding all purposes

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1 listed in subsection 2 and funding all requests for services
 2 and materials from parents or guardians of students eligible
 3 to access the program, all or a portion of the moneys received
 4 by a school district pursuant to section 257.6, subsection
 5 1, paragraph “a”, subparagraph (5), that remain unexpended
 6 and unobligated at the end of a budget year beginning on or
 7 after July 1, 2017, may be transferred for deposit in the
 8 school district’s flexibility account established under section
 9 298A.2, subsection 2.>

10 2. Title page, line 2, by striking <fund>

AMY SINCLAIR

S-3313

1 Amend House File 608, as passed by the House, as follows:

- 2 1. Page 5, line 5, by striking <division of this>
- 3 2. Page 5, line 7, by striking <division of this>

COMMITTEE ON WAYS AND MEANS
 RANDY FEENSTRA, Chair

S-3314

1 Amend House File 569, as amended, passed, and reprinted by
 2 the House, as follows:

- 3 1. Page 1, line 19, after <thirty> by inserting <In
- 4 addition, the director shall require that each insurance
- 5 company and investment company included in the program shall
- 6 not charge any surrender charges or transfer fees and shall
- 7 limit fees charged on authorized investment vehicles offered
- 8 by the insurance company or investment company to no more than
- 9 one and thirty-eight hundredths percent. The director shall
- 10 analyze and evaluate the authorized investment vehicles of
- 11 each insurance company or investment company included in the

12 program and shall provide a consumer comparison to participants
 13 in the program of all fees and charges imposed on authorized
 14 investment vehicles.>

JOE BOLKCOM

S-3315

1 Amend the amendment, S-3300, to Senate File 481 as follows:
 2 1. Page 1, after line 35 by inserting:
 3 <Sec. __. **NEW SECTION. 825.2A Immigration detainer**
 4 **requests — state reimbursement of costs — appropriation.**
 5 1. A local entity may submit to the department of management
 6 a claim for reimbursement of any expenditures incurred by a law
 7 enforcement agency in complying, as part of the local entity,
 8 with the requirements in section 825.2. The department shall
 9 reimburse the local entity for such costs.
 10 2. The department of management shall adopt rules pursuant
 11 to chapter 17A to administer this section, including but not
 12 limited to rules for all of the following:
 13 a. Procedures for submission, verification, and payment of
 14 claims by local entities for reimbursement pursuant to this
 15 section.
 16 b. Acceptable documentation of expenditures incurred in
 17 complying with the requirements of section 825.2.
 18 c. Appeal procedures for determinations made by the
 19 department pursuant to this section.
 20 3. There is hereby appropriated out of any moneys in
 21 the treasury not otherwise appropriated an amount of funds
 22 sufficient to reimburse local entities for expenditures
 23 incurred in complying with the requirements of section 825.2.>
 24 2. Page 7, by striking lines 25 and 26 and inserting:
 25 <__. Title page, line 3, after <entities> by inserting <,
 26 and making an appropriation>>
 27 3. By renumbering, redesignating, and correcting internal
 28 references as necessary.

MATT McCOY

S-3316

HOUSE AMENDMENT TO
 SENATE FILE 465

1 Amend Senate File 465, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 2, by striking lines 5 through 8.
 4 2. Page 2, line 23, after <action> by inserting <,
 5 unless the jury determines that there is a substantial or
 6 permanent loss or impairment of a bodily function, substantial
 7 disfigurement, or death, which warrants a finding that
 8 imposition of such a limitation would deprive the plaintiff of

- 9 just compensation for the injuries sustained>
10 3. Page 5, after line 1 by inserting:
11 <Sec. ____. APPLICABILITY. This Act applies to causes of
12 action that accrue on or after the effective date of this Act.>
13 4. Title page, line 2, after <witnesses> by inserting <, and
14 including applicability provisions>
15 5. By renumbering, redesignating, and correcting internal
16 references as necessary.

S-3317

- 1 Amend House File 69, as amended, passed, and reprinted by the
2 House, as follows:
3 1. Page 1, line 8, after <11.> by inserting <A peace
4 officer shall consider arresting and may arrest the person
5 under section 805.9, subsection 3, paragraph "c", if the person
6 refuses to leave the property after receiving a citation or
7 immediately returns to the property after receiving a citation,
8 or may arrest the person as otherwise provided under law.>
9 2. Page 1, line 13, after <11.> by inserting <A peace
10 officer shall consider arresting and may arrest the person
11 under section 805.9, subsection 3, paragraph "c", if the person
12 refuses to leave the property after receiving a citation or
13 immediately returns to the property after receiving a citation,
14 or may arrest the person as otherwise provided under law.>

TOM SHIPLEY

S-3318

- 1 Amend House File 69, as amended, passed, and reprinted by the
2 House, as follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 716.7, Code 2017, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 4. A person has received notice to abstain
7 from entering or remaining upon or in property within the
8 meaning of subsection 2 if any of the following is applicable:
9 a. The person has been notified to abstain from entering or
10 remaining upon or in property personally, either orally or in
11 writing, including by a valid court order under chapter 236.
12 b. A printed or written notice forbidding such entry has
13 been conspicuously posted or exhibited at the main entrance to
14 the property or the forbidden part of the property.
15 c. Identifying purple marks or caps have been placed on
16 trees or posts around the area where entry is forbidden. Each
17 purple mark must be either of the following:
18 (1) A vertical line of at least eight inches in length and
19 the bottom of the mark must be no less than three feet and
20 no more than five feet above the ground. Such marks must be
21 placed no more than one hundred feet apart and must be readily
22 visible to any person approaching the property.

23 (2) A fence post capped or otherwise marked on at least the
 24 post's top two inches. The bottom of the cap or mark must be
 25 no less than three feet and no more than five feet, six inches
 26 above the ground. Posts so capped or marked must be placed no
 27 more than thirty-six feet apart and must be readily visible
 28 to any person approaching the property. Prior to applying a
 29 cap or mark which is visible from both sides of a fence shared
 30 by different property owners, lessee, or others in lawful
 31 possession, all such owners, lessees, or others in lawful
 32 possession shall concur in the decision to apply a cap or mark
 33 to the fence.
 34 *d.* Paragraph "c" shall not be construed to authorize an
 35 owner, lessee, or other person in lawful possession of any

Page 2

1 property to place any purple marks or caps on any tree or post
 2 or to install any post or fence if doing so would violate
 3 any applicable law, rule, ordinance, order, covenant, bylaw,
 4 declaration, regulation, restriction, or instrument.
 5 *e.* Paragraph "c" does not apply to real property located in
 6 a city with a population of more than sixty thousand.
 7 *f.* Prior to July 1, 2019, notice provided by the method
 8 described in paragraph "c" is not effective unless notice is
 9 also provided by a method described in paragraph "a" or "b".
 10 This paragraph "f" is repealed July 1, 2019.>
 11 2. Page 1, after line 28 by inserting:
 12 <Sec. ____. DISSEMINATION OF INFORMATION REGARDING
 13 MARKING PROCEDURES. The departments of agriculture and land
 14 stewardship and natural resources shall conduct an information
 15 campaign for the public concerning the implementation and
 16 interpretation of section 716.7, subsection 4, paragraph
 17 "c". The information shall inform the public about the
 18 marking requirements, including information regarding the size
 19 requirements of the markings as well as the manner in which
 20 the markings must be placed. The departments of agriculture
 21 and land stewardship and natural resources shall also include
 22 information that, prior to July 1, 2019, any owner, lessee, or
 23 other person in lawful possession who chooses to place purple
 24 markings or caps on such person's property, must also comply
 25 with one of the other notice requirements listed in section
 26 716.7, subsection 4. The departments of agriculture and land
 27 stewardship and natural resources may prepare a brochure,
 28 disseminate the information through agency internet sites, or
 29 collaborate with nongovernmental organizations to assist in the
 30 dissemination of the information.>
 31 3. Title page, line 1, after <Act> by inserting <relating
 32 to criminal trespass,>

- 33 4. Title page, line 1, after <trespassing> by inserting <,
 34 and including applicability provisions>
 35 5. By renumbering as necessary.

JAKE CHAPMAN

S-3319

HOUSE AMENDMENT TO
 SENATE FILE 431

- 1 Amend Senate File 431, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, line 21, by striking <traffic control> and
 4 inserting <the vertical portion of support structures for
 5 traffic control signals or devices>
 6 2. Page 1, after line 24 by inserting:
 7 <NEW SUBSECTION. 9A. "Micro wireless facility" means
 8 a small wireless facility with dimensions no larger than
 9 twenty-four inches in length, fifteen inches in width, and
 10 twelve inches in height and that has an exterior antenna, if
 11 any, that is no more than eleven inches in length.>
 12 3. Page 2, by striking line 7 and inserting:
 13 <b. "Small wireless facility" includes a micro wireless
 14 facility as defined in subsection 9A.
 15 c. "Small wireless facility" does not include any structure>
 16 4. Page 2, line 12, after <network> by inserting <, except
 17 that "wireless facility" does not include coaxial or fiberoptic
 18 cable that is not immediately adjacent to, or directly
 19 associated with, a particular antenna>
 20 5. Page 3, line 23, after <section.> by inserting <An
 21 authority may reasonably limit the number of new utility poles
 22 or wireless support structures, consistent with the protection
 23 of public health, safety, and welfare, and provided that
 24 such limitation does not have the effect of prohibiting or
 25 significantly impairing a wireless service provider's ability
 26 to provide wireless service within the area of a proposed new
 27 structure.>
 28 6. Page 3, line 30, after <a.> by inserting <(1)>
 29 7. Page 4, after line 10 by inserting:
 30 <(2) (a) Except as provided in subparagraph divisions
 31 (b) and (c), an authority shall not impose any fee or require
 32 any application or permit for the installation, placement,
 33 operation, maintenance, or replacement of a micro wireless
 34 facility that is suspended on operator-owned cables or lines
 35 that are strung between existing utility poles in compliance

Page 2

- 1 with national safety codes.
 2 (b) An authority that has adopted a municipal or county code
 3 which requires an application or permit for the installation,

4 placement, operation, maintenance, or replacement of a micro
 5 wireless facility may continue the application or permit
 6 requirement subsequent to the effective date of this Act.
 7 (c) (i) An authority may require a single-use right-of-way
 8 permit for the installation, placement, operation, maintenance,
 9 or replacement of a micro wireless facility if any of the
 10 following conditions apply:
 11 (A) The work is contained within a highway lane or requires
 12 the closure of a highway lane.
 13 (B) The work disturbs the pavement, shoulder, ditch, or
 14 operation of a highway.
 15 (C) The work involves placement of a micro wireless facility
 16 on a limited access right-of-way.
 17 (D) The work requires any specific precautions to ensure the
 18 safety of the traveling public or the protection or operation
 19 of public infrastructure and such work was not authorized in,
 20 or will not be conducted in, the same time, place, or manner
 21 that is consistent with the approved terms of the existing
 22 permit for the facility or structure upon which the micro
 23 wireless facility is attached.
 24 (ii) For purposes of this subparagraph division, “*highway*”
 25 means the same as defined in section 325A.1.>
 26 8. Page 4, line 24, after <code> by inserting <, the
 27 national electrical safety code, applicable fire safety codes,
 28 and any building code or similar code of general applicability
 29 for the protection of the public health, safety, or welfare
 30 that was adopted by an authority prior to the filing of the
 31 application>
 32 9. Page 4, after line 29 by inserting:
 33 < (5) Require that after the construction of a small wireless
 34 facility or new utility pole is completed in accordance
 35 with all conditions under which the permit is granted, which

Page 3

1 conditions shall be consistent with this section, the owner
 2 of the small wireless facility or new utility pole, or the
 3 owner’s successor in interest, shall maintain the small
 4 wireless facility or new utility pole at the expense of
 5 the owner or successor and if the authority subsequently
 6 undertakes any maintenance, public improvement project,
 7 or reconstruction of authority property or equipment which
 8 requires the modification, relocation, or reconstruction of
 9 the small wireless facility or new utility pole, such work and
 10 the costs thereof shall be the responsibility of the owner or
 11 successor. If the project necessitating the modification,
 12 relocation, or reconstruction of the small wireless facility
 13 or new utility pole is for a private commercial purpose,
 14 the authority may require the owner or successor to modify,
 15 relocate, or reconstruct the small wireless facility or new
 16 utility pole upon prepayment of the costs of such work by the
 17 private commercial entity whose project facilitates the need

18 for such work. For purposes of this subparagraph, “*new utility*
19 *pole*” means a new utility pole installed by a wireless service
20 provider pursuant to this section solely for use as a wireless
21 support structure and that is owned by the wireless service
22 provider.>

23 10. Page 5, line 21, by striking <sixty> and inserting
24 <ninety>

25 11. Page 5, line 24, by striking <sixty> and inserting
26 <ninety>

27 12. Page 5, line 31, after <radius> by inserting
28 <consisting of substantially similar equipment to be placed on
29 substantially similar types of wireless support structures or
30 utility poles>

31 13. Page 6, line 6, by striking <may, upon request,
32 obtain> and inserting <may notify an applicant submitting any
33 additional siting applications during that seven-day period
34 that the authority is invoking its right to>

35 14. Page 6, by striking lines 14 through 16 and inserting:

Page 4

1 <(ii) The application does not comply with the Iowa
2 electrical safety code, the national electrical safety code,
3 applicable fire safety codes, or any building code or similar
4 code of general applicability for the protection of the public
5 health, safety, or welfare that was adopted by an authority
6 prior to the filing of the application.>

7 15. Page 6, by striking lines 19 through 35 and inserting:

8 <(iv) (A) A licensed engineer selected by the applicant or
9 the authority certifies that siting the small wireless facility
10 as proposed would compromise the structural safety of, or
11 preclude the essential purpose of, the utility pole or wireless
12 support structure in the public right-of-way on which it is
13 proposed to be sited and any of the following conditions apply:

14 (I) The applicant fails to redesign the small wireless
15 facility in a manner determined necessary by the engineer to
16 make the existing utility pole or wireless support structure
17 structurally sound for the siting of the small wireless
18 facility.

19 (II) The applicant fails to modify the utility pole or
20 wireless support structure to make the structure structurally
21 sound for the siting of the small wireless facility.

22 (III) The applicant fails to replace the utility pole or
23 wireless support structure with a utility pole or wireless
24 support structure that is structurally sound for the siting of
25 the small wireless facility.

26 (IV) The applicant fails to propose an alternative location
27 for the siting of the small wireless facility.

28 (B) If an applicant chooses to modify or replace a utility
29 pole or wireless support structure to make the structure
30 structurally sound for the siting of a small wireless facility,
31 the applicant shall pay or advance to the authority the costs

32 of modifying or replacing the utility pole or wireless support
 33 structure with a utility pole or wireless support structure
 34 that would safely support the small wireless facility and
 35 preserve the essential purpose of the utility pole or wireless

Page 5

1 support structure.

2 (v) The application seeks approval of a new small wireless
 3 facility, utility pole, or wireless support structure that
 4 would impair, interfere with, or preclude the safe and
 5 effective use of facilities already located in the public
 6 right-of-way for pedestrian, vehicular, utility, or other
 7 authority public right-of-way purposes.

8 (vi) The application seeks approval for the siting of
 9 a small wireless facility outside the public right-of-way
 10 that would impair, interfere with, or preclude the safe and
 11 effective use of an authority structure or property for a
 12 public purpose.

13 (vii) The application seeks approval for the siting of a
 14 small wireless facility on a wireless support structure used
 15 exclusively for emergency communications equipment.

16 (viii) The application seeks approval for the siting of a
 17 small wireless facility on a utility pole that is the vertical
 18 portion of a support structure for a traffic control signal
 19 or device, and the authority determines that the utility pole
 20 lacks sufficient space or load capacity for the proposed siting
 21 or the small wireless facility cannot be sited on the utility
 22 pole without impairing the public health, safety, or welfare.>

23 16. Page 7, by striking lines 15 and 16 and inserting:

24 <(4) An authority shall not limit the duration of a permit
 25 issued for the siting of a small wireless facility in a public
 26 right-of-way pursuant to this subsection, and shall not limit
 27 the duration of a permit issued for the siting of a small
 28 wireless facility on an authority structure located outside of
 29 a public right-of-way to any period less than ten years, with
 30 one automatic five-year renewal, provided, however, that the
 31 owner of the small wireless facility may terminate the permit
 32 upon providing ninety days' notice to the authority. The>

33 17. Page 8, line 12, by striking <least of any> and
 34 inserting <lesser>

35 18. Page 8, by striking lines 18 through 20.

Page 6

1 19. Page 10, line 14, after <opportunity> by inserting <,
 2 given the nature of the emergency,>

3 20. Page 10, line 18, after <manner,> by inserting <as
 4 determined by the authority or public utility given the nature
 5 of the emergency,>

6 21. Page 11, line 34, after <areas> by inserting <designated
 7 as an underground district pursuant to a resolution or

8 ordinance adopted by an authority prior to the date the
9 application is filed or in areas>

S-3320

1 Amend Senate File 509 as follows:

2 1. Page 21, after line 4 by inserting:

3 <Sec. ____ Section 904.203, Code 2017, is amended to read
4 as follows:

5 **904.203 Rockwell City correctional facility.**

6 The utilization of the state correctional facility at
7 Rockwell City shall ~~be utilized as~~ not exceed the security
8 level of a medium security correctional facility for men.

9 Sec. ____ Section 904.204, Code 2017, is amended to read as
10 follows:

11 **904.204 Mount Pleasant correctional facility — special**
12 **treatment unit.**

13 The utilization of the correctional facility at Mount
14 Pleasant shall ~~be utilized as~~ not exceed the security level
15 of a medium security correctional facility for men primarily
16 for treatment of inmates who exhibit treatable personality
17 disorders, with or without accompanying history of drug or
18 alcohol abuse. Such inmates may apply for and upon their
19 application may be selected for treatment by the staff of the
20 treatment facility at Mount Pleasant in accordance with section
21 904.503.

22 Sec. ____ Section 904.205, Code 2017, is amended to read as
23 follows:

24 **904.205 Clarinda correctional facility.**

25 The utilization of the state correctional facility at
26 Clarinda shall ~~be utilized as a secure men's correctional~~
27 facility primarily for offenders with chemical dependence,
28 an intellectual disability, or mental illness not exceed the
29 security level of a medium security correctional facility for
30 men.

31 Sec. ____ Section 904.206, Code 2017, is amended to read as
32 follows:

33 **904.206 Newton correctional facility.**

34 The utilization of the correctional facility at Newton shall
35 ~~be utilized as a correctional facility. The facility may~~

Page 2

1 ~~include minimum security facilities and violator facilities~~
2 ~~pursuant to section 904.207~~ not exceed the security level of a
3 medium security correctional facility for men.

4 Sec. ____ NEW SECTION. **904.206A Fort Dodge correctional**
5 **facility.**

6 The utilization of the correctional facility at Fort Dodge

- 7 shall not exceed the security level of a medium security
 8 correctional facility for men.>
 9 2. Page 21, by striking lines 14 and 15.

RICH TAYLOR

S-3321

- 1 Amend Senate File 506 as follows:
 2 1. By striking page 17, line 35, through page 18, line 28.
 3 2. By renumbering as necessary.

MARK CHELGREN

S-3322

- 1 Amend Senate File 509 as follows:
 2 1. By striking page 1, line 29, through page 2, line 13, and
 3 inserting:
 4 <The balance of the victim compensation fund established
 5 in section 915.94 may be used to provide salary and support
 6 of not more than 24.00 full-time equivalent positions and to
 7 provide maintenance for the victim compensation functions
 8 of the department of justice. In addition to the full-time
 9 equivalent positions authorized pursuant to this paragraph,
 10 5.00 full-time equivalent positions are authorized and shall
 11 be used by the department of justice to employ one accountant
 12 and four program planners. The department of justice may
 13 employ the additional 5.00 full-time equivalent positions
 14 authorized pursuant to this paragraph that are in excess of the
 15 number of full-time equivalent positions authorized only if
 16 the department of justice receives sufficient federal moneys
 17 to maintain employment for the additional full-time equivalent
 18 positions during the current fiscal year. The department
 19 of justice shall only employ the additional 5.00 full-time
 20 equivalent positions in succeeding fiscal years if sufficient
 21 federal moneys are received during each of those succeeding
 22 fiscal years.>
 23 2. Page 21, after line 13 by inserting:
 24 <Sec. __. CONSUMER EDUCATION AND LITIGATION FUND —
 25 CRIMINAL PROSECUTION, CRIMINAL APPEALS, AND STATE TORT
 26 CLAIMS. Notwithstanding section 714.16C, for the fiscal year
 27 beginning July 1, 2017, and ending June 30, 2018, not more than
 28 one million three hundred thousand dollars is appropriated
 29 from the consumer education and litigation fund established in
 30 section 714.16C, to the department of justice to be used for
 31 salaries, support, maintenance, and miscellaneous purposes for
 32 criminal prosecutions, criminal appeals, and performing duties
 33 pursuant to Code chapter 669.>
 34 3. Page 22, by striking lines 9 through 28 and inserting:
 35 <The balance of the victim compensation fund established

Page 2

1 in section 915.94 may be used to provide salary and support
 2 of not more than 24.00 full-time equivalent positions and to
 3 provide maintenance for the victim compensation functions
 4 of the department of justice. In addition to the full-time
 5 equivalent positions authorized pursuant to this paragraph,
 6 5.00 full-time equivalent positions are authorized and shall
 7 be used by the department of justice to employ one accountant
 8 and four program planners. The department of justice may
 9 employ the additional 5.00 full-time equivalent positions
 10 authorized pursuant to this paragraph that are in excess of the
 11 number of full-time equivalent positions authorized only if
 12 the department of justice receives sufficient federal moneys
 13 to maintain employment for the additional full-time equivalent
 14 positions during the current fiscal year. The department
 15 of justice shall only employ the additional 5.00 full-time
 16 equivalent positions in succeeding fiscal years if sufficient
 17 federal moneys are received during each of those succeeding
 18 fiscal years.>

MARK CHELGREN

S-3323

- 1 Amend Senate File 510 as follows:
 2 1. Page 24, by striking lines 1 through 18 and inserting:
 3 <APPROPRIATION AND STATUTORY CHANGES — ISU — LEOPOLD CENTER
 4 FOR SUSTAINABLE AGRICULTURE AND THE IOWA NUTRIENT RESEARCH
 5 CENTER>
 6 2. By striking page 24, line 32, through page 26, line 3.
 7 3. By renumbering as necessary.

HERMAN C. QUIRMBACH

S-3324

- 1 Amend Senate File 506 as follows:
 2 1. Page 3, after line 11 by inserting:
 3 <*t.* Polyarteritis nodosa.>
 4 2. Page 3, line 12, by striking <*t.*> and inserting <*u.*>
 5 3. Page 3, line 22, by striking <a cardholder> and inserting
 6 <authorized personnel>
 7 4. Page 3, line 26, by striking <prescribe> and inserting
 8 <practice>
 9 5. Page 9, by striking lines 16 and 17 and inserting:
 10 <1. *a.* The department shall license up to four medical
 11 cannabis manufacturers to manufacture>
 12 6. Page 13, line 4, by striking <employees> and inserting
 13 <owners and management team>
 14 7. Page 17, line 5, after <Establish> by inserting <, in
 15 consultation with medical cannabis manufacturers and medical

16 cannabis dispensaries,>

17 8. Page 21, after line 9 by inserting:

18 <Sec. ___. EMERGENCY RULES. The department may adopt
19 emergency rules under section 17A.4, subsection 3, and section
20 17A.5, subsection 2, paragraph "b", to implement the provisions
21 of this Act and the rules shall be effective immediately upon
22 filing unless a later date is specified in the rules. Any
23 rules adopted in accordance with this section shall also be
24 published as a notice of intended action as provided in section
25 17A.4.>

26 9. By renumbering as necessary.

THOMAS A. GREENE

S-3325

1 Amend Senate File 508 as follows:

2 1. Page 3, after line 9 by inserting:

3 <Sec. ___. 2013 Iowa Acts, chapter 140, section 40,
4 subsection 3, is amended to read as follows:

5 3. Notwithstanding subsections 1 and 2, in the fiscal
6 year beginning July 1, 2017, and ending June 30, 2018, the
7 supreme court may increase the annual salary rates specified
8 in subsection 2, by an amount not to exceed two and one-half
9 percent of the salary rate established for each judicial
10 position in subsection 2. Persons receiving the salary rates
11 established under this section shall not receive any additional
12 salary adjustments ~~provided by this Act~~ other than those
13 provided by this subsection.>

14 2. Page 7, after line 31 by inserting:

15 <DIVISION __
16 COURT ADMINISTRATION

17 Sec. ___. COURT ADMINISTRATION. Notwithstanding other
18 provisions of this Act and section 602.1215, subsection 1,
19 sections 602.2301, 602.6113, 602.6201, subsections 5, 6, 7,
20 and 10, sections 602.6301, 602.6401, subsection 1, and section
21 602.6603, subsections 1, 2, 3, 4, and 7, for the fiscal years
22 beginning July 1, 2017, and July 1, 2018, the supreme court may
23 implement policies and procedures that may be contrary to the
24 requirements of this Act and the Code provisions referenced
25 in this section in order to efficiently and effectively
26 administer justice throughout the state. The state court
27 administrator shall submit a report to the chairpersons of the
28 joint appropriations subcommittee on the justice system and
29 the legislative services agency, fiscal services division,
30 by October 2, 2017, and October 1, 2018, respectively,

31 detailing the establishment of any new policies and procedures
 32 implemented pursuant to this section that efficiently and
 33 effectively administer justice throughout the state.>

MARK CHELGREN

S-3326

1 Amend Senate File 510 as follows:

2 1. Page 13, by striking lines 28 through 34 and inserting:

3 <b. (1) Of the amount appropriated in paragraph "a", for
 4 transfer to the loess hills development and conservation fund
 5 created in section 161D.2:

6 \$ 490,000

7 (2) (a) Of the amount transferred to the loess hills
 8 development and conservation fund in subparagraph (1), \$450,000
 9 shall be allocated to the fund's hungry canyons account.

10 (b) Not more than 10 percent of the moneys allocated to
 11 the fund's hungry canyons account as provided in subparagraph
 12 division (a) may be used for administrative costs.

13 (3) (a) Of the amount transferred to the loess hills
 14 development and conservation fund in subparagraph (1), \$40,000
 15 shall be allocated to the fund's loess hills alliance account.

16 (b) Not more than 10 percent of the moneys allocated to the
 17 fund's loess hills alliance account as provided in subparagraph
 18 division (a) may be used for administrative costs.>

19 2. Page 14, line 5, by striking <7,875,000> and inserting
 20 <7,835,000>

21 3. Page 17, line 5, by striking <the hungry canyons account
 22 of>

23 4. Page 21, line 1, after <division> by inserting <of this
 24 Act>

25 5. By striking page 38, line 31, through page 39, line 2,
 26 and inserting:

27 <b. (1) Of the amount appropriated in paragraph "a", for
 28 transfer to the loess hills development and conservation fund
 29 created in section 161D.2:

30 \$ 245,000

31 (2) (a) Of the amount transferred to the loess hills
 32 development and conservation fund in subparagraph (1), \$225,000
 33 shall be allocated to the fund's hungry canyons account.

34 (b) Not more than 10 percent of the moneys allocated to
 35 the fund's hungry canyons account as provided in subparagraph

Page 2

1 division (a) may be used for administrative costs.

2 (3) (a) Of the amount transferred to the loess hills
 3 development and conservation fund in subparagraph (1), \$20,000
 4 shall be allocated to the fund's loess hills alliance account.

5 (b) Not more than 10 percent of the moneys allocated to the
 6 fund's loess hills alliance account as provided in subparagraph

7 division (a) may be used for administrative costs.>
 8 6. Page 39, line 8, by striking <3,937,500> and inserting
 9 <3,917,500>
 10 7. Page 42, line 2, by striking <the hungry canyons account
 11 of>
 12 8. By renumbering, redesignating, and correcting internal
 13 references as necessary.

TOM SHIPLEY

S-3327

1 Amend Senate File 506 as follows:
 2 1. By striking page 17, line 35, through page 18, line 1,
 3 and inserting:
 4 <Sec. __. NEW SECTION. 124E.12 Reciprocity.>
 5 2. Page 18, line 2, by striking <1. *General provision.*>
 6 3. Page 18, by striking lines 11 through 28.
 7 4. By renumbering as necessary.

MARK CHELGREN

S-3328

1 Amend Senate File 508 as follows:
 2 1. Page 3, after line 9 by inserting:
 3 <Sec. __. 2013 Iowa Acts, chapter 140, section 40,
 4 subsection 3, is amended to read as follows:
 5 3. Notwithstanding subsections 1 and 2, in the fiscal
 6 year beginning July 1, 2017, and ending June 30, 2018, the
 7 supreme court may increase the annual salary rates specified
 8 in subsection 2, by an amount not to exceed two and one-half
 9 percent of the salary rate established for each judicial
 10 position in subsection 2. Persons receiving the salary rates
 11 established under this section shall not receive any additional
 12 salary adjustments ~~provided by this Act~~ other than those
 13 provided by this subsection.>
 14 2. Page 4, after line 20 by inserting:
 15 <Sec. __. TOTAL EXPENDITURE REQUIREMENTS OF JUDICIAL
 16 BRANCH — DEPARTMENT OF MANAGEMENT. When the supreme court
 17 submits to the director of the department of management an
 18 estimate of the total expenditure requirements of the judicial
 19 branch pursuant to section 602.1301, subsection 2, paragraph
 20 “b”, before December 1, 2017, for the succeeding fiscal year,
 21 the director of the department of management shall submit the
 22 estimate received from the supreme court for inclusion without
 23 change in the governor’s proposed budget for the succeeding
 24 fiscal year, except that portion of the total expenditure
 25 requirements that includes any increase of the salary rate for
 26 a judicial position established in 2013 Iowa Acts, chapter
 27 140, section 40, which shall not be included in the governor’s
 28 proposed budget for the succeeding fiscal year.>

29 3. Page 7, after line 31 by inserting:
 30 <DIVISION ____
 31 COURT ADMINISTRATION
 32 Sec. ____ COURT ADMINISTRATION. Notwithstanding other
 33 provisions of this Act and section 602.1215, subsection 1,
 34 sections 602.2301, 602.6113, 602.6201, subsections 5, 6, 7,
 35 and 10, sections 602.6301, 602.6401, subsection 1, and section

Page 2

1 602.6603, subsections 1, 2, 3, 4, and 7, for the fiscal years
 2 beginning July 1, 2017, and July 1, 2018, the supreme court may
 3 implement policies and procedures that may be contrary to the
 4 requirements of this Act and the Code provisions referenced
 5 in this section in order to efficiently and effectively
 6 administer justice throughout the state. The state court
 7 administrator shall submit a report to the chairpersons of the
 8 joint appropriations subcommittee on the justice system and
 9 the legislative services agency, fiscal services division,
 10 by October 2, 2017, and October 1, 2018, respectively,
 11 detailing the establishment of any new policies and procedures
 12 implemented pursuant to this section that efficiently and
 13 effectively administer justice throughout the state.>

MARK CHELGREN

S-3329

HOUSE AMENDMENT TO
 SENATE FILE 434

1 Amend Senate File 434, as passed by the Senate, as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 Section 1. Section 232.147, Code 2017, is amended by adding
 5 the following new subsection:
 6 NEW SUBSECTION. 1A. Official juvenile court records
 7 in all cases except those alleging delinquency shall be
 8 confidential and are not public records. Confidential records
 9 may be inspected and their contents shall be disclosed to
 10 the following without court order, provided that a person or
 11 entity who inspects or receives a confidential record under
 12 this section shall not disclose the confidential record or its
 13 contents unless required by law:
 14 a. The judge and professional court staff, including
 15 juvenile court officers.
 16 b. The child and the child's counsel.
 17 c. The child's parent, guardian or custodian, court
 18 appointed special advocate, and guardian ad litem, and
 19 the members of the child advocacy board created in section
 20 237.16 or a local citizen foster care review board created in
 21 accordance with section 237.19 who are assigning or reviewing

- 22 the child's case.
- 23 *d.* The county attorney and the county attorney's assistants.
- 24 *e.* An agency, association, facility, or institution which
- 25 has custody of the child, or is legally responsible for the
- 26 care, treatment, or supervision of the child, including but not
- 27 limited to the department of human services.
- 28 *f.* A court, court professional staff, and adult probation
- 29 officers in connection with the preparation of a presentence
- 30 report concerning a person who prior thereto had been the
- 31 subject of a juvenile court proceeding.
- 32 *g.* The child's foster parent or an individual providing
- 33 preadoptive care to the child.
- 34 *h.* The state public defender.
- 35 *i.* The statistical analysis center for the purposes stated

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- 1 in section 216A.136.
- 2 Sec. 2. Section 232.147, subsections 2 and 3, Code 2017, are
- 3 amended to read as follows:
- 4 2. Official juvenile court records ~~in all cases~~ containing a
- 5 petition or a complaint alleging the commission of a delinquent
- 6 act except those alleging the commission of a delinquent act
- 7 that would be a forcible felony if committed by an adult shall
- 8 be confidential and are not public records. Unless an order
- 9 sealing such confidential records in a delinquency proceeding
- 10 has been entered pursuant to section 232.150, confidential
- 11 records may be inspected and their contents shall be disclosed
- 12 to the following without court order, provided that a person
- 13 or entity who inspects or receives a confidential record under
- 14 this section shall not disclose the confidential record or its
- 15 contents unless required by law:
- 16 ~~*a.* The judge and professional court staff, including~~
- 17 ~~juvenile court officers.~~
- 18 ~~*b.* The child and the child's counsel.~~
- 19 ~~*c.* The child's parent, guardian or custodian, court~~
- 20 ~~appointed special advocate, and guardian ad litem, and~~
- 21 ~~the members of the child advocacy board created in section~~
- 22 ~~237.16 or a local citizen foster care review board created in~~
- 23 ~~accordance with section 237.10 who are assigning or reviewing~~
- 24 ~~the child's case.~~
- 25 ~~*d.* The county attorney and the county attorney's assistants.~~
- 26 ~~*e.* An agency, association, facility or institution which~~
- 27 ~~has custody of the child, or is legally responsible for the~~
- 28 ~~care, treatment or supervision of the child, including but not~~
- 29 ~~limited to the department of human services.~~
- 30 ~~*f.* A court, court professional staff, and adult probation~~
- 31 ~~officers in connection with the preparation of a presentence~~
- 32 ~~report concerning a person who prior thereto had been the~~
- 33 ~~subject of a juvenile court delinquency proceeding.~~
- 34 ~~*g.* The child's foster parent or an individual providing~~
- 35 ~~preadoptive care to the child.~~

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- 1 ~~h. The state public defender.~~
 2 ~~i. The department of corrections.~~
 3 ~~j. A judicial district department of correctional services.~~
 4 ~~h. The board of parole.~~
 5 ~~l. The superintendent or the superintendent's designee of~~
 6 ~~the school district for the school attended by the child or~~
 7 ~~the authorities in charge of an accredited nonpublic school~~
 8 ~~attended by the child.~~
 9 ~~m. A member of the armed forces of the United States who is~~
 10 ~~conducting a background investigation of an individual pursuant~~
 11 ~~to federal law.~~
 12 ~~n. The statistical analysis center for the purposes stated~~
 13 ~~in section 216A.136.~~
 14 ~~o. A state or local law enforcement agency.~~
 15 ~~p. The alleged victim of the delinquent act.~~
 16 a. The judge and professional staff, including juvenile
 17 court officers.
 18 b. The child and the child's counsel or guardian ad litem.
 19 c. The prosecuting attorney and the prosecuting attorney's
 20 assistants.
 21 d. A court, court professional staff, and adult probation
 22 officers in connection with the preparation of a presentence
 23 report concerning a person who prior thereto had been the
 24 subject of a juvenile court proceeding.
 25 e. A state or local law enforcement agency.
 26 f. The state public defender.
 27 g. The statistical analysis center for the purposes stated
 28 in section 216A.136.
 29 h. The department of human services.
 30 i. The department of corrections.
 31 j. A judicial district department of correctional services.
 32 k. The board of parole.
 33 l. The superintendent or the superintendent's designee of
 34 the school district for the school attended by the child or
 35 the authorities in charge of an accredited nonpublic school

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- 1 attended by the child.
 2 m. A member of the armed forces of the United States who is
 3 conducting a background investigation of an individual pursuant
 4 to federal law.
 5 n. The alleged victim of the delinquent act.
 6 o. A federal law enforcement officer.
 7 3. Official juvenile court records containing a petition
 8 or complaint alleging the commission of a delinquent act that
 9 would be a forcible felony if committed by an adult shall be
 10 public records subject to a confidentiality order under section
 11 232.149A or sealing under section 232.150. However, such
 12 official records shall not be available to the public or any

- 13 governmental agency through the internet or in an electronic
 14 customized data report unless the child has been adjudicated
 15 delinquent in the matter. However, such official juvenile
 16 court records shall be disclosed through the internet or in
 17 an electronic customized data report prior to the child being
 18 adjudicated delinquent to the following without court order:
- 19 a. The judge and professional court staff, including
 - 20 juvenile court officers.
 - 21 b. The child and the child's counsel or guardian ad litem.
 - 22 c. The ~~county~~ prosecuting attorney and the ~~county~~
 23 prosecuting attorney's assistants.
 - 24 d. A court, court professional staff, and adult probation
 25 officers in connection with the preparation of a presentence
 26 report concerning a person who prior thereto had been the
 27 subject of a juvenile court proceeding.
 - 28 e. A state or local law enforcement agency.
 - 29 f. The state public defender.
 - 30 g. The statistical analysis center for the purposes stated
 31 in section 216A.136.
 - 32 h. The department of human services.
 - 33 i. The department of corrections.
 - 34 j. A judicial district department of correctional services.
 - 35 k. The board of parole.

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- 1 l. The superintendent or the superintendent's designee of
- 2 the school district for the school attended by the child or
- 3 the authorities in charge of an accredited nonpublic school
- 4 attended by the child.
- 5 m. A member of the armed forces of the United States who is
- 6 conducting a background investigation of an individual pursuant
- 7 to federal law.
- 8 n. The alleged victim of the delinquent act.
- 9 o. A federal law enforcement officer.
- 10 Sec. 3. Section 232.150, subsection 4, paragraph a, Code
- 11 2017, is amended to read as follows:
- 12 a. All agencies and persons having custody of records which
- 13 are named therein, shall send such records to the court issuing
- 14 the order. Maintenance or destruction of these records shall
 15 be prescribed by the state court administrator.>
- 16 2. Title page, lines 1 and 2, by striking <the sealing
- 17 of certain criminal offenders' juvenile delinquency records>
- 18 and inserting <the confidentiality and disclosure of certain
- 19 juvenile records>
- 20 3. By renumbering as necessary.

S-3330

- 1 Amend Senate File 511 as follows:
- 2 1. Page 2, after line 17 by inserting:
- 3 <c. A person who received an all Iowa opportunity foster

4 care grant under section 261.6 during the fiscal year ending
 5 June 30, 2017, is exempt from the provision requiring that
 6 enrollment begin within two years of graduation or receipt of
 7 a high school equivalency diploma pursuant to section 261.87,
 8 subsection 2, paragraph “g”, as amended by this Act.>
 9 2. Page 11, line 12, by striking <(1)>
 10 3. Page 11, by striking lines 17 through 21.
 11 4. Page 24, line 4, after <diploma> by inserting <or a high
 12 school equivalency diploma under chapter 259A>
 13 5. Page 24, after line 31 by inserting:
 14 <Sec. ___. Section 261.87, subsection 2, paragraph b, Code
 15 2017, is amended by striking the paragraph.
 16 Sec. ___. Section 261.87, subsection 2, paragraph g, Code
 17 2017, is amended to read as follows:
 18 g. Begins enrollment at an eligible institution within
 19 two academic years of graduation from high school or receipt
 20 of a high school equivalency diploma under chapter 259A and
 21 continuously receives awards as a full-time or part-time
 22 student to maintain eligibility. However, the student may
 23 defer participation in the program for up to two years in order
 24 to pursue obligations that meet conditions established by the
 25 commission by rule or to fulfill military obligations.>
 26 6. Page 25, after line 6 by inserting:
 27 <Sec. ___. Section 261.87, subsection 3, Code 2017, is
 28 amended to read as follows:
 29 3. *Extent of scholarship.* A qualified student at an
 30 eligible institution may receive scholarships for not more than
 31 the equivalent of ~~two eight~~ full-time ~~academic years semesters~~
 32 of undergraduate study, excluding summer semesters. A
 33 qualified student attending part-time may receive scholarships
 34 for not more than the equivalent of sixteen part-time semesters
 35 of undergraduate study. Scholarships awarded pursuant to this

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1 ~~section may, at the qualified student’s request, be disbursed~~
 2 ~~over a single academic year or two academic years, and shall~~
 3 not exceed the least of the following amounts, as determined
 4 by the commission:
 5 a. The student’s financial need.
 6 b. ~~The One-half of the~~ average resident tuition rate and
 7 mandatory fees established for institutions of higher learning
 8 governed by the state board of regents ~~for a scholarship~~
 9 ~~disbursed over one academic year, or one half of that amount~~
 10 ~~for a scholarship disbursed over two academic years.~~
 11 e. ~~The resident tuition and mandatory fees charged for the~~
 12 ~~program of enrollment by the eligible institution at which the~~
 13 ~~student is enrolled.>~~
 14 7. Page 25, after line 15 by inserting:
 15 <Sec. ___. Section 272.28, subsection 1, unnumbered
 16 paragraph 1, Code 2017, is amended to read as follows:
 17 Requirements for teacher licensure beyond an initial license

18 shall include successful completion of a beginning teacher
 19 mentoring and induction program approved by the state board of
 20 education pursuant to section 284.5; or two years of successful
 21 teaching experience in a school district with an approved
 22 career paths, leadership roles, and compensation framework or
 23 approved comparable system as provided in section 284.15; or
 24 evidence of not less than three years of successful teaching
 25 experience at any of the following:>
 26 8. By renumbering as necessary.

TIM KRAAYENBRINK

S-3331

1 Amend Senate File 512 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 423.2, subsection 1, unnumbered
 5 paragraph 1, Code 2017, is amended to read as follows:
 6 There is imposed a tax of six and three-eighths percent upon
 7 the sales price of all sales of tangible personal property,
 8 consisting of goods, wares, or merchandise, sold at retail in
 9 the state to consumers or users except as otherwise provided
 10 in this subchapter.
 11 Sec. 2. Section 423.2, subsections 2 and 3, Code 2017, are
 12 amended to read as follows:
 13 2. A tax of six and three-eighths percent is imposed upon
 14 the sales price of the sale or furnishing of gas, electricity,
 15 water, heat, pay television service, and communication service,
 16 including the sales price from such sales by any municipal
 17 corporation or joint water utility furnishing gas, electricity,
 18 water, heat, pay television service, and communication service
 19 to the public in its proprietary capacity, except as otherwise
 20 provided in this subchapter, when sold at retail in the state
 21 to consumers or users.
 22 3. A tax of six and three-eighths percent is imposed upon
 23 the sales price of all sales of tickets or admissions to places
 24 of amusement, fairs, and athletic events except those of
 25 elementary and secondary educational institutions. A tax of
 26 six and three-eighths percent is imposed on the sales price of
 27 an entry fee or like charge imposed solely for the privilege of
 28 participating in an activity at a place of amusement, fair, or
 29 athletic event unless the sales price of tickets or admissions
 30 charges for observing the same activity are taxable under this
 31 subchapter. A tax of six and three-eighths percent is imposed
 32 upon that part of private club membership fees or charges paid
 33 for the privilege of participating in any athletic sports
 34 provided club members.
 35 Sec. 3. Section 423.2, subsection 4, paragraph a, Code 2017,

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1 is amended to read as follows:

2 a . A tax of six and three-eighths percent is imposed upon
3 the sales price derived from the operation of all forms of
4 amusement devices and games of skill, games of chance, raffles,
5 and bingo games as defined in chapter 99B, and card game
6 tournaments conducted under section 99B.27, that are operated
7 or conducted within the state, the tax to be collected from
8 the operator in the same manner as for the collection of taxes
9 upon the sales price of tickets or admission as provided in
10 this section. Nothing in this subsection shall legalize any
11 games of skill or chance or slot-operated devices which are now
12 prohibited by law.

13 Sec. 4. Section 423.2, subsection 5, Code 2017, is amended
14 to read as follows:

15 5. There is imposed a tax of six and three-eighths percent
16 upon the sales price from the furnishing of services as defined
17 in section 423.1.

18 Sec. 5. Section 423.2, subsection 7, paragraph a,
19 unnumbered paragraph 1, Code 2017, is amended to read as
20 follows:

21 A tax of six and three-eighths percent is imposed upon the
22 sales price from the sales, furnishing, or service of solid
23 waste collection and disposal service.

24 Sec. 6. Section 423.2, subsection 8, paragraph a, Code 2017,
25 is amended to read as follows:

26 a . A tax of six and three-eighths percent is imposed on
27 the sales price from sales of bundled transactions. For the
28 purposes of this subsection, a “*bundled transaction*” is the
29 retail sale of two or more distinct and identifiable products,
30 except real property and services to real property, which
31 are sold for one nonitemized price. A “*bundled transaction*”
32 does not include the sale of any products in which the sales
33 price varies, or is negotiable, based on the selection by the
34 purchaser of the products included in the transaction.

35 Sec. 7. Section 423.2, subsection 9, Code 2017, is amended

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1 to read as follows:

2 9. A tax of six and three-eighths percent is imposed upon
3 the sales price from any mobile telecommunications service,
4 including all paging services, that this state is allowed
5 to tax pursuant to the provisions of the federal Mobile
6 Telecommunications Sourcing Act, Pub. L. No. 106-252, 4 U.S.C.
7 §116 et seq. For purposes of this subsection, taxes on mobile
8 telecommunications service, as defined under the federal Mobile
9 Telecommunications Sourcing Act that are deemed to be provided
10 by the customer’s home service provider, shall be paid to
11 the taxing jurisdiction whose territorial limits encompass
12 the customer’s place of primary use, regardless of where the

13 mobile telecommunications service originates, terminates,
 14 or passes through and shall in all other respects be taxed
 15 in conformity with the federal Mobile Telecommunications
 16 Sourcing Act. All other provisions of the federal Mobile
 17 Telecommunications Sourcing Act are adopted by the state of
 18 Iowa and incorporated into this subsection by reference. With
 19 respect to mobile telecommunications service under the federal
 20 Mobile Telecommunications Sourcing Act, the director shall, if
 21 requested, enter into agreements consistent with the provisions
 22 of the federal Act.

23 Sec. 8. Section 423.2, subsection 11, paragraph b,
 24 subparagraph (2), Code 2017, is amended to read as follows:

25 (2) Transfer from the remaining revenues the amounts
 26 required under Article VII, section 10, of the Constitution
 27 of the State of Iowa to the natural resources and outdoor
 28 recreation trust fund created in section 461.31, ~~if applicable.~~

29 Sec. 9. Section 423.2, subsection 14, Code 2017, is amended
 30 to read as follows:

31 14. The sales tax rate of six ~~and three-eighths~~ percent is
 32 reduced to five ~~and three-eighths~~ percent on January 1, 2030.

33 Sec. 10. Section 423.5, subsection 1, unnumbered paragraph
 34 1, Code 2017, is amended to read as follows:

35 Except as provided in paragraph “c”, an excise tax at the

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1 rate of six ~~and three-eighths~~ percent of the purchase price or
 2 installed purchase price is imposed on the following:

3 Sec. 11. Section 423.5, subsection 5, Code 2017, is amended
 4 to read as follows:

5 5. The use tax rate of six ~~and three-eighths~~ percent is
 6 reduced to five ~~and three-eighths~~ percent on January 1, 2030.

7 Sec. 12. Section 423.43, subsection 1, paragraph b, Code
 8 2017, is amended to read as follows:

9 b. Subsequent to the deposit into the general fund of the
 10 state ~~and after the transfer of such~~ pursuant to paragraph “a”
 11 the department shall do the following in the order prescribed:

12 (1) Transfer the revenues collected under chapter 423B, ~~the~~
 13 ~~department shall transfer one-sixth.~~

14 (2) Transfer fifteen and six thousand eight hundred
 15 sixty-three ten-thousandths percent of such remaining revenues
 16 to the secure an advanced vision for education fund created in
 17 section 423F.2. This ~~paragraph~~ subparagraph (2) is repealed
 18 December 31, 2029.

19 Sec. 13. PURPOSE. The purpose of this Act is to provide
 20 for the implementation of Article VII, section 10, of the
 21 Constitution of the State of Iowa by fully funding the natural
 22 resources and outdoor recreation trust fund as created in
 23 section 461.31, pursuant to Article VII, section 10, of the
 24 Constitution of the State of Iowa.

25 Sec. 14. EFFECTIVE DATE. This Act takes effect on July 1,
 26 2018.>

27 2. Title page, by striking lines 1 through 4 and inserting
 28 <An Act relating to revenue and taxation by increasing the
 29 sales and use tax rates, establishing transfers to the natural
 30 resources and outdoor recreation trust fund, and including
 31 effective date provisions.>

DAVID JOHNSON

S-3332

1 Amend Senate File 512 as follows:
 2 1. Page 1, by striking lines 8 and 9 and inserting <in the
 3 natural resources and outdoor recreation trust fund created in
 4 section 461.31.>
 5 2. Page 1, lines 17 and 18, by striking <the water quality
 6 infrastructure fund.> and inserting <the natural resources and
 7 outdoor recreation trust fund.>
 8 3. Page 1, by striking lines 27 through 30 and inserting
 9 <shall consist of appropriations made to the fund and>
 10 4. Page 6, by striking lines 4 through 8 and inserting:
 11 <2. The fund shall consist of appropriations made to the
 12 fund and transfers of>
 13 5. Page 6, line 12, by striking <2018> and inserting <2017>
 14 6. Page 13, by striking lines 5 through 19 and inserting
 15 <state, the department shall transfer all moneys collected
 16 under this chapter to the natural resources and outdoor
 17 recreation trust fund created in section 461.31.>
 18 7. Title page, line 7, by striking <transfers and> and
 19 inserting <transfers to the natural resources and outdoor
 20 recreation trust fund and making>
 21 8. By renumbering, redesignating, and correcting internal
 22 references as necessary.

DAVID JOHNSON

S-3333

1 Amend Senate File 504 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 222.73, subsection 2, paragraph b, Code
 5 2017, is amended to read as follows:
 6 b. The per diem costs billed to each mental health and
 7 disability services region shall not exceed the per diem costs
 8 billed to the ~~county region~~ in the fiscal year beginning July
 9 1, ~~1996~~ 2016. ~~However, the per diem costs billed to a county~~
 10 ~~may be adjusted for a fiscal year to reflect increased costs~~
 11 ~~to the extent of the percentage increase in the statewide per~~
 12 ~~capita expenditure target amount, if any per capita growth~~
 13 ~~amount is authorized by the general assembly for that fiscal~~
 14 ~~year in accordance with section 331.424A.~~
 15 Sec. 2. Section 229.11, Code 2017, is amended by adding the

16 following new subsection:

17 **NEW SUBSECTION.** 1A. If a respondent is detained pursuant to
 18 subsection 1, paragraph “b” or “c”, the sheriff or the sheriff’s
 19 deputy that took the respondent into immediate custody may
 20 inform the hospital or facility that an arrest warrant has been
 21 issued for or charges are pending against the respondent and
 22 may request the hospital or facility to notify the sheriff or
 23 the sheriff’s deputy about the discharge of the respondent
 24 prior to discharge.

25 Sec. 3. Section 230.20, subsection 2, paragraph b, Code
 26 2017, is amended to read as follows:

27 b. The per diem costs billed to each mental health and
 28 disability services region shall not exceed the per diem costs
 29 billed to the county region in the fiscal year beginning July
 30 1, ~~1996~~ 2016. ~~However, the per diem costs billed to a mental~~
 31 ~~health and disability services region may be adjusted annually~~
 32 ~~to reflect increased costs, to the extent of the percentage~~
 33 ~~increase in the statewide per capita expenditure target amount,~~
 34 ~~if any per capita growth amount is authorized by the general~~
 35 ~~assembly for the fiscal year in accordance with section 426B.3.~~

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1 Sec. 4. Section 331.391, subsection 4, Code 2017, is amended
 2 by striking the subsection and inserting in lieu thereof the
 3 following:

4 4. a. If a region is meeting the financial obligations
 5 for implementation of its regional service system management
 6 plan for a fiscal year and residual funding is anticipated,
 7 the regional administrator shall reserve an adequate amount of
 8 unobligated and unencumbered funds for cash flow of expenditure
 9 obligations in the next fiscal year.

10 b. For fiscal years beginning July 1, 2017, July 1, 2018,
 11 and July 1, 2019, that portion of each region’s cash flow
 12 amount either reserved in the combined account or reserved
 13 among all separate county accounts under the control of the
 14 governing board that exceeds twenty-five percent of the gross
 15 expenditures from the combined account or from all separate
 16 county accounts under control of the governing board in the
 17 fiscal year preceding the fiscal year in progress shall be used
 18 in whole or in part to fund the payment of services provided
 19 under the regional service system management plan under section
 20 331.393.

21 c. Each region shall certify to the department of management
 22 on or before December 1, 2020, and each December 1 thereafter,
 23 the amount of the region’s cash flow amount in the combined
 24 account that is attributable to each county within the region
 25 based upon each county’s proportionate amount of funding and
 26 contributions to the region or other methodology specified in
 27 the regional governance agreement or certify the cash flow
 28 amount for each separate county account that is under the
 29 control of the governing board at the conclusion of the most

30 recently completed fiscal year.

31 *d.* (1) For fiscal years beginning on or after July 1, 2021,
32 for each region having a population of one hundred thousand or
33 over, the region's cash flow amount shall not exceed twenty
34 percent of the gross expenditures from the combined account
35 or from all separate county accounts under control of the

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1 governing board for the fiscal year preceding the fiscal year
2 in progress.

3 (2) For fiscal years beginning on or after July 1, 2021,
4 for each region having a population of less than one hundred
5 thousand, the region's cash flow amount shall not exceed
6 twenty-five percent of the gross expenditures from the combined
7 account or from all separate county accounts under control of
8 the governing board for the fiscal year preceding the fiscal
9 year in progress.

10 Sec. 5. Section 331.424A, subsection 1, Code 2017, is
11 amended by striking the subsection and inserting in lieu
12 thereof the following:

13 1. For the purposes of part 6 of division III of this
14 chapter, this section, and chapter 426B, unless the context
15 otherwise requires:

16 *a.* "Base expenditure amount" is an amount determined for
17 each county that is the lesser of the following amounts:

18 (1) The county's base year expenditures for mental health
19 and disabilities services, as defined in section 331.424A,
20 subsection 1, paragraph "a", Code 2017.

21 (2) The product of the statewide per capita expenditure
22 target amount multiplied by the county's population for the
23 fiscal year beginning July 1, 2017.

24 *b.* "Cash flow reduction amount" means the amount calculated
25 under subsection 4 and used to reduce a county budgeted amount
26 under subsection 9 for fiscal years beginning on or after July
27 1, 2021.

28 *c.* "County budgeted amount" means the amount calculated
29 under subsection 9 and certified for levy under subsection 6.

30 *d.* "County services fund" means a county mental health and
31 disabilities services fund created pursuant to this section.

32 *e.* "Population" means the population shown by the latest
33 preceding certified federal census or the latest applicable
34 population estimate issued by the federal government, whichever
35 is most recent and available as of July 1 of the fiscal year

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1 preceding the fiscal year to which the funding calculations
2 apply.

3 *f.* "Region" means a mental health and disability services
4 region formed in accordance with section 331.389.

5 *g.* "Regional per capita expenditure target amount" means the

6 amount determined in subsection 8 for each region.

7 *h. "Statewide per capita expenditure target amount"* means
8 forty-seven dollars and twenty-eight cents.

9 Sec. 6. Section 331.424A, subsection 4, Code 2017, is
10 amended by striking the subsection and inserting in lieu
11 thereof the following:

12 4. *a.* An amount of unobligated and unencumbered funds,
13 as specified in the regional governance agreement entered
14 into by the county under section 331.392, shall be reserved
15 in the county services fund to address cash flow obligations
16 in the next fiscal year, subject to the limitations of this
17 subsection.

18 *b.* For fiscal years beginning July 1, 2017, July 1, 2018,
19 and July 1, 2019, that portion of each county's cash flow
20 amount reserved in the county services fund that exceeds an
21 amount equal to twenty-five percent of the gross expenditures
22 from the county services fund in the fiscal year preceding
23 the fiscal year in progress shall be used in whole or in part
24 to fund the county's financial obligations for the payment of
25 services provided under the regional service system management
26 plan under section 331.393.

27 *c.* Each county shall, as part of the financial report
28 required under section 331.403, certify the county's cash flow
29 amount in the county services fund at the conclusion of the
30 most recently completed fiscal year.

31 *d.* For each fiscal year beginning on or after July 1,
32 2021, of a county's cash flow amount maintained in the county
33 services fund or of the region's cash flow amount attributable
34 to the county under section 331.391, subsection 4, paragraph
35 "c", an amount equal to the county's cash flow reduction amount

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1 shall be used to fund the county's financial obligations for
2 the payment of services provided under the regional service
3 system management plan under section 331.393.

4 *e.* For each fiscal year beginning on or after July 1, 2021,
5 each county's cash flow reduction amount shall be determined as
6 follows and shall result in a reduction of the county budgeted
7 amount determined pursuant to subsection 9:

8 (1) For each county located in a region having a population
9 of one hundred thousand or over, the county's cash flow
10 reduction amount equals the sum of the county's cash flow
11 amount in the county services fund plus the most recent amount
12 certified by the region for the county under section 331.391,
13 subsection 4, paragraph "c", minus twenty percent of the gross
14 expenditures from the county services fund in the fiscal year
15 preceding the fiscal year in progress. However, the cash flow
16 reduction amount shall not be less than zero and shall not
17 exceed the county budgeted amount determined under subsection 9
18 prior to any reduction resulting from the cash flow reduction
19 amount.

20 (2) For each county located in a region having a population
 21 of less than one hundred thousand, the county's cash flow
 22 reduction amount equals the sum of the county's cash flow
 23 amount in the county services fund plus the most recent amount
 24 certified by the region for the county under section 331.391,
 25 subsection 4, paragraph "c", minus twenty-five percent of the
 26 gross expenditures budgeted from the county services fund for
 27 the fiscal year in progress. However, the cash flow reduction
 28 amount shall not be less than zero and shall not exceed the
 29 county budgeted amount determined under subsection 9 prior to
 30 any reduction resulting from the cash flow reduction amount.

31 Sec. 7. Section 331.424A, subsections 6 and 7, Code 2017,
 32 are amended to read as follows:

33 6. For each fiscal year, the county shall certify a levy
 34 for payment of services. For each fiscal year, county revenues
 35 from taxes imposed by the county credited to the county

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1 services fund shall not exceed an amount equal to the county
 2 budgeted amount of base year expenditures for mental health
 3 ~~and disability services for the fiscal year.~~ A levy certified
 4 under this section is not subject to the appeal provisions of
 5 section 331.426 or to any other provision in law authorizing
 6 a county to exceed, increase, or appeal a property tax levy
 7 limit.

8 7. Appropriations specifically authorized to be made from
 9 ~~the mental health and disabilities~~ county services fund shall
 10 not be made from any other fund of the county.

11 Sec. 8. Section 331.424A, subsection 8, Code 2017, is
 12 amended by striking the subsection and inserting in lieu
 13 thereof the following:

14 8. For the fiscal year beginning July 1, 2017, the regional
 15 per capita expenditure target amount is the sum of the base
 16 expenditure amount for all counties in the region divided by
 17 the population of the region. However, a regional per capita
 18 expenditure target amount shall not exceed the statewide
 19 per capita expenditure target amount. For the fiscal year
 20 beginning July 1, 2018, and each subsequent fiscal year, the
 21 regional per capita expenditure target amount for each region
 22 is equal to the regional per capita expenditure target amount
 23 for the fiscal year beginning July 1, 2017.

24 Sec. 9. Section 331.424A, Code 2017, is amended by adding
 25 the following new subsection:

26 NEW SUBSECTION. 9. For the fiscal year beginning July 1,
 27 2017, and each subsequent fiscal year, the county budgeted
 28 amount determined for each county shall be the amount necessary
 29 to meet the county's financial obligations for the payment
 30 of services provided under the regional service system
 31 management plan approved pursuant to section 331.393, not to
 32 exceed an amount equal to the product of the regional per
 33 capita expenditure target amount multiplied by the county's

34 population, and, for fiscal years beginning on or after July 1,
 35 2021, reduced by the amount of the county's cash flow reduction

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1 amount for the fiscal year calculated under subsection 4, if
 2 applicable.
 3 Sec. 10. Section 331.432, subsection 3, Code 2017, is
 4 amended to read as follows:
 5 3. Except as authorized in section 331.477, transfers
 6 of moneys between the county ~~mental health and disabilities~~
 7 services fund created pursuant to section 331.424A and any
 8 other fund are prohibited. This subsection does not apply to
 9 appropriations made or the value of in-kind care and treatment
 10 provided pursuant to section 347.7, subsection 1, paragraph
 11 "c."
 12 Sec. 11. Section 347.7, subsection 1, Code 2017, is amended
 13 by adding the following new paragraph:
 14 NEW PARAGRAPH. c. For the fiscal years beginning July
 15 1, 2017, July 1, 2018, and July 1, 2019, if a county public
 16 hospital is located in a county having a population of two
 17 hundred twenty-five thousand or over and having a county
 18 budgeted amount for the fiscal year under section 331.424A,
 19 subsection 9, equal to the product of the regional per
 20 capita expenditure target amount multiplied by the county's
 21 population, as those terms are defined in section 331.424A, the
 22 board of trustees shall appropriate for payment on July 1 of
 23 each such fiscal year from the county public hospital fund to
 24 the board of supervisors for deposit in the county services
 25 fund created pursuant to section 331.424A, two million eight
 26 hundred thousand dollars, and the county public hospital shall,
 27 in each such fiscal year, contract with the county in which the
 28 county public hospital is located to provide care and treatment
 29 to patients who are residents of the county and whose costs for
 30 such care and treatment would otherwise qualify for payment
 31 from the county services fund under section 331.424A, in an
 32 amount equal to three million five hundred thousand dollars.
 33 Sec. 12. Section 426B.1, subsection 2, Code 2017, is amended
 34 to read as follows:
 35 2. Moneys shall be distributed from the property tax

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1 relief fund to counties for the mental health and disability
 2 regional service system for ~~providing county base property tax~~
 3 ~~equivalent equalization payments and the per capita growth~~
 4 ~~amount established pursuant to section 426B.3~~ mental health and
 5 disabilities services, in accordance with the appropriations
 6 made to the fund and other statutory requirements.
 7 Sec. 13. Section 426B.2, Code 2017, is amended to read as
 8 follows:
 9 **426B.2 Property tax relief fund payments.**

10 ~~4.~~ The director of human services shall draw warrants on the
 11 property tax relief fund, payable to the county treasurer in
 12 the amount due to a county in accordance with ~~section 426B.3~~
 13 statutory requirements, and mail the warrants to the county
 14 auditors in July and January of each year.

15 ~~2. As used in this chapter and in section 331.424A, for~~
 16 ~~purposes of population based funding calculations, "population"~~
 17 ~~means the population shown by the latest preceding certified~~
 18 ~~federal census or the latest applicable population estimate~~
 19 ~~issued by the federal government, whichever is most recent and~~
 20 ~~available as of July 1 of the fiscal year preceding the fiscal~~
 21 ~~year to which the funding calculations apply.~~

22 Sec. 14. REPEAL. Section 426B.3, Code 2017, is repealed.

23 Sec. 15. COUNTY BUDGET RECERTIFICATION. If this Act takes
 24 effect on or after March 15, 2017, notwithstanding section
 25 24.17, for the fiscal year beginning July 1, 2017, a county may
 26 recertify the county's budget as necessary to implement the
 27 provisions of this Act. A budget recertified pursuant to this
 28 section must be recertified in duplicate to the county auditor
 29 not later than thirty days after the effective date of this
 30 Act, and protests to the budget shall be filed not later than
 31 ten days after the county's budget is recertified.

32 Sec. 16. MENTAL HEALTH AND DISABILITY SERVICES FUNDING —
 33 FISCAL VIABILITY REVIEW DURING 2018 LEGISLATIVE INTERIM. The
 34 legislative council is requested to authorize a study
 35 committee to analyze the viability of the mental health and

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1 disability services funding provisions in this Act, including
 2 the methodology used to calculate and determine the base
 3 expenditure amount, the county budgeted amount, the regional
 4 per capita expenditure target amount, the statewide per
 5 capita expenditure target amount, and the cash flow reduction
 6 amount. The study committee shall consist of five members of
 7 the senate, three of whom shall be appointed by the majority
 8 leader of the senate and two of whom shall be appointed by
 9 the minority leader of the senate, and five members of the
 10 house of representatives, three of whom shall be appointed by
 11 the speaker of the house of representatives and two of whom
 12 shall be appointed by the minority leader of the house of
 13 representatives. The study committee shall meet during the
 14 2018 legislative interim to make appropriate recommendations
 15 for consideration during the 2019 legislative session in a
 16 report submitted to the general assembly by January 15, 2019.

17 Sec. 17. WORKGROUP — MENTAL HEALTH, DISABILITY, AND
 18 SUBSTANCE USE DISORDER SERVICES. The department of human
 19 services shall convene a stakeholder workgroup to make
 20 recommendations relating to the delivery of, access to, and
 21 coordination and continuity of mental health, disability, and
 22 substance use disorder services and supports for individuals
 23 with mental health, disability, and substance use disorder

24 needs, particularly for individuals with complex mental
 25 health, disability, and substance use disorder needs. The
 26 workgroup shall be comprised of representatives from community
 27 mental health centers, law enforcement agencies, the national
 28 alliance on mental illness, the Iowa hospital association,
 29 the judicial system, mental health and disability services
 30 regions, substance abuse treatment providers, the department
 31 of public health, and other entities as appropriate. The
 32 report shall incorporate selected strategies from community
 33 service plans submitted by the mental health and disability
 34 services regions to the department of human services pursuant
 35 to this Act to address services and supports for individuals

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1 with mental health, disability, and substance use disorder
 2 needs, particularly for individuals with complex mental health,
 3 disability, and substance use disorder needs. The workgroup
 4 shall submit a report with recommendations to the governor and
 5 general assembly by December 15, 2017.

6 Sec. 18. REGIONAL WORKGROUP — MENTAL HEALTH AND DISABILITY
 7 REGIONAL SERVICES.

8 1. The regional administrator of each mental health
 9 and disability services region shall convene a stakeholder
 10 workgroup to meet on a regular basis, beginning July 1, 2017,
 11 to create collaborative policies and processes relating to
 12 the delivery of, access to, and continuity of services and
 13 supports for individuals with mental health, disability, and
 14 substance use disorder needs, particularly for individuals with
 15 complex mental health, disability, and substance use disorder
 16 needs. Each region shall review resources currently available
 17 including the reduction of mental health and disability
 18 services fund balances and options for combining funding from
 19 different sources, particularly funding available pursuant
 20 to Tit. XIX of the federal Social Security Act, and shall
 21 consider providing additional services and supports in their
 22 own region or partnering with one or more regions to provide
 23 additional services and supports to serve such individuals.
 24 The workgroup shall be comprised of representatives from
 25 hospitals, the judicial system, law enforcement agencies,
 26 managed care organizations, mental health providers, crisis
 27 service providers, substance abuse providers, the national
 28 alliance on mental illness, and other entities as appropriate.

29 2. Each mental health and disability services region
 30 shall submit a community service plan to the department of
 31 human services by October 16, 2017. The plan shall include
 32 planning and implementation time frames and assessment tools
 33 for determining the effectiveness of the plan in achieving the
 34 department's identified outcomes for success in the delivery
 35 of, access to, and coordination and continuity of services and

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1 supports for individuals with mental health, disability, and
2 substance use disorder needs, particularly for individuals with
3 complex mental health, disability, and substance use disorder
4 needs, and financial strategies to support the plan including
5 combined funding from different sources, particularly funding
6 available pursuant to Tit. XIX of the federal Social Security
7 Act. The plan shall address how mental health and disability
8 services regions will spend down mental health and disabilities
9 services fund balances remaining from the fiscal year ending
10 June 30, 2016.

11 3. The regional administrator of each mental health and
12 disability services region shall enter into a memorandum of
13 understanding with each of Iowa's managed care organizations
14 that delineates the roles and responsibilities of the region
15 and the managed care organizations in relation to the plan
16 developed by the region to address the services and supports
17 necessary to meet the needs of individuals with mental health,
18 disability, and substance use disorder needs, particularly
19 individuals with complex mental health, disability, and
20 substance use disorder needs.

21 4. In addition to the requirements specified in subsections
22 2 and 3, the eastern Iowa mental health and disability
23 services region shall consult with the department to complete
24 an analysis of the region's mental health, disability, and
25 substance use disorder service and support concerns and
26 identify funding opportunities to address such areas of concern
27 in the region, and shall include information in the region's
28 plan that includes the concerns, strategies to address the
29 concerns, and the budget.

30 5. The department shall submit a report to the governor
31 and general assembly by December 3, 2018, providing a summary
32 of services implemented by each mental health and disability
33 services region and an assessment of each region in achieving
34 the department's identified outcomes for success.

35 Sec. 19. SAVINGS PROVISION. This Act, pursuant to section

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1 4.13, does not affect the operation of, or prohibit the
2 application of, prior provisions of law amended or repealed
3 by this Act, or rules adopted under chapter 17A to administer
4 prior provisions of law amended or repealed by this Act, for
5 fiscal years beginning before July 1, 2017.

6 Sec. 20. EFFECTIVE UPON ENACTMENT. This Act, being deemed
7 of immediate importance, takes effect upon enactment.

8 Sec. 21. APPLICABILITY. This Act applies to fiscal years
9 beginning on or after July 1, 2017.>

10 2. Title page, by striking lines 1 through 6 and inserting
11 <An Act relating to mental health and disabilities, including
12 the funding of mental health and disability services by

13 modifying the mental health and disability services property
 14 tax levy, providing for the expenditure and deposit of certain
 15 county hospital property tax revenues, requiring the use
 16 of specified excess cash flow funds, including certain law
 17 enforcement notification provisions, and including effective
 18 date and applicability provisions.>

RANDY FEENSTRA

S-3334

1 Amend Senate File 488, as passed by the Senate, as follows:
 2 1. Page 1, by striking lines 1 through 29.
 3 2. Page 1, line 35, by striking <twenty thirty> and
 4 inserting <twenty>
 5 3. Page 2, line 2, by striking <ten> and inserting <five>
 6 4. Page 2, line 4, after <15.352> by inserting <. that are
 7 registered on or after July 1, 2016>
 8 5. Title page, by striking lines 2 through 3 and inserting
 9 <program by requiring allocations to certain>
 10 6. Title page, line 4, by striking <projects,> and inserting
 11 <projects>

RANDY FEENSTRA

S-3335

1 Amend Senate File 488 as follows:
 2 1. Page 2, after line 34 by inserting:
 3 Section 1. Section 15.353, subsection 3, paragraph b, Code
 4 2017, is amended to read as follows:
 5 b. (1) The average dwelling unit cost does not exceed
 6 two hundred fifty thousand dollars per dwelling unit if the
 7 project involves the rehabilitation, repair, redevelopment,
 8 or preservation of property described in section 404A.1,
 9 subsection 8, paragraph "a".
 10 (2) The average dwelling unit cost for the project does not
 11 exceed two hundred fifteen thousand dollars per dwelling unit
 12 if the project is located in a small city.
 13 2. Title page, line 4, after <the> by inserting <allowable
 14 average dwelling unit cost and the>
 15 3. By renumbering as necessary.

RANDY FEENSTRA

S-3336

1 Amend Senate File 512 as follows:
 2 1. Page 1, by striking lines 4 and 5 and inserting:
 3 <NEW SUBPARAGRAPH DIVISION. (0c) (i) For each fiscal year
 4 of the period beginning July 1, 2020, and ending June 30, 2029,
 5 of>

- 6 2. Page 1, after line 9 by inserting:
7 <(ii) Notwithstanding subparagraph subdivision (i), this
8 subparagraph division (0c) is repealed on one of the following
9 dates, whichever is earlier:
10 (A) On July 1 following the enactment date that the tax
11 rate for the sales tax imposed upon the retail sales price of
12 tangible personal property and the furnishing of enumerated
13 services sold in this state in effect on July 1, 2016, is
14 increased.
15 (B) On July 1, 2029.>
16 3. By renumbering as necessary.

MATT McCOY

S-3337

- 1 Amend House File 640, as passed by the House, as follows:
2 1. Page 4, line 24, by striking <9.00> and inserting <10.00>
3 2. Page 4, line 35, by striking <79.00> and inserting
4 <80.00>
5 3. Page 5, line 6, by striking <13.00> and inserting <14.00>
6 4. Page 13, line 19, by striking <2,414,018> and inserting
7 <2,510,018>
8 5. Page 14, line 4, by striking <273,198> and inserting
9 <323,198>
10 6. Page 14, line 15, by striking <15,838,753> and inserting
11 <15,692,753>
12 7. Page 15, line 12, by striking <11.50> and inserting
13 <15.60>
14 8. Page 15, line 21, by striking <15.10> and inserting
15 <15.60>
16 9. Page 21, line 2, by striking <9.00> and inserting <10.00>
17 10. Page 21, line 13, by striking <79.00> and inserting
18 <80.00>
19 11. Page 21, line 19, by striking <13.00> and inserting
20 <14.00>
21 12. Page 29, line 32, by striking <1,207,009> and inserting
22 <1,255,009>
23 13. Page 30, line 17, by striking <136,599> and inserting
24 <161,599>
25 14. Page 30, line 28, by striking <7,919,377> and inserting
26 <7,846,377>
27 15. Page 31, line 25, by striking <11.50> and inserting
28 <15.60>
29 16. Page 31, line 34, by striking <15.10> and inserting
30 <15.60>

DENNIS GUTH

S-3338

1 Amend Senate File 513 as follows:

2 1. Page 40, before line 29 by inserting:

3 <DIVISION _____

4 STATE MINIMUM HOURLY WAGE

5 Section 1. Section 91D.1, subsection 1, paragraphs a and d,
6 Code 2017, are amended to read as follows:

7 a. (1) The state hourly wage shall be at least ~~\$6.20 as of~~
8 ~~April 1, 2007, and \$7.25 as of January 1, 2008~~ \$8.00 as of July
9 1, 2017, \$8.75 as of January 1, 2018, and \$9.50 as of January
10 1, 2019.

11 (2) The state hourly wage, including the state hourly wage
12 for the first ninety calendar days of employment provided
13 in paragraph "d", shall be increased annually on January 1,
14 beginning January 1, 2020, by the same percentage as the
15 cost-of-living increase in federal social security benefits
16 authorized during the current state fiscal year by the federal
17 social security administration pursuant to section 215 of the
18 federal Social Security Act, 42 U.S.C. §415.

19 d. An employer is not required to pay an employee the
20 applicable state hourly wage provided in paragraph "a" until the
21 employee has completed ninety calendar days of employment with
22 the employer. An employee who has completed ninety calendar
23 days of employment with the employer ~~prior to April 1, 2007, or~~
24 ~~January 1, 2008,~~ shall earn the applicable state hourly minimum
25 wage as of ~~that~~ the date of completion. An employer shall
26 pay an employee who has not completed ninety calendar days of
27 employment with the employer an hourly wage of at least ~~\$5.30~~
28 ~~as of April 1, 2007, and \$6.35 as of January 1, 2008~~ \$7.10 as
29 of July 1, 2017, \$7.85 as of January 1, 2018, and \$8.60 as of
30 January 1, 2019.

31 2. Title page, line 1, after <Act> by inserting <related to
32 economic development by>

33 3. Title page, line 5, after <institutions,> by inserting
34 <by providing for certain increases to the state minimum hourly
35 wage,>

Page 2

1 4. By renumbering as necessary.

DAVID JOHNSON

S-3339

1 Amend House File 642, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 23, line 13, after <institutions,> by inserting
4 <From the moneys appropriated in this subsection, for the
5 fiscal year beginning July 1, 2017, and each succeeding fiscal
6 year, not more than three million dollars shall be used to

7 provide grant moneys to students who would otherwise meet the
 8 definition of “qualified student” in accordance with section
 9 261.9 and for purposes of receiving Iowa tuition grants, but
 10 are admitted and in attendance as full-time or part-time
 11 resident students at the university of northern Iowa.>

JEFF DANIELSON

S-3340

1 Amend Senate File 488, as passed by the Senate, as follows:
 2 1. Page 1, by striking lines 1 through 29.
 3 2. Page 1, line 35, by striking ~~<twenty thirty>~~ and
 4 inserting <twenty>
 5 3. Page 2, line 2, by striking ~~<ten>~~ and inserting ~~<five>~~
 6 4. Page 2, line 4, after ~~<15.352>~~ by inserting ~~<. that are~~
 7 ~~registered on or after July 1, 2017>~~
 8 5. Page 2, after line 34 by inserting:
 9 <Sec. __. Section 15.353, subsection 3, paragraph b, Code
 10 2017, is amended to read as follows:
 11 b. (1) The average dwelling unit cost does not exceed
 12 two hundred fifty thousand dollars per dwelling unit if the
 13 project involves the rehabilitation, repair, redevelopment,
 14 or preservation of property described in section 404A.1,
 15 subsection 8, paragraph “a”.
 16 (2) The average dwelling unit cost for the project does not
 17 exceed two hundred fifteen thousand dollars per dwelling unit
 18 if the project is located in a small city.>
 19 6. Title page, by striking lines 2 and 3 and inserting
 20 <program by requiring allocations to certain>
 21 7. Title page, line 4, by striking <projects, and by
 22 increasing> and inserting <projects and by increasing the
 23 allowable average dwelling unit cost and>

RANDY FEENSTRA

S-3341

1 Amend Senate File 512 as follows:
 2 1. Page 1, by striking lines 4 and 5 and inserting:
 3 <NEW SUBPARAGRAPH DIVISION. (0c) (i) For each fiscal year
 4 of the period beginning July 1, 2020, and ending June 30, 2029,
 5 of>
 6 2. Page 1, after line 9 by inserting:
 7 <(ii) Notwithstanding subparagraph subdivision (i), this
 8 subparagraph division (0c) is repealed on one of the following
 9 dates, whichever is earlier:
 10 (A) On July 1 following the enactment date that the tax
 11 rate for the sales tax imposed upon the retail sales price of
 12 tangible personal property and the furnishing of enumerated
 13 services sold in this state in effect on July 1, 2016, is
 14 increased.

- 15 (B) On July 1, 2029.>
 16 3. By renumbering as necessary.

KEN ROZENBOOM

S-3342

1 Amend the House amendment, S-3289, to Senate File 471, as
 2 amended, passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 5, through page 9, line 22, and
 4 inserting:
 5 <<Section 1. Section 707.7, Code 2017, is amended to read
 6 as follows:

7 **707.7 Feticide.**

8 1. Any person who intentionally terminates a human
 9 pregnancy, with the knowledge and voluntary consent of the
 10 pregnant person, after the ~~end of the second trimester of the~~
 11 pregnancy reaches one week postfertilization, where death of
 12 the fetus results, commits feticide. Feticide is a class "C"
 13 felony.

14 2. Any person who attempts to intentionally terminate a
 15 human pregnancy, with the knowledge and voluntary consent of
 16 the pregnant person, after the ~~end of the second trimester~~
 17 ~~of the pregnancy~~ reaches one week postfertilization, where
 18 death of the fetus does not result, commits attempted feticide.
 19 Attempted feticide is a class "D" felony.

20 3. Any person who terminates a human pregnancy, with the
 21 knowledge and voluntary consent of the pregnant person, who
 22 is not a person licensed to practice medicine and surgery
 23 or osteopathic medicine and surgery under the provisions of
 24 chapter 148, commits a class "C" felony.

25 4. a. This section shall not apply to the termination of
 26 a human pregnancy performed by a physician licensed in this
 27 state to practice medicine or surgery or osteopathic medicine
 28 or surgery when in the best clinical judgment of the physician
 29 the termination is performed to preserve the life ~~or health~~ of
 30 the pregnant person or of the fetus or to avert a serious risk
 31 to the pregnant person of substantial and irreversible physical
 32 impairment of a major bodily function, and every reasonable
 33 medical effort not inconsistent with preserving the life of the
 34 pregnant person is made to preserve the life of a viable fetus.

35 b. This section shall not apply to the termination of a

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1 human pregnancy between fertilization and twenty-four weeks
 2 postfertilization performed by a physician licensed in this
 3 state to practice medicine or surgery or osteopathic medicine
 4 or surgery, when in the best clinical judgment of the physician
 5 the human pregnancy has a fetal anomaly incompatible with
 6 life. For the purposes of this paragraph "b", "fetal anomaly
 7 incompatible with life" means a fetal condition diagnosed in

8 utero that, if the pregnancy results in a live birth, will with
 9 reasonable certainty result in the death of the child or will
 10 result in requiring the provision of life-sustaining procedures
 11 as defined in section 144A.2 to the child after the child's
 12 birth and for the duration of the child's life.

13 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
 14 immediate importance, takes effect upon enactment.>>

RICK BERTRAND

S-3343

1 Amend House File 642, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 31, after line 29 by inserting:

4 <Sec. __. Section 299.4, subsection 1, Code 2017, is
 5 amended to read as follows:

6 1. The parent, guardian, or legal custodian of a child
 7 who is of compulsory attendance age, who places the child
 8 under competent private instruction under section 299A.2, or
 9 private instruction under section 299A.3, not in an accredited
 10 school or a home school assistance program operated by a school
 11 district or accredited nonpublic school, shall furnish to the
 12 school district of residence a report ~~in duplicate on forms~~
 13 ~~provided in the form and manner prescribed by the public school~~
 14 ~~district, to the district~~ by September 1 of the school year in
 15 which the child will be under competent private instruction
 16 or private instruction. The secretary shall retain and file
 17 one copy and forward the other copy to the district's area
 18 education agency. The report shall state the name and age
 19 of the child, the period of time during which the child has
 20 been or will be under competent private instruction or private
 21 instruction for the year, ~~an outline of the course of study,~~
 22 ~~texts used, and the name and address of the instructor.~~ The
 23 ~~parent, guardian, or legal custodian of a child, who is placing~~
 24 ~~the child under competent private instruction for the first~~
 25 ~~time, shall also provide the district with evidence that the~~
 26 ~~child has had the immunizations required under section 130A.8,~~
 27 ~~and, if the child is elementary school age, a blood lead test~~
 28 ~~in accordance with section 135.105D. The term "outline of~~
 29 ~~course of study" shall include subjects covered, lesson plans,~~
 30 ~~and time spent on the areas of study.~~

31 Sec. __. Section 299A.2, Code 2017, is amended to read as
 32 follows:

33 **299A.2 Competent private instruction by licensed**
 34 **practitioner.**

35 If a licensed practitioner provides competent instruction

Page 2

1 to a school-age child, the practitioner shall possess a valid
 2 license or certificate which has been issued by the state

3 board of educational examiners under chapter 272 and which is
 4 appropriate to the ages and grade levels of the children to
 5 be taught. Competent private instruction may include but is
 6 not limited to a home school assistance program which provides
 7 instruction or instructional supervision offered through an
 8 accredited nonpublic school or public school district by a
 9 teacher, who is employed by the accredited nonpublic school or
 10 public school district, who assists and supervises a parent,
 11 guardian, or legal custodian in providing instruction to a
 12 child. If competent private instruction is provided through
 13 a public school district, the child shall be enrolled and
 14 included in the basic enrollment of the school district as
 15 provided in section 257.6. Sections 299A.3 through 299A.7
 16 do not apply to competent private instruction provided by
 17 a licensed practitioner under this section. ~~However, the~~
 18 ~~reporting requirement contained in section 299A.3, subsection~~
 19 ~~1, shall apply to competent private instruction provided by~~
 20 ~~licensed practitioners that is not part of a home school~~
 21 ~~assistance program offered through an accredited nonpublic~~
 22 ~~school or public school district.~~

23 Sec. ____ Section 299A.3, Code 2017, is amended to read as
 24 follows:

25 **299A.3 Private instruction by nonlicensed person.**

26 A parent, guardian, or legal custodian of a child of
 27 compulsory attendance age providing private instruction to the
 28 child may ~~meet all of~~ do either of the following requirements:

29 ~~1. Complete and send, in a timely manner, the report~~
 30 ~~required under section 299.4 to the school district of~~
 31 ~~residence of the child.~~

32 ~~2. 1.~~ Ensure that the child under the parent's, guardian's,
 33 or legal custodian's instruction is evaluated annually to
 34 determine whether the child is making adequate progress, as
 35 defined in section 299A.6.

Page 3

1 ~~3. 2.~~ Ensure that the results of the child's annual
 2 evaluation are reported to the school district of residence
 3 of the child and to the department of education by a date not
 4 later than June 30 of each year in which the child is under
 5 private instruction.

6 Sec. ____ NEW SECTION. **299A.13 Quarterly health and safety**
 7 **meetings.**

8 1. The board of directors of a school district shall
 9 conduct quarterly meetings on the health and safety of children
 10 located within the district who are receiving competent private
 11 instruction or private instruction. These quarterly meetings
 12 shall be held at a school building or office located within the
 13 school district.

14 2. In lieu of the quarterly meetings required under
 15 subsection 1, the parent, guardian, or legal custodian of a
 16 child placed under private instruction in accordance with

17 this chapter may opt to provide proof of an annual health and
 18 wellness examination with a physician as defined in section
 19 135.1. The parent, guardian, or legal custodian shall annually
 20 provide a statement or certificate signed by a physician,
 21 certifying that the physician conducted a health and wellness
 22 examination of the child within one month immediately prior to,
 23 or during, the current school year.

24 3. The superintendent of the school district shall
 25 designate a person to carry out the duties assigned to the
 26 school district under this section. The person designated
 27 shall be a mandatory reporter, as defined in section 232.69,
 28 subsection 1. The school district may collaborate with the
 29 department of human services, including the local, county,
 30 and service area officers of the department, in conducting
 31 the quarterly health and safety meetings required under this
 32 section.

33 4. The department of education, in collaboration with the
 34 department of human services, shall provide guidelines to
 35 school districts for implementation of this section.

Page 4

1 Sec. __. NEW SECTION. **299A.14 Private instruction**
 2 **prohibited — conditions.**

3 The parent, guardian, or legal custodian of a child of
 4 compulsory attendance age shall not place a child under private
 5 instruction under this chapter if a person living in the same
 6 home as the child meets any of the following conditions:

7 1. Has been convicted of a crime that would disqualify an
 8 otherwise qualified applicant for a license under chapter 272.

9 2. Is listed on the sex offender registry under chapter
 10 692A.

11 3. Is on the central registry for child abuse information
 12 established under section 235A.14.>

13 2. By renumbering as necessary.

MATT McCOY
 JANET PETERSEN

S-3344

1 Amend Senate File 176 as follows:

2 1. Page 5, by striking line 22 and inserting:

3 <TARGETED JOBS WITHHOLDING CREDIT

4 Sec. __. Section 403.19A, subsection 1, Code 2017, is
 5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. *Od. "Laborshed wage"* means the wage level
 7 represented by those wages within two standard deviations
 8 from the mean wage within the laborshed area in which the
 9 eligible business is located, as calculated by the authority,
 10 by rule, using the most current covered wage and employment
 11 data available from the department of workforce development for

12 the laborshed area. The authority shall designate laborshed
13 areas by rule, in consultation with the department of workforce
14 development.

15 Sec. ____ Section 403.19A, subsection 1, paragraph g, Code
16 2017, is amended to read as follows:

17 g. "Targeted job" means a job in a business which is or will
18 be located in a pilot project city that pays a wage at least
19 equal to the ~~countywide~~ average laborshed wage. "Targeted job"
20 includes new or retained jobs from Iowa business expansions or
21 retentions within the city limits of the pilot project city and
22 those jobs resulting from established out-of-state businesses,
23 as defined by the economic development authority, moving to or
24 expanding in Iowa.>

25 2. By renumbering as necessary.

DAN ZUMBACH

S-3345

1 Amend House File 621 as follows:

2 1. By striking page 5, line 22, through page 6, line 8, and
3 inserting:

4 <TECHNICAL CHANGES>

5 2. By renumbering as necessary.

DAN ZUMBACH

S-3346

1 Amend House File 642, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 14, by striking line 15 and inserting:

4 <..... \$ 172,477,444>

5 2. Page 14, after line 22 by inserting:

6 <__ Leopold center

7 For agricultural research grants at Iowa state university of
8 science and technology under section 266.39B, and for not more
9 than the following full-time equivalent positions:

10 \$ 397,417

11 FTEs 11.25>

12 3. Page 31, after line 31 by inserting:

13 <Sec. ____ REPEAL — SECTIONS OF SENATE FILE 510. The
14 sections of 2017 Iowa Acts, Senate File 510, amending section
15 266.39A, providing for ongoing activities and expenses,
16 repealing sections 266.39 and 266.39B, and providing for
17 effective dates relating to the ongoing activities and expenses
18 and repeals, if enacted, are repealed.

19 Sec. ____ EFFECTIVE UPON ENACTMENT. The following
20 provision or provisions of this Act, being deemed of immediate
21 importance, take effect upon enactment:

22 1. The section of this Act repealing sections of 2017 Iowa
23 Acts, Senate File 510.>

- 24 4. Page 47, by striking line 29 and inserting:
- 25 <..... \$ 86,238,722>
- 26 5. Page 48, after line 9 by inserting:
- 27 <___. Leopold center
- 28 For agricultural research grants at Iowa state university of
- 29 science and technology under section 266.39B, and for not more
- 30 than the following full-time equivalent positions:
- 31 \$ 198,709
- 32 FTEs 11.25>
- 33 6. Title page, line 4, by striking <and providing> and
- 34 inserting <providing>
- 35 7. Title page, line 5, after <atters> by inserting <and

Page 2

- 1 including effective date provisions>
- 2 8. By renumbering, redesignating, and correcting internal
- 3 references as necessary.

HERMAN C. QUIRMBACH

S-3347

HOUSE AMENDMENT TO
SENATE FILE 445

- 1 Amend Senate File 445, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. Page 1, before line 1 by inserting:
- 4 <DIVISION I
- 5 LAW ENFORCEMENT OFFICER PRIVILEGE>
- 6 2. Page 3, after line 30 by inserting:
- 7 <DIVISION __
- 8 CRIMINAL SENTENCING>
- 9 Sec. __. Section 124.401, subsection 1, paragraph a,
- 10 subparagraph (3), Code 2017, is amended to read as follows:
- 11 (3) More than ~~fifty two~~ two hundred grams of a mixture or
- 12 substance described in subparagraph (2) which contains cocaine
- 13 base.
- 14 Sec. __. Section 124.401, subsection 1, paragraph b,
- 15 subparagraph (3), Code 2017, is amended to read as follows:
- 16 (3) More than ~~ten forty~~ two hundred grams of a mixture or substance described in
- 17 subparagraph (2) which contains cocaine base.
- 18 Sec. __. Section 124.401, subsection 1, paragraph c,
- 19 subparagraph (3), Code 2017, is amended to read as follows:
- 20 (3) ~~Ten Forty~~ Forty grams or less of a mixture or substance
- 21 described in subparagraph (2) which contains cocaine base.
- 22 Sec. __. Section 124.413, subsection 1, Code 2017, is
- 23 amended to read as follows:
- 24 1. Except as provided in subsection 3 and sections 901.11
- 25 and 901.12, a person sentenced pursuant to section 124.401,
- 26

27 subsection 1, paragraph “a”, “b”, ~~“c”~~ “e”, or “f”, shall not
 28 be eligible for parole or work release until the person has
 29 served a minimum ~~period~~ term of confinement of one-third of the
 30 maximum indeterminate sentence prescribed by law.
 31 Sec. ____ Section 124.413, subsection 3, Code 2017, is
 32 amended to read as follows:
 33 3. A person serving a sentence pursuant to section 124.401,
 34 subsection 1, paragraph “b” ~~or “c”~~, shall be denied parole or
 35 work release, based upon all the pertinent information as

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1 determined by the court under section 901.11, subsection 1,
 2 until the person has served between one-half of the minimum
 3 term of confinement prescribed in subsection 1 and the maximum
 4 indeterminate sentence prescribed by law.
 5 Sec. ____ Section 707.11, Code 2017, is amended by adding
 6 the following new subsection:
 7 NEW SUBSECTION. 5. *a.* As used in this subsection, “*peace*
 8 *officer*” means the same as defined in section 801.4.
 9 *b.* For purposes of determining the category of sentence
 10 under section 903A.2, the fact finder shall determine whether
 11 the attempt to commit murder was against a peace officer, with
 12 the knowledge that the person against whom the attempt to
 13 commit murder was committed was a peace officer acting in the
 14 officer’s official capacity.
 15 *c.* If the fact finder determines the attempt to commit
 16 murder was against a peace officer as described in paragraph
 17 “b”, the person shall serve one hundred percent of the term of
 18 confinement imposed and shall be denied parole, work release,
 19 or other early release.
 20 Sec. ____ Section 901.11, subsection 1, Code 2017, is
 21 amended to read as follows:
 22 1. At the time of sentencing, the court shall determine
 23 when a person convicted under section 124.401, subsection 1,
 24 paragraph “b” ~~or “c”~~, shall first become eligible for parole
 25 or work release within the parameters described in section
 26 124.413, subsection 3, based upon all the pertinent information
 27 including the person’s criminal record, a validated risk
 28 assessment, and the negative impact the offense has had on the
 29 victim or other persons.
 30 Sec. ____ Section 901.12, subsection 1, Code 2017, is
 31 amended to read as follows:
 32 1. Effective July 1, 2016, and notwithstanding section
 33 124.413, a person whose sentence commenced prior to July 1,
 34 2016, for a conviction under section 124.401, subsection 1,
 35 paragraph “b” ~~or “c”~~, who has not previously been convicted of

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1 a forcible felony, and who does not have a prior conviction
 2 under section 124.401, subsection 1, paragraph “a”, “b”, or “c”,

3 shall first be eligible for parole or work release after the
4 person has served one-half of the minimum term of confinement
5 prescribed in section 124.413.

6 Sec. ____. Section 901.12, Code 2017, is amended by adding
7 the following new subsection:
8 NEW SUBSECTION. 1A. Effective July 1, 2017, a person whose
9 sentence commenced prior to July 1, 2017, for a conviction
10 under section 124.401, subsection 1, paragraph “c”, shall not be
11 required to serve a minimum term of confinement as prescribed
12 in section 124.413.

13 Sec. ____. Section 902.4, Code 2017, is amended to read as
14 follows:

15 **902.4 Reconsideration of felon’s sentence.**

16 For a period of one year from the date when a person
17 convicted of a felony, other than a class “A” or class “B”
18 ~~felony or a felony for which a minimum sentence of confinement~~
19 ~~is imposed~~, begins to serve a sentence of confinement, the
20 court, on its own motion or on the recommendation of the
21 director of the Iowa department of corrections, may order the
22 person to be returned to the court, at which time the court may
23 review its previous action and reaffirm it or substitute for it
24 any sentence permitted by law. Copies of the order to return
25 the person to the court shall be provided to the attorney
26 for the state, the defendant’s attorney, and the defendant.
27 Upon a request of the attorney for the state, the defendant’s
28 attorney, or the defendant if the defendant has no attorney,
29 the court may, but is not required to, conduct a hearing on
30 the issue of reconsideration of sentence. The court shall
31 not disclose its decision to reconsider or not to reconsider
32 the sentence of confinement until the date reconsideration is
33 ordered or the date the one-year period expires, whichever
34 occurs first. The district court retains jurisdiction for the
35 limited purposes of conducting such review and entering an

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1 appropriate order notwithstanding the timely filing of a notice
2 of appeal. The court’s final order in the proceeding shall be
3 delivered to the defendant personally or by regular mail. The
4 court’s decision to take the action or not to take the action
5 is not subject to appeal. However, for the purposes of appeal,
6 a judgment of conviction of a felony is a final judgment when
7 pronounced.

8 Sec. ____. Section 902.12, subsection 1, paragraph b, Code
9 2017, is amended to read as follows:

10 *b.* Attempted murder in violation of section 707.11, except
11 as provided in section 707.11, subsection 5.

12 Sec. ____. Section 903A.2, subsection 1, unnumbered
13 paragraph 1, Code 2017, is amended to read as follows:

14 Each inmate committed to the custody of the director of the
15 department of corrections is eligible to earn a reduction of
16 sentence in the manner provided in this section. For purposes

17 of calculating the amount of time by which an inmate's sentence
 18 may be reduced, inmates shall be grouped into the following ~~two~~
 19 three sentencing categories:

20 Sec. ____ Section 903A.2, subsection 1, paragraph a,
 21 subparagraph (1), unnumbered paragraph 1, Code 2017, is amended
 22 to read as follows:

23 Category "A" sentences are those sentences which are not
 24 subject to a maximum accumulation of earned time of fifteen
 25 percent of the total sentence of confinement under section
 26 902.12 and are not category "C" sentences. To the extent
 27 provided in subsection 5, category "A" sentences also include
 28 life sentences imposed under section 902.1. An inmate of an
 29 institution under the control of the department of corrections
 30 who is serving a category "A" sentence is eligible for a
 31 reduction of sentence equal to one and two-tenths days for each
 32 day the inmate demonstrates good conduct and satisfactorily
 33 participates in any program or placement status identified by
 34 the director to earn the reduction. The programs include but
 35 are not limited to the following:

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1 Sec. ____ Section 903A.2, subsection 1, paragraph b, Code
 2 2017, is amended to read as follows:

3 b. Category "B" sentences are those sentences which are
 4 subject to a maximum accumulation of earned time of fifteen
 5 percent of the total sentence of confinement under section
 6 902.12 and are not category "C" sentences. An inmate of an
 7 institution under the control of the department of corrections
 8 who is serving a category "B" sentence is eligible for a
 9 reduction of sentence equal to fifteen eighty-fifths of a day
 10 for each day of good conduct by the inmate.

11 Sec. ____ Section 903A.2, subsection 1, Code 2017, is
 12 amended by adding the following new paragraph:

13 NEW PARAGRAPH. c. Category "C" sentences are those
 14 sentences for attempted murder described in section 707.11,
 15 subsection 5. Notwithstanding paragraphs "a" or "b", an inmate
 16 serving a category "C" sentence is ineligible for a reduction
 17 of sentence under this section.

18 Sec. ____ Section 903A.7, Code 2017, is amended to read as
 19 follows:

20 **903A.7 Separate sentences.**

21 1. Consecutive multiple sentences that are within the
 22 same category under section 903A.2 shall be construed as one
 23 continuous sentence for purposes of calculating reductions of
 24 sentence for earned time.

25 2. If a person is sentenced to serve both category "A"
 26 and category "B" sentences of both categories, category
 27 "B" sentences shall be served before category "A" sentences
 28 are served, and earned time accrued against the category
 29 "B" sentences shall not be used to reduce the category "A"
 30 sentences. If an inmate serving a category "A" sentence is

31 sentenced to serve a category "B" sentence, the category "A"
 32 sentence shall be interrupted, and no further earned time shall
 33 accrue against that sentence until the category "B" sentence
 34 is completed.
 35 3. If a person is sentenced to serve both a category "C"

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1 sentence and another category sentence, the category "C"
 2 sentence shall be served before the other category sentence
 3 is served, and no earned time shall accrue until the category
 4 "C" sentence has been served. If an inmate serving a category
 5 sentence other than a category "C" sentence is sentenced to
 6 serve a category "C" sentence, the sentence of the other
 7 category sentence shall be interrupted, and no further earned
 8 time shall accrue against that sentence until the category "C"
 9 sentence is completed.>

10 DIVISION ____
 11 LOCAL ENFORCEMENT OF RESTRICTIONS
 12 Sec. ____ REPEAL. Section 152C.6, Code 2017, is repealed.
 13 3. Title page, by striking lines 1 through 4 and inserting
 14 <An Act relating to law enforcement including the establishment
 15 of a law enforcement officer privilege, criminal sentencing,
 16 and local enforcement of certain restrictions, and modifying
 17 certain criminal penalties.>

S-3348

HOUSE AMENDMENT TO
 SENATE FILE 467

1 Amend Senate File 467, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <Section 1. Section 633.535, subsection 3, Code 2017, is
 5 amended to read as follows:
 6 3. A named beneficiary of a bond, life insurance policy, or
 7 ~~any other contractual arrangement~~ life insurance contract who
 8 intentionally and unjustifiably causes or procures the death of
 9 the principal obligee or person upon whose life the policy is
 10 issued or whose death generates the benefits under ~~any other~~
 11 ~~contractual arrangement~~ the bond or contract is not entitled
 12 to any benefit under the bond, policy, or ~~other contractual~~
 13 ~~arrangement contract~~, and the benefits become payable as though
 14 the person causing death had predeceased the decedent.>
 15 2. Page 1, line 4, by striking <or life insurance policy>
 16 and inserting <, life insurance policy, or life insurance
 17 contract>
 18 3. Page 1, line 9, by striking <or policy> and inserting <,
 19 policy, or contract>
 20 4. Page 1, line 17, by striking <or policy> and inserting

- 21 <, policy, or contract>
 22 5. By renumbering as necessary.

S-3349

HOUSE AMENDMENT TO
 SENATE FILE 509

- 1 Amend Senate File 509, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 21, line 17, by striking <three hundred thousand>

S-3350

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 69

- 1 Amend the Senate amendment, H-1340 to House File 69, as
 2 amended, passed, and reprinted by the House, as follows:
 3 1. By striking page 1, line 4, through page 2, line 10, and
 4 inserting:
 5 <<Section 1. Section 716.7, subsection 2, paragraph a,
 6 subparagraph (2), Code 2017, is amended to read as follows:
 7 (2) Entering or remaining upon or in property without
 8 justification after being notified or requested to abstain from
 9 entering or to remove or vacate therefrom by the owner, lessee,
 10 or person in lawful possession, or the agent or employee of the
 11 owner, lessee, or person in lawful possession, or by any peace
 12 officer, magistrate, or public employee whose duty it is to
 13 supervise the use or maintenance of the property. A person has
 14 received notice to abstain from entering or remaining upon or
 15 in property within the meaning of this subparagraph (2) if any
 16 of the following is applicable:
 17 (a) The person has been notified to abstain from entering or
 18 remaining upon or in property personally, either orally or in
 19 writing, including by a valid court order under chapter 236.
 20 (b) A printed or written notice forbidding such entry has
 21 been conspicuously posted or exhibited at the main entrance to
 22 the property or the forbidden part of the property.>>
- 23 2. By striking page 2, line 23, through page 3, line 11, and
 24 inserting:
 25 <_. Title page, line 1, by striking <modifying penalties
 26 for trespassing> and inserting <relating to criminal trespass
 27 and modifying penalties>>
 28 3. By renumbering as necessary.

S-3351

- 1 Amend House File 296, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 6, by striking lines 13 through 18 and inserting

4 <However, if the substance was distributed in or on, or within
 5 one thousand feet of, the real property comprising a public or
 6 private elementary or secondary school, public park, public
 7 swimming pool, public recreation center, or on a marked school
 8 bus, the person shall serve a minimum term of confinement of
 9 ten years.>

JASON SCHULTZ

S-3352

1 Amend Senate File 514 as follows:

2 1. Page 1, by striking line 11 and inserting:
 3 < \$ 11,510,000>

4 2. Page 5, by striking line 5 and inserting:
 5 < \$ 2,250,000

6 The authority shall establish a plan for the repayment of
 7 moneys appropriated pursuant to this paragraph once federal
 8 moneys for the project have been received. The authority shall
 9 submit a report to the general assembly by February 1, 2018,
 10 on the status of any federal moneys being appropriated for the
 11 project.>

12 3. Page 6, by striking line 4 and inserting:
 13 < \$ 1,000,000>

14 4. Page 6, by striking line 8 and inserting:
 15 < \$ 1,000,000>

16 5. Page 6, by striking line 11 and inserting:
 17 < \$ 250,000

18 d. The department of public defense shall report to the
 19 general assembly by December 15, 2017, on what projects
 20 the department has funded, or intends to fund, from moneys
 21 appropriated to the department pursuant to this subsection.>

22 6. Page 6, by striking line 32 and inserting:
 23 < \$ 1,000,000>

24 7. Page 7, after line 17 by inserting:
 25 <Sec. ____ REBUILD IOWA INFRASTRUCTURE FUND — FY 2018–2019
 26 APPROPRIATIONS. There is appropriated from the rebuild Iowa
 27 infrastructure fund to the economic development authority for
 28 the fiscal year beginning July 1, 2018, and ending June 30,
 29 2019, the following amount, or so much thereof as is necessary,
 30 to be used for the purposes designated:

31 For connection of communities to the Lewis and Clark
 32 regional water systems:
 33 \$ 4,750,000

34 The authority shall establish a plan for the repayment of
 35 moneys appropriated pursuant to this paragraph once federal

1 moneys for the project have been received. The authority shall
 2 submit a report to the general assembly by February 1, 2019,
 3 on the status of any federal moneys being appropriated for the

4 project.>
5 8. Page 11, by striking line 25 and inserting <19,500,000>
6 9. Page 11, by striking line 27 and inserting:
7 <.....\$ 4,000,000>
8 10. Page 12, by striking line 1 and inserting <6,000,000>
9 11. Page 12, by striking line 9 and inserting:
10 <.....\$ 3,000,000>
11 12. Page 14, after line 21 by inserting:
12 <Sec. __. DEPARTMENT OF ADMINISTRATIVE SERVICES —
13 VACANT BUILDING STUDY — APPROPRIATION. The department of
14 administrative services shall conduct an inventory and study
15 of vacant buildings owned by the state. The study shall
16 include an assessment as to how much revenue could be realized
17 by the sale of any buildings identified. If during the
18 fiscal year beginning July 1, 2017, the department sells any
19 vacant buildings identified by the study, fifty percent of
20 any moneys realized from the sale of any vacant buildings are
21 appropriated to the department of administrative services for
22 major maintenance projects and fifty percent are appropriated
23 to the department of cultural affairs for costs associated with
24 maintenance projects for the state historical building.>
25 13. By renumbering as necessary.

RICK BERTRAND

S-3353

1 Amend Senate File 356 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 331.559, subsection 20, Code 2017, is
5 amended to read as follows:
6 20. Apportion and collect the costs assessed by the district
7 court against the board of review or any taxing ~~body~~ district
8 resulting from an appeal of property assessments as provided
9 in section 441.40.
10 Sec. 2. Section 428.4, subsection 1, Code 2017, is amended
11 to read as follows:
12 1. Property shall be assessed for taxation each year.
13 Real estate shall be listed and assessed in 1981 and every
14 two years thereafter. The assessment of real estate shall
15 be the value of the real estate as of January 1 of the year
16 of the assessment. The year 1981 and each odd-numbered year
17 thereafter shall be a reassessment year. In any year, after
18 the year in which an assessment has been made of all the real
19 estate in an assessing jurisdiction, the assessor shall value
20 and assess or revalue and reassess, as the case may require,
21 any real estate that the assessor finds was incorrectly valued
22 or assessed, or was not listed, valued, and assessed, in the
23 assessment year immediately preceding, also any real estate
24 the assessor finds has changed in value subsequent to January
25 1 of the preceding real estate assessment year. However, a

26 percentage increase on a class of property shall not be made
27 in a year not subject to an equalization order unless ordered
28 by the department of revenue. The assessor shall determine
29 the actual value and compute the taxable value thereof as of
30 January 1 of the year of the revaluation and reassessment. The
31 assessment shall be completed as specified in section 441.28,
32 but no reduction or increase in actual value shall be made for
33 prior years. If an assessor makes a change in the valuation
34 of the real estate as provided for, sections 441.23, 441.37,
35 441.37A, and 441.38, ~~and 441.39~~ apply.

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1 Sec. 3. Section 441.19, subsection 1, paragraph a, Code
2 2017, is amended to read as follows:
3 a. Supplemental and optional to the procedure for the
4 assessment of property by the assessor as provided in this
5 chapter, the assessor may require from all persons required
6 to list their property for taxation as provided by sections
7 428.1 and 428.2, a supplemental return to be prescribed by
8 the director of revenue upon which the person shall list
9 the person's property. The supplemental return shall be in
10 substantially the same form as now prescribed by law for
11 the assessment rolls used in the listing of property by the
12 assessors. However, for assessment years beginning on or after
13 January 1, 2018, and unless otherwise required for property
14 valued by the department of revenue pursuant to chapters 428,
15 433, 437, and 438, a supplemental return shall not request,
16 and a person shall not be otherwise required to provide to the
17 assessor for property assessment purposes, sales or receipts
18 data, expense data, balance sheets, bank account information,
19 or other data related to the financial condition of a business
20 operating in whole or in part on the property if the property
21 is both classified as commercial or industrial property and
22 owned and used by the owner of the business. Every person
23 required to list property for taxation shall make a complete
24 listing of the property upon supplemental forms and return the
25 listing to the assessor as promptly as possible. The return
26 shall be verified over the signature of the person making the
27 return and section 441.25 applies to any person making such
28 a return. The assessor shall make supplemental return forms
29 available as soon as practicable after the first day of January
30 of each year. The assessor shall make supplemental return
31 forms available to the taxpayer by mail, or at a designated
32 place within the taxing district.

33 Sec. 4. Section 441.21, subsection 2, Code 2017, is amended
34 to read as follows:

35 2. In the event market value of the property being assessed

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1 cannot be readily established in the foregoing manner, then

2 the assessor may determine the value of the property using the
3 other uniform and recognized appraisal methods including its
4 productive and earning capacity, if any, industrial conditions,
5 its cost, physical and functional depreciation and obsolescence
6 and replacement cost, and all other factors which would assist
7 in determining the fair and reasonable market value of the
8 property but the actual value shall not be determined by use
9 of only one such factor. The following shall not be taken into
10 consideration: Special value or use value of the property to
11 its present owner, and the goodwill or value of a business
12 which uses the property as distinguished from the value of
13 the property as property. In addition, for assessment years
14 beginning on or after January 1, 2018, and unless otherwise
15 required for property valued by the department of revenue
16 pursuant to chapters 428, 433, 437, and 438, the assessor
17 shall not take into consideration and shall not request from
18 any person sales or receipts data, expense data, balance
19 sheets, bank account information, or other data related to
20 the financial condition of a business operating in whole or
21 in part on the property if the property is both classified as
22 commercial or industrial property and owned and used by the
23 owner of the business. However, in assessing property that
24 is rented or leased to low-income individuals and families
25 as authorized by section 42 of the Internal Revenue Code,
26 as amended, and which section limits the amount that the
27 individual or family pays for the rental or lease of units
28 in the property, the assessor shall, unless the owner elects
29 to withdraw the property from the assessment procedures for
30 section 42 property, use the productive and earning capacity
31 from the actual rents received as a method of appraisal and
32 shall take into account the extent to which that use and
33 limitation reduces the market value of the property. The
34 assessor shall not consider any tax credit equity or other
35 subsidized financing as income provided to the property in

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1 determining the assessed value. The property owner shall
2 notify the assessor when property is withdrawn from section 42
3 eligibility under the Internal Revenue Code or if the owner
4 elects to withdraw the property from the assessment procedures
5 for section 42 property under this subsection. The property
6 shall not be subject to section 42 assessment procedures
7 for the assessment year for which section 42 eligibility is
8 withdrawn or an election is made. This notification must
9 be provided to the assessor no later than March 1 of the
10 assessment year or the owner will be subject to a penalty of
11 five hundred dollars for that assessment year. The penalty
12 shall be collected at the same time and in the same manner
13 as regular property taxes. An election to withdraw from the
14 assessment procedures for section 42 property is irrevocable.
15 Property that is withdrawn from the assessment procedures

16 for section 42 property shall be classified and assessed as
17 multiresidential property unless the property otherwise fails
18 to meet the requirements of section 441.21, subsection 13.
19 Upon adoption of uniform rules by the department of revenue
20 or succeeding authority covering assessments and valuations
21 of such properties, the valuation on such properties shall be
22 determined in accordance with such rules and in accordance with
23 forms and guidelines contained in the real property appraisal
24 manual prepared by the department as updated from time to time
25 for assessment purposes to assure uniformity, but such rules,
26 forms, and guidelines shall not be inconsistent with or change
27 the foregoing means of determining the actual, market, taxable
28 and assessed values.
29 Sec. 5. Section 441.37A, subsection 1, Code 2017, is amended
30 to read as follows:
31 1. *a.* ~~For the assessment year beginning January 1, 2007,~~
32 ~~and all subsequent assessment years beginning before January 1,~~
33 ~~2021, appeals Appeals~~ may be taken from the action of the board
34 of review with reference to protests of assessment, valuation,
35 or application of an equalization order to the property

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1 assessment appeal board created in section 421.1A. However, a
2 property owner or aggrieved taxpayer or an appellant described
3 in section 441.42 may bypass the property assessment appeal
4 board and appeal the decision of the local board of review to
5 the district court pursuant to section 441.38.
6 *b.* For an appeal to the property assessment appeal board to
7 be valid, ~~written notice must be filed by the party appealing~~
8 ~~the decision with the secretary of the property assessment~~
9 ~~appeal board a party must file an appeal with the board within~~
10 twenty days after the date of adjournment of the local board
11 of review or May 31, whichever is later. The ~~written notice~~
12 ~~of appeal shall include a petition setting forth~~ the basis of
13 the appeal and the relief sought. No new grounds in addition
14 to those set out in the protest to the local board of review
15 as provided in section 441.37 can be pleaded, but additional
16 evidence to sustain those grounds may be introduced. The
17 assessor shall have the same right to appeal to the assessment
18 appeal board as an individual taxpayer, public body, or other
19 public officer as provided in section 441.42. An appeal to the
20 board is a contested case under chapter 17A.
21 *c.* Filing of the ~~written notice of appeal and petition~~
22 with the ~~secretary of the~~ property assessment appeal board
23 shall preserve all rights of appeal of the appellant, except as
24 otherwise provided in subsection 2. ~~A copy of the appellant's~~
25 ~~written notice of appeal and petition shall be mailed by the~~
26 ~~secretary of the property assessment appeal board to the local~~
27 ~~board of review whose decision is being appealed.~~
28 *d.* ~~In all cases where a change in assessed valuation of one~~
29 ~~hundred thousand dollars or more is petitioned for, the local~~

30 ~~board of review shall mail a copy of the written notice of~~
 31 ~~appeal and petition to all affected taxing districts as shown~~
 32 ~~on the last available tax list. A copy of the appellant's~~
 33 ~~appeal shall be sent by the property assessment appeal board to~~
 34 ~~the local board of review whose decision is being appealed.~~
 35 e. The property assessment appeal board may, by rule,

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1 provide for the filing of ~~a notice of appeal and petition with~~
 2 ~~the secretary of the board an appeal~~ by electronic means. All
 3 requirements of this section for an appeal to the board shall
 4 apply to an appeal filed electronically.
 5 Sec. 6. Section 441.37A, subsection 2, paragraph b, Code
 6 2017, is amended to read as follows:
 7 b. Each appeal may be considered by one or more members of
 8 the board, and the chairperson of the board may assign members
 9 to consider appeals. If a hearing is requested, it shall be
 10 open to the public and shall be conducted in accordance with
 11 the rules of practice and procedure adopted by the board. The
 12 board may provide by rule for participation in such hearings
 13 by telephone or other means of electronic communication.
 14 However, any deliberation of the board or of board members
 15 considering the appeal in reaching a decision on any appeal
 16 shall be confidential. Any deliberation of the board or of
 17 board members to rule on procedural motions in a pending appeal
 18 or to deliberate on the decision to be reached in an appeal
 19 is exempt from the provisions of chapter 21. The property
 20 assessment appeal board or any member of the board considering
 21 the appeal may require the production of any books, records,
 22 papers, or documents as evidence in any matter pending before
 23 the board that may be material, relevant, or necessary for the
 24 making of a just decision. Any books, records, papers, or
 25 documents produced as evidence shall become part of the record
 26 of the appeal. Any testimony given relating to the appeal
 27 shall be ~~transcribed~~ electronically recorded and made a part of
 28 the record of the appeal.
 29 Sec. 7. Section 441.37A, subsection 3, Code 2017, is amended
 30 to read as follows:
 31 3. a. The burden of proof for all appeals before the
 32 board shall be as stated in section 441.21, subsection 3. The
 33 board members considering the appeal shall determine anew all
 34 questions arising before the local board of review ~~which that~~
 35 relate to the liability of the property to assessment or the

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1 amount ~~thereof of the assessment~~. All of the evidence shall
 2 be considered and there shall be no presumption as to the
 3 correctness of the valuation of assessment appealed from. ~~The~~
 4 ~~property assessment appeal board shall issue a decision in each~~
 5 ~~appeal filed with the board~~. If the appeal is considered by

6 less than the full membership of the board, the determination
 7 made by such members shall be forwarded to the full board
 8 for approval, rejection, or modification. If the initial
 9 determination is rejected by the board, it shall be returned
 10 for reconsideration to the board members making the initial
 11 determination. ~~Any deliberation of the board regarding an
 12 initial determination shall be confidential.~~

13 *b.* The decision of the board shall be considered the final
 14 agency action ~~for purposes of further appeal, and is subject~~
 15 to judicial review as provided in section 441.37B, except as
 16 otherwise provided in section 441.49. ~~The decision shall be~~
 17 ~~final unless appealed to district court as provided in section~~
 18 ~~441.38. A decision of the board modifying an assessment shall~~
 19 be sent to the county auditor and the assessor, who shall
 20 correct the assessment books accordingly. An appeal of the
 21 board's decision under section 441.37B shall not itself stay
 22 execution or enforcement of the board's decision.

23 *c.* The levy of taxes on any assessment appealed to the board
 24 shall not be delayed by any proceeding before the board, and
 25 if the assessment appealed from is reduced by the decision of
 26 the board, any taxes levied upon that portion of the assessment
 27 reduced shall be abated or, if already paid, shall, by order
 28 of the board, be refunded or credited against future property
 29 taxes levied against the property at the option of the property
 30 owner or aggrieved taxpayer.

31 *d.* If the subject of an appeal is the application of an
 32 equalization order, the property assessment appeal board shall
 33 not order a reduction in assessment greater than the amount
 34 that the assessment was increased due to application of the
 35 equalization order.

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1 *e.* Each party to the appeal shall be responsible for the
 2 costs of the appeal incurred by that party.

3 Sec. 8. **NEW SECTION. 441.37B Appeal to district court from**
 4 **property assessment appeal board.**

5 A party who is aggrieved or adversely affected by a final
 6 action of the property assessment appeal board may seek
 7 judicial review of the action as provided in chapter 17A.
 8 Notwithstanding section 17A.19, subsection 2, a petition for
 9 judicial review of the action of the property assessment appeal
 10 board shall be filed in the district court of the county where
 11 the property that is subject to the appeal is located.

12 Sec. 9. Section 441.38, Code 2017, is amended to read as
 13 follows:

14 **441.38 Appeal to district court from local board of review.**

15 1. Appeals may be taken from the action of the local board
 16 of review with reference to protests of assessment, to the
 17 district court of the county in which the board holds its
 18 sessions within twenty days after ~~its~~ the board's adjournment
 19 or May 31, whichever date is later. ~~Appeals may be taken from~~

20 the action of the property assessment appeal board to the
 21 district court of the county where the property which is the
 22 subject of the appeal is located within twenty days after the
 23 letter of disposition of the appeal by the property assessment
 24 appeal board is postmarked to the appellant. No new grounds
 25 in addition to those set out in the protest to the local board
 26 of review as provided in section 441.37, ~~or in addition to~~
 27 ~~those set out in the appeal to the property assessment appeal~~
 28 ~~board, if applicable,~~ can be pleaded. Additional evidence
 29 to sustain those grounds may be introduced ~~in an appeal from~~
 30 ~~the local board of review to the district court. However, no~~
 31 ~~new evidence to sustain those grounds may be introduced in~~
 32 ~~an appeal from the property assessment appeal board to the~~
 33 ~~district court.~~ The assessor shall have the same right to
 34 appeal and in the same manner as an individual taxpayer, public
 35 body, or other public officer as provided in section 441.42.

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1 Appeals shall be taken by filing a written notice of appeal
 2 with the clerk of district court. Filing of the written notice
 3 of appeal shall preserve all rights of appeal of the appellant.

4 ~~2. If the appeal to district court is taken from the action~~
 5 ~~of the local board of review, notice~~ Notice of appeal shall
 6 be served as an original notice on the chairperson, presiding
 7 officer, or clerk of the board of review after the filing of
 8 notice under subsection 1 with the clerk of district court. ~~If~~
 9 ~~the appeal to district court is taken from the action of the~~
 10 ~~property assessment appeal board, notice of appeal shall be~~
 11 ~~served as an original notice on the secretary of the property~~
 12 ~~assessment appeal board after the filing of notice under~~
 13 ~~subsection 1 with the clerk of district court.~~

14 3. The court shall hear the appeal in equity and determine
 15 anew all questions arising before the board of review that
 16 relate to the liability of the property to assessment or
 17 the amount of the assessment. The court shall consider all
 18 of the evidence and there shall be no presumption as to the
 19 correctness of the valuation or assessment appealed from. The
 20 court's decision shall be certified by the clerk of the court
 21 to the county auditor and the assessor, who shall correct the
 22 assessment books accordingly.

23 Sec. 10. Section 441.39, Code 2017, is amended by striking
 24 the section and inserting in lieu thereof the following:

25 **441.39 Notice of assessment protests and appeals to taxing**
 26 **districts.**

27 1. If a property owner or aggrieved taxpayer appeals a
 28 decision of the board of review to the property assessment
 29 appeal board or to district court and requests an adjustment in
 30 valuation of one hundred thousand dollars or more, the assessor
 31 shall notify all affected taxing districts as shown on the last
 32 available tax list.

33 2. In addition to any other requirement for providing

34 of notice, if a property owner or aggrieved taxpayer files
35 a protest against the assessment of property valued by the

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1 assessor at five million dollars or more or files an appeal
2 to the property assessment appeal board or the district court
3 with regard to such property, the assessor shall provide notice
4 to the school district in which such property is located
5 within ten days of the filing of the protest or the appeal, as
6 applicable.

7 Sec. 11. Section 441.40, Code 2017, is amended to read as
8 follows:

9 **441.40 Costs, fees, and expenses apportioned.**

10 The clerk of the court shall likewise certify to the county
11 treasurer the costs assessed by the court on any appeal from a
12 board of review to the district court, in all cases where ~~said~~
13 the costs are taxed against the board of review or any taxing
14 ~~body district~~. Thereupon the county treasurer shall compute
15 and apportion the ~~said~~ costs between the various taxing ~~bodies~~
16 districts participating in the proceeds of the collection of
17 the taxes involved in any such appeal, and ~~said the~~ treasurer
18 shall so compute and apportion the various amounts which ~~said~~
19 the taxing ~~bodies~~ districts are required to pay in proportion
20 to the amount of taxes each of ~~said the~~ taxing ~~bodies~~ districts
21 is entitled to receive from the whole amount of taxes involved
22 in each of such appeals. The ~~said~~ county treasurer shall
23 deduct from the proceeds of all general taxes collected the
24 amount of costs so computed and apportioned by the treasurer
25 from the moneys due to each taxing ~~body~~ district from general
26 taxes collected. The amount ~~so~~ deducted shall be certified to
27 each taxing ~~body~~ district in lieu of moneys collected. ~~Said~~
28 The county treasurer shall pay to the clerk of the district
29 court the amount of ~~said the~~ costs so computed, apportioned,
30 and collected by the treasurer in all cases now on file or
31 hereafter filed in which ~~said the~~ costs have not been paid.

32 Sec. 12. Section 441.41, Code 2017, is amended to read as
33 follows:

34 **441.41 Legal counsel.**

35 In the case of cities having an assessor, the city legal

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1 department shall represent the assessor and board of review
2 in all litigation dealing with assessments. In the case of
3 counties, the county attorney shall represent the assessor and
4 board of review in all litigation dealing with assessments.
5 Any taxing ~~body~~ district interested in the taxes received from
6 such assessments may be represented by an attorney and shall
7 be required to appear by attorney upon written request of the
8 assessor to the presiding officer of any such taxing ~~body~~
9 district. The conference board may employ special counsel to

10 assist the city legal department or county attorney as the case
11 may be.

12 Sec. 13. Section 441.44, Code 2017, is amended to read as
13 follows:

14 **441.44 Notice of voluntary settlement.**

15 1. The property assessment appeal board may adopt rules
16 establishing requirements for notices of voluntary settlements
17 in appeals before the board to be served upon affected taxing
18 districts.

19 2. No ~~A~~ voluntary court settlement of an assessment appeal
20 shall not be valid unless written notice ~~thereof of the~~
21 settlement shall first be served upon each of the affected
22 taxing bodies interested in the taxes derived from such
23 assessment districts.

24 Sec. 14. Section 443.11, Code 2017, is amended to read as
25 follows:

26 **443.11 Procedure on appeal.**

27 The appeal provided for in section 443.8 shall be taken
28 within ten days from the time of the final action of the
29 assessor or auditor, by a written notice to that effect to the
30 assessor or auditor, and served as an original notice. The
31 court on appeal shall hear and determine the rights of the
32 parties in the same manner as appeals from the board of review,
33 as prescribed in sections ~~441.39~~ 441.38 and 441.43.

34 Sec. 15. Section 602.8102, subsection 61, Code 2017, is
35 amended to read as follows:

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1 61. Certify the final decision of the district court
2 in an appeal of the tax assessments as provided in section
3 ~~441.39~~ 441.37B or 441.38. Costs of the appeal to be assessed
4 against the board of review or a taxing ~~body~~ district shall be
5 certified to the treasurer as provided in section 441.40.

6 Sec. 16. REPEAL. 2005 Iowa Acts, chapter 150, section 134,
7 as amended by 2013 Iowa Acts, chapter 123, section 62, and 2015
8 Iowa Acts, chapter 109, section 1, is repealed.

9 Sec. 17. REPEAL. Sections 441.38A and 441.38B, Code 2017,
10 are repealed.

11 Sec. 18. APPLICABILITY. This Act applies to assessment
12 years beginning on or after January 1, 2018.>

13 2. Title page, by striking lines 1 through 4 and inserting:
14 <An Act relating to property tax assessments by modifying
15 requirements for the determination of value, modifying
16 provisions related to the property assessment appeal board by
17 striking the future repeal of provisions relating to the board,
18 modifying procedures and requirements for appeals to the board,
19 and including applicability provisions.>

S-3354

1 Amend Senate File 512 as follows:

2 1. Page 9, after line 12 by inserting:

3 <c. The authority shall use moneys in the fund to support
4 projects in subwatersheds as designated by the division, as
5 defined in section 161A.3, which subwatersheds are part of
6 high-priority watersheds identified by the water resources
7 coordinating council established pursuant to section 466B.3.>

8 2. Page 9, line 13, by striking <c.> and inserting <d.>

9 3. Page 10, after line 24 by inserting:

10 <b. The project or projects included in the plan are part of
11 a community-based subwatershed improvement plan that meets all
12 of the following requirements:

13 (1) The plan was developed and initiated pursuant to section
14 466B.6.

15 (2) The plan provides for participation by persons who hold
16 a legal interest in agricultural land used in farming.

17 (3) The plan provides, to every extent possible, for
18 collaborative participation by such persons who hold a
19 legal interest in agricultural land located within the same
20 subwatershed.>

21 4. Page 10, line 25, by striking <b.> and inserting <c.>

22 5. Page 16, after line 19 by inserting:

23 <4A. a. Moneys available to the division to support the
24 water quality agriculture infrastructure programs shall be
25 used to support projects in subwatersheds as designated by the
26 division that are part of high-priority watersheds identified
27 by the water resources coordinating council established
28 pursuant to section 466B.3.

29 b. In order to receive funding under the water quality
30 agriculture infrastructure programs, a project shall be part of
31 a community-based subwatershed improvement plan that meets all
32 of the following requirements:

33 (1) The plan was developed and initiated pursuant to section
34 466B.6.

35 (2) The plan provides for participation by persons who hold

Page 2

1 a legal interest in agricultural land used in farming.

2 (3) The plan provides, to every extent possible, for
3 collaborative participation by such persons who hold a
4 legal interest in agricultural land located within the same
5 subwatershed.>

6 6. Page 17, after line 24 by inserting:

7 <2A. a. Moneys available to the division to support the
8 water quality urban infrastructure program shall be used to
9 support projects in subwatersheds as designated by the division
10 that are part of high-priority watersheds identified by the
11 water resources coordinating council established pursuant to
12 section 466B.3.

13 b. In order to receive funding under the water quality
 14 urban infrastructure program, a project shall be part of a
 15 community-based subwatershed improvement plan that meets all
 16 of the following requirements:

17 (1) The plan was developed and initiated pursuant to section
 18 466B.6.

19 (2) The plan provides for participation by persons who hold
 20 a legal interest in agricultural land used in farming.

21 (3) The plan provides, to every extent possible, for
 22 collaborative participation by such persons who hold a
 23 legal interest in agricultural land located within the same
 24 subwatershed.>

25 7. By renumbering, redesignating, and correcting internal
 26 references as necessary.

ROBERT E. DVORSKY
 KEVIN KINNEY
 RITA HART

S-3355

1 Amend Senate File 513 as follows:

2 1. Page 40, after line 28 by inserting:

3 <DIVISION ___

4 DEPARTMENT OF TRANSPORTATION — BIDDING PREQUALIFICATION

5 Sec. ___. Section 91C.2, subsection 3, Code 2017, is amended
 6 to read as follows:

7 3. An out-of-state contractor shall ~~either~~ file a surety
 8 bond, as provided in section 91C.7, with the division of labor
 9 services in the amount of twenty-five thousand dollars for a
 10 one-year period ~~or shall provide a statement to the division~~
 11 ~~of labor services that the contractor is prequalified to bid~~
 12 ~~on projects for the department of transportation pursuant to~~
 13 ~~section 314.1.~~

14 Sec. ___. Section 314.1, subsection 1, Code 2017, is amended
 15 by striking the subsection.>

16 2. Title page, line 1, after <Act> by inserting <relating to
 17 economic development by>

18 3. Title page, line 5, after <institutions,> by inserting
 19 <by making changes to department of transportation bidding
 20 prequalification,>

21 4. By renumbering as necessary.

TONY BISIGNANO

S-3356

1 Amend Senate File 512 as follows:

2 1. Page 1, by striking lines 1 through 9 and inserting:

3 <Sec. ___. Section 8.57, subsection 5, paragraph f,

4 subparagraph (1), Code 2017, is amended by adding the following
 5 new subparagraph division:

6 NEW SUBPARAGRAPH DIVISION. (0c) (i) For each fiscal year
7 of the period beginning July 1, 2020, and ending June 30, 2029,
8 of the wagering tax receipts received pursuant to sections
9 99D.17 and 99F.11, the next fifteen million dollars shall be
10 deposited in the water quality infrastructure fund created in
11 section 8.57B.

12 (ii) Notwithstanding subparagraph subdivision (i), this
13 subparagraph division (0c) is repealed on one of the following
14 dates, whichever is earlier:

15 (A) On July 1 following the enactment date that the tax
16 rate for the sales tax imposed upon the retail sales price of
17 tangible personal property and the furnishing of enumerated
18 services sold in this state in effect on July 1, 2016, is
19 increased.

20 (B) On July 1, 2029.>

21 2. Page 18, after line 28 by inserting:

22 <Sec. ___. INTERIM STUDY COMMITTEE ON SMALL CITIES AND CLEAN
23 WATER STANDARDS.

24 1. The legislative council is requested to establish a study
25 committee for the 2017 interim to identify and comprehensively
26 review the financial and other challenges faced by small
27 cities in complying with the various state and federal clean
28 water standards, and to consider options for addressing those
29 challenges.

30 2. The interim committee's review shall include an
31 evaluation of the future effectiveness of the wastewater
32 and drinking water treatment financial assistance program
33 created in this Act in section 16.134 and the water quality
34 financing program created in sections 16.142 through 16.145,
35 and may include evaluations of other existing or proposed

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1 state programs as desired. The committee shall seek input
2 and may request information or assistance from public and
3 private stakeholders and experts, including utility management
4 organizations, the Iowa association of business and industry,
5 the department of natural resources, the Iowa finance
6 authority, the department of agriculture and land stewardship,
7 the economic development authority, the Iowa chamber alliance,
8 the Iowa league of cities, and the Iowa state association of
9 counties.

10 3. The interim committee shall submit its findings and
11 recommendations to the general assembly for consideration
12 during the 2018 legislative session.>

13 3. By renumbering as necessary.

KEN ROZENBOOM

S-3357

- 1 Amend House File 609, as passed by the House, as follows:
 2 1. Page 3, after line 1 by inserting:
 3 <Sec. ___. Section 423A.5, subsection 1, paragraph a, Code
 4 2017, is amended to read as follows:
 5 a. The sales price from the renting of lodging which is
 6 rented by the same person for a period of ~~more than thirty one~~
 7 ninety or more consecutive days.>
 8 2. Title page, line 1, after <Act> by inserting <relating
 9 to the hotel and motel tax by modifying the exemption for the
 10 renting of lodging exceeding a certain number of consecutive
 11 days and>
 12 3. By renumbering as necessary.

RITA HART

S-3358

- 1 Amend Senate File 512 as follows:
 2 1. Page 5, line 17, after <party> by inserting <or other
 3 affiliation>

DAVID JOHNSON

S-3359

- 1 Amend Senate File 516 as follows:
 2 1. Page 20, after line 23 by inserting:
 3 <DIVISION ___
 4 STATE MINIMUM HOURLY WAGE
 5 Sec. ___. Section 91D.1, subsection 1, paragraphs a and d,
 6 Code 2017, are amended to read as follows:
 7 a. (1) The state hourly wage shall be at least \$6.20 as of
 8 April 1, 2007, and \$7.25 as of January 1, 2008, \$8.00 as of July
 9 1, 2017, \$8.75 as of January 1, 2018, and \$9.50 as of January
 10 1, 2019.
 11 (2) The state hourly wage, including the state hourly wage
 12 for the first ninety calendar days of employment provided
 13 in paragraph "d", shall be increased annually on January 1,
 14 beginning January 1, 2020, by the same percentage as the
 15 cost-of-living increase in federal social security benefits
 16 authorized during the current state fiscal year by the federal
 17 social security administration pursuant to section 215 of the
 18 federal Social Security Act, 42 U.S.C. §415.
 19 d. An employer is not required to pay an employee the
 20 applicable state hourly wage provided in paragraph "a" until the
 21 employee has completed ninety calendar days of employment with
 22 the employer. An employee who has completed ninety calendar
 23 days of employment with the employer ~~prior to April 1, 2007, or~~
 24 ~~January 1, 2008,~~ shall earn the applicable state hourly minimum
 25 wage as of ~~that the~~ the date of completion. An employer shall

26 pay an employee who has not completed ninety calendar days of
 27 employment with the employer an hourly wage of at least ~~\$5.30~~
 28 ~~as of April 1, 2007, and \$6.35 as of January 1, 2008 \$7.10 as~~
 29 of July 1, 2017, \$7.85 as of January 1, 2018, and \$8.60 as of
 30 January 1, 2019.>

31 2. By renumbering as necessary.

DAVID JOHNSON

S-3360

1 Amend House File 478, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. By striking everything after the enacting clause and
 4 inserting:

<DIVISION I

PROPERTY ASSESSMENT APPEAL BOARD

7 Section 1. Section 441.37A, subsection 1, paragraph a, Code
 8 2017, is amended to read as follows:

9 a. For the assessment year beginning January 1, 2007, and
 10 all subsequent assessment years ~~beginning before January 1,~~
 11 ~~2021,~~ appeals may be taken from the action of the board of
 12 review with reference to protests of assessment, valuation, or
 13 application of an equalization order to the property assessment
 14 appeal board created in section 421.1A. However, a property
 15 owner or aggrieved taxpayer or an appellant described in
 16 section 441.42 may bypass the property assessment appeal board
 17 and appeal the decision of the local board of review to the
 18 district court pursuant to section 441.38.

19 Sec. 2. REPEAL. 2005 Iowa Acts, chapter 150, section 134,
 20 as amended by 2013 Iowa Acts, chapter 123, section 62, and 2015
 21 Iowa Acts, chapter 109, section 1, is repealed.

DIVISION II

PROTEST AND APPEAL BURDEN OF PROOF

24 Sec. 3. Section 441.21, subsection 3, paragraph b, Code
 25 2017, is amended to read as follows:

26 b. (1) The For assessment years beginning before January
 27 1, 2018, the burden of proof shall be upon any complainant
 28 attacking such valuation as excessive, inadequate, inequitable,
 29 or capricious; however, However, in protest or appeal
 30 proceedings when the complainant offers competent evidence by
 31 at least two disinterested witnesses that the market value of
 32 the property is less than the market value determined by the
 33 assessor, the burden of proof thereafter shall be upon the
 34 officials or persons seeking to uphold such valuation to be
 35 assessed.

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1 (2) For assessment years beginning on or after January
 2 1, 2018, the burden of proof shall be upon any complainant
 3 attacking such valuation as excessive, inadequate, inequitable,

4 or capricious. However, in protest or appeal proceedings when
 5 the complainant offers competent evidence that the market value
 6 of the property is different than the market value determined
 7 by the assessor, the burden of proof thereafter shall be upon
 8 the officials or persons seeking to uphold such valuation to
 9 be assessed.

10 (3) If the classification of a property has been previously
 11 adjudicated by the property assessment appeal board or a
 12 court as part of an appeal under this chapter, there is a
 13 presumption that the classification of the property has not
 14 changed for each of the four subsequent assessment years,
 15 unless a subsequent such adjudication of the classification of
 16 the property has occurred, and the burden of demonstrating a
 17 change in use shall be upon the person asserting a change to
 18 the property's classification.

19 Sec. 4. EFFECTIVE UPON ENACTMENT. This division of this
 20 Act, being deemed of immediate importance, takes effect upon
 21 enactment.

22 Sec. 5. RETROACTIVE APPLICABILITY. The following provision
 23 of this division of this Act applies retroactively to January
 24 1, 2017, for assessment years beginning on or after that date:

25 1. The portion of the section of this division of this
 26 Act enacting section 441.21, subsection 3, paragraph "b",
 27 subparagraph (3).

28 DIVISION III

29 ASSESSOR QUALIFICATIONS AND CONDUCT

30 Sec. 6. Section 441.5, subsection 3, Code 2017, is amended
 31 to read as follows:

32 3. Only individuals who possess a high school diploma
 33 or its equivalent and who have completed the preliminary
 34 education requirements established under subsection 3A are
 35 eligible to take the examination. A person desiring to take

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1 the examination shall complete an application prior to the
 2 administration of the examination. Evidence of successful
 3 completion of the preliminary education requirements under
 4 subsection 3A shall be included with the application.

5 Sec. 7. Section 441.5, Code 2017, is amended by adding the
 6 following new subsection:

7 NEW SUBSECTION. 3A. The director of revenue shall
 8 prescribe by rule preliminary education requirements, including
 9 a preliminary course of study, that each individual must
 10 successfully complete in order to be eligible to take the
 11 examination. The course of study prescribed by the director of
 12 revenue may include those subjects covered by the examination
 13 and listed under subsection 2 and any other subjects or
 14 courses the director of revenue deems relevant, including those
 15 courses offered and standards established by the international
 16 association of assessing officers.

17 Sec. 8. Section 441.9, Code 2017, is amended to read as

18 follows:

19 **441.9 Removal of assessor.**

20 The assessor may be removed by a majority vote of the
21 conference board, after charges of misconduct, nonfeasance,
22 malfeasance, or misfeasance in office shall have been
23 substantiated at a public hearing, if same is demanded by the
24 assessor by written notice served upon the chairperson of the
25 conference board. For purposes of this section, "misconduct"
26 includes but is not limited to knowingly engaging in assessment
27 methods, practices, or conduct that contravene any applicable
28 law, administrative rule, or order of any court or other
29 government authority.

30 Sec. 9. Section 441.10, Code 2017, is amended by adding the
31 following new subsection:

32 **NEW SUBSECTION.** 1A. The director of revenue shall prescribe
33 by rule deputy assessor preliminary education requirements,
34 including a preliminary course of study, that each individual
35 must successfully complete in order to be eligible to take the

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1 deputy assessor examination. The course of study prescribed by
2 the director of revenue may include those subjects covered by
3 the examination and any other subjects or courses the director
4 of revenue deems relevant, including those courses offered
5 and standards established by the international association
6 of assessing officers. Evidence of successful completion of
7 the deputy assessor preliminary education requirements shall
8 be included with the application to take the deputy assessor
9 examination.

10 **Sec. 10. ASSESSOR CONTINUING EDUCATION STUDY — REPORT.**

11 1. The department of revenue shall study the current system
12 of continuing education for assessors and deputy assessors
13 under chapter 441 and make recommendations for changes.

14 2. The department of revenue shall prepare and file a report
15 detailing recommendations for changes to the current system of
16 assessor and deputy assessor continuing education requirements.
17 The report shall be filed by the department of revenue with
18 the chairpersons and ranking members of the ways and means
19 committees of the senate and the house of representatives and
20 with the legislative services agency by December 15, 2017.

21 **Sec. 11. EFFECTIVE UPON ENACTMENT.** The following provision
22 of this division of this Act, being deemed of immediate
23 importance, takes effect upon enactment:

24 1. The section of this division of this Act amending section
25 441.9.

26 **Sec. 12. APPLICABILITY.** The following provisions of this
27 division of this Act apply beginning January 1, 2018, for the
28 appointment of assessors and deputy assessors that are not
29 reappointments occurring on or after that date:

30 1. The section of this division of this Act amending section
31 441.5, subsection 3.

- 32 2. The section of this division of this Act enacting section
 33 441.5, subsection 3A.
 34 3. The section of this division of this Act enacting section
 35 441.10, subsection 1A.

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- 1 DIVISION IV
 2 PROPERTY ASSESSMENT GROUNDS FOR PROTESTS AND APPEALS
 3 Sec. 13. Section 441.30, subsections 1 and 2, Code 2017, are
 4 amended to read as follows:
 5 1. Any property owner or aggrieved taxpayer who is
 6 dissatisfied with the owner's or taxpayer's assessment may
 7 contact the assessor by telephone or in writing by paper
 8 or electronic medium on or after April 2, to and including
 9 April 25, of the year of the assessment to inquire about the
 10 specifics and accuracy of the assessment. Such an inquiry may
 11 also include a request for an informal review of the assessment
 12 by the assessor under one or more of the grounds for protest
 13 authorized under section 441.37 ~~for the same assessment year.~~
 14 2. In response to an inquiry under subsection 1, if the
 15 assessor, following an informal review, determines that the
 16 assessment was incorrect under one or more of the grounds for
 17 protest authorized under section 441.37 ~~for the same assessment~~
 18 ~~year,~~ the assessor may, on or before April 25, recommend that
 19 the property owner or aggrieved taxpayer file a protest with
 20 the local board of review and may file a recommendation with
 21 the local board of review related to the informal review, or
 22 may enter into a signed written agreement with the property
 23 owner or aggrieved taxpayer authorizing the assessor to correct
 24 or modify the assessment according to the agreement of the
 25 parties.
 26 Sec. 14. Section 441.37, subsection 1, paragraph a,
 27 unnumbered paragraph 1, Code 2017, is amended to read as
 28 follows:
 29 Any property owner or aggrieved taxpayer who is dissatisfied
 30 with the owner's or taxpayer's assessment may file a protest
 31 against such assessment with the board of review on or
 32 after April 2, to and including April 30, of the year of the
 33 assessment. In any county which has been declared to be a
 34 disaster area by proper federal authorities after March 1 and
 35 prior to May 20 of said year of assessment, the board of review

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- 1 shall be authorized to remain in session until June 15 and the
 2 time for filing a protest shall be extended to and include the
 3 period from May 25 to June 5 of such year. The protest shall
 4 be in writing on forms prescribed by the director of revenue
 5 and, except as provided in subsection 3, signed by the one
 6 protesting or by the protester's duly authorized agent. The
 7 taxpayer may have an oral hearing on the protest if the request

8 for the oral hearing is made in writing at the time of filing
 9 the protest. The protest must be confined to one or more of the
 10 following grounds:

11 Sec. 15. Section 441.37, subsection 1, paragraph a,
 12 subparagraph (1), Code 2017, is amended to read as follows:

13 ~~(1) For odd numbered assessment years and for even numbered~~
 14 ~~assessment years for property that was reassessed in such~~
 15 ~~even numbered assessment year:~~

16 ~~(a) (1) That said assessment is not equitable as compared~~
 17 ~~with assessments of other like property in the taxing district.~~
 18 ~~When this ground is relied upon as the basis of a protest the~~
 19 ~~legal description and assessments of a representative number of~~
 20 ~~comparable properties, as described by the aggrieved taxpayer~~
 21 ~~shall be listed on the protest, otherwise said protest shall~~
 22 ~~not be considered on this ground.~~

23 ~~(b) (2) That the property is assessed for more than the~~
 24 ~~value authorized by law. When this ground is relied upon, the~~
 25 ~~protesting party shall state the specific amount which the~~
 26 ~~protesting party believes the property to be overassessed, and~~
 27 ~~the amount which the party considers to be its actual value and~~
 28 ~~fair assessment.~~

29 ~~(c) (3) That the property is not assessable, is exempt~~
 30 ~~from taxes, or is misclassified and stating the reasons for the~~
 31 ~~protest.~~

32 ~~(d) (4) That there is an error in the assessment and state~~
 33 ~~the specific alleged error. When this ground is relied upon,~~
 34 ~~the error may include but is not limited to listing errors,~~
 35 ~~clerical or mathematical errors, or other errors that result~~

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1 ~~in an error in the assessment.~~

2 ~~(e) (5) That there is fraud or misconduct in the assessment~~
 3 ~~which shall be specifically stated. For purposes of this~~
 4 ~~section, "misconduct" means the same as defined in section~~
 5 ~~441.9. If the local board of review, property assessment~~
 6 ~~appeal board, or district court decides in favor of the~~
 7 ~~property owner or aggrieved taxpayer and finds that there was~~
 8 ~~fraud or misconduct in the assessment, the property owner's or~~
 9 ~~aggrieved taxpayer's reasonable costs incurred in bringing the~~
 10 ~~protest or appeal shall be paid from the assessment expense~~
 11 ~~fund under section 441.16. For purposes of this section, costs~~
 12 ~~include but are not limited to legal fees, appraisal fees, and~~
 13 ~~witness fees.~~

14 Sec. 16. Section 441.37, subsection 1, paragraph a,
 15 subparagraph (2), Code 2017, is amended by striking the
 16 subparagraph.

17 Sec. 17. Section 441.37A, subsection 1, paragraph b, Code
 18 2017, is amended to read as follows:

19 b. For an appeal to the property assessment appeal board to
 20 be valid, written notice must be filed by the party appealing
 21 the decision with the secretary of the property assessment

22 appeal board within twenty days after the date of adjournment
 23 of the local board of review or May 31, whichever is later.
 24 The written notice of appeal shall include a petition setting
 25 forth the basis of the appeal and the relief sought. ~~No new~~
 26 New grounds in addition to those set out in the protest to
 27 the local board of review, as provided in section 441.37, ~~can~~
 28 may be pleaded, ~~but~~ and additional evidence to sustain those
 29 grounds set out in the protest to the local board of review
 30 may be introduced. The assessor shall have the same right
 31 to appeal to the assessment appeal board as an individual
 32 taxpayer, public body, or other public officer as provided in
 33 section 441.42. An appeal to the board is a contested case
 34 under chapter 17A.
 35 Sec. 18. Section 441.38, subsection 1, Code 2017, is amended

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1 to read as follows:
 2 1. Appeals may be taken from the action of the local
 3 board of review with reference to protests of assessment, to
 4 the district court of the county in which the board holds
 5 its sessions within twenty days after its adjournment or May
 6 31, whichever date is later. Appeals may be taken from the
 7 action of the property assessment appeal board to the district
 8 court of the county where the property which is the subject of
 9 the appeal is located within twenty days after the letter of
 10 disposition of the appeal by the property assessment appeal
 11 board is postmarked to the appellant. For appeals taken from
 12 the local board of review directly to district court, new
 13 grounds in addition to those set out in the protest to the
 14 local board of review, as provided in section 441.37, may be
 15 pleaded, ~~No~~ For appeals taken from the property assessment
 16 appeal board to district court, new grounds ~~in addition to~~
 17 those set out in the protest to the local board of review as
 18 provided in section 441.37, or in addition to those set out
 19 in the appeal to the property assessment appeal board, if
 20 applicable, ~~can~~ shall not be pleaded. Additional For appeals
 21 taken from the local board of review directly to district
 22 court, additional evidence to sustain those grounds set out
 23 in the protest to the local board of review may be introduced
 24 in an appeal from the local board of review to the district
 25 court. However, no new evidence to sustain those grounds may
 26 be introduced in an appeal from the property assessment appeal
 27 board to the district court. The assessor shall have the
 28 same right to appeal and in the same manner as an individual
 29 taxpayer, public body, or other public officer as provided in
 30 section 441.42. Appeals shall be taken by filing a written
 31 notice of appeal with the clerk of district court. Filing
 32 of the written notice of appeal shall preserve all rights of
 33 appeal of the appellant.
 34 Sec. 19. EFFECTIVE UPON ENACTMENT. The following
 35 provisions of this division of this Act, being deemed of

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1 immediate importance, take effect upon enactment:
 2 1. The section of this division of this Act amending section
 3 441.37A, subsection 1, paragraph "b".
 4 2. The section of this division of this Act amending section
 5 441.38, subsection 1.
 6 Sec. 20. APPLICABILITY. Except for the provisions of this
 7 division of this Act amending section 441.37A, subsection 1,
 8 paragraph "b", and section 441.38, subsection 1, this division
 9 of this Act applies to assessment years beginning on or after
 10 January 1, 2018.
 11 Sec. 21. RETROACTIVE APPLICABILITY. The following
 12 provisions of this division of this Act apply retroactively to
 13 January 1, 2017, for assessment years beginning on or after
 14 that date:
 15 1. The section of this division of this Act amending section
 16 441.37A, subsection 1, paragraph "b".
 17 2. The section of this division of this Act amending section
 18 441.38, subsection 1.>
 19 2. Title page, by striking lines 1 through 6 and inserting
 20 <An Act relating to property tax assessments, local assessors,
 21 and property assessment protests and appeals, and including
 22 effective date, applicability, and retroactive applicability
 23 provisions.>

RANDY FEENSTRA

S-3361

1 Amend Senate File 516 as follows:
 2 1. Page 12, before line 19 by inserting:
 3 <DIVISION ____
 4 SECURE AN ADVANCED VISION FOR EDUCATION FUND
 5 Sec. ____ Section 423.2, subsection 11, paragraph b,
 6 subparagraph (3), Code 2017, is amended to read as follows:
 7 (3) Transfer one-sixth of the remaining revenues to the
 8 secure an advanced vision for education fund created in section
 9 423F.2. ~~This subparagraph (3) is repealed December 31, 2020.~~
 10 Sec. ____ Section 423.2, subsection 14, Code 2017, is
 11 amended by striking the subsection.
 12 Sec. ____ Section 423.5, subsection 5, Code 2017, is amended
 13 by striking the subsection.
 14 Sec. ____ Section 423.43, subsection 1, paragraph b, Code
 15 2017, is amended to read as follows:
 16 b. Subsequent to the deposit into the general fund of
 17 the state and after the transfer of such revenues collected
 18 under chapter 423B, the department shall transfer one-sixth of
 19 such remaining revenues to the secure an advanced vision for
 20 education fund created in section 423F.2. ~~This paragraph is~~

21 ~~repealed December 31, 2029.~~

22 Sec. ____ REPEAL. Section 423F.6, Code 2017, is repealed.>

23 2. By renumbering as necessary.

DAVID JOHNSON

S-3362

1 Amend Senate File 516 as follows:

2 1. Page 14, before line 24 by inserting:

3 <DIVISION ____

4 SECURE AN ADVANCED VISION FOR EDUCATION FUND

5 Sec. ____ Section 423.2, subsection 11, paragraph b,
6 subparagraph (3), Code 2017, is amended to read as follows:

7 (3) Transfer one-sixth of the remaining revenues to the
8 secure an advanced vision for education fund created in section
9 423F.2. This subparagraph (3) is repealed ~~December 31, 2029~~
10 effective January 1, 2050.

11 Sec. ____ Section 423.2, subsection 14, Code 2017, is
12 amended to read as follows:

13 14. The sales tax rate of six percent is reduced to five
14 percent on January 1, ~~2030~~ 2050.

15 Sec. ____ Section 423.5, subsection 5, Code 2017, is amended
16 to read as follows:

17 5. The use tax rate of six percent is reduced to five
18 percent on January 1, ~~2030~~ 2050.

19 Sec. ____ Section 423.43, subsection 1, paragraph b, Code
20 2017, is amended to read as follows:

21 b. Subsequent to the deposit into the general fund of
22 the state and after the transfer of such revenues collected
23 under chapter 423B, the department shall transfer one-sixth of
24 such remaining revenues to the secure an advanced vision for
25 education fund created in section 423F.2. This paragraph is
26 repealed ~~December 31, 2029~~ effective January 1, 2050.

27 Sec. ____ Section 423F.6, Code 2017, is amended to read as
28 follows:

29 **423F.6 Repeal.**

30 This chapter is repealed ~~December 31, 2029~~ effective January
31 1, 2050.>

32 2. By renumbering as necessary.

DAVID JOHNSON

S-3363

1 Amend House File 573, as passed by the House, as follows:

2 1. Page 1, line 11, by striking <levy> and inserting <do any
3 of the following:

4 a. Levy>

5 2. Page 1, after line 12 by inserting:

6 <b. Charge elementary and secondary school students or
7 the students' families a mandatory fee except as expressly

8 authorized by the general assembly.
9 c. Adopt or enforce a policy that would unreasonably
10 interfere with the duties and responsibilities of a local,
11 state, or federal law enforcement agency.>
12 3. Page 1, after line 16 by inserting:
13 <__. If the power or authority of a school district
14 conflicts with the power and authority of a municipal
15 corporation, county, or joint county-municipal corporation
16 government, the power and authority exercised by a municipal
17 corporation, county, or joint county-municipal corporation
18 government shall prevail within its jurisdiction.>
19 4. By renumbering, redesignating, and correcting internal
20 references as necessary.

MARK LOFGREN

S-3364

1 Amend House File 478, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:
5 <Section 1. Section 331.559, subsection 20, Code 2017, is
6 amended to read as follows:
7 20. Apportion and collect the costs assessed by the district
8 court against the board of review or any taxing ~~body~~ district
9 resulting from an appeal of property assessments as provided
10 in section 441.40.
11 Sec. 2. Section 428.4, subsection 1, Code 2017, is amended
12 to read as follows:
13 1. Property shall be assessed for taxation each year.
14 Real estate shall be listed and assessed in 1981 and every
15 two years thereafter. The assessment of real estate shall
16 be the value of the real estate as of January 1 of the year
17 of the assessment. The year 1981 and each odd-numbered year
18 thereafter shall be a reassessment year. In any year, after
19 the year in which an assessment has been made of all the real
20 estate in an assessing jurisdiction, the assessor shall value
21 and assess or revalue and reassess, as the case may require,
22 any real estate that the assessor finds was incorrectly valued
23 or assessed, or was not listed, valued, and assessed, in the
24 assessment year immediately preceding, also any real estate
25 the assessor finds has changed in value subsequent to January
26 1 of the preceding real estate assessment year. However, a
27 percentage increase on a class of property shall not be made
28 in a year not subject to an equalization order unless ordered
29 by the department of revenue. The assessor shall determine
30 the actual value and compute the taxable value thereof as of
31 January 1 of the year of the revaluation and reassessment. The
32 assessment shall be completed as specified in section 441.28,
33 but no reduction or increase in actual value shall be made for
34 prior years. If an assessor makes a change in the valuation

35 of the real estate as provided for, sections 441.23, 441.37,

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1 441.37A, 441.37B, and 441.38, and 441.39 apply.

2 Sec. 3. Section 441.5, subsection 3, Code 2017, is amended
3 to read as follows:

4 3. Only individuals who possess a high school diploma
5 or its equivalent and who have completed the preliminary
6 education requirements established under subsection 3A are
7 eligible to take the examination. A person desiring to take
8 the examination shall complete an application prior to the
9 administration of the examination. Evidence of successful
10 completion of the preliminary education requirements under
11 subsection 3A shall be included with the application.

12 Sec. 4. Section 441.5, Code 2017, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 3A. The director of revenue shall
15 prescribe by rule preliminary education requirements, including
16 a preliminary course of study, that each individual must
17 successfully complete in order to be eligible to take the
18 examination. The course of study prescribed by the director of
19 revenue may include those subjects covered by the examination
20 and listed under subsection 2 and any other subjects or
21 courses the director of revenue deems relevant, including those
22 courses offered and standards established by the international
23 association of assessing officers.

24 Sec. 5. Section 441.9, Code 2017, is amended to read as
25 follows:

26 **441.9 Removal of assessor.**

27 The assessor may be removed by a majority vote of the
28 conference board, after charges of misconduct, nonfeasance,
29 malfeasance, or misfeasance in office shall have been
30 substantiated at a public hearing, if same is demanded by the
31 assessor by written notice served upon the chairperson of the
32 conference board. For purposes of this section, "misconduct"
33 includes but is not limited to knowingly engaging in assessment
34 methods, practices, or conduct that contravene any applicable
35 law, administrative rule, or order of any court or other

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1 government authority.

2 Sec. 6. Section 441.10, Code 2017, is amended by adding the
3 following new subsection:

4 NEW SUBSECTION. 1A. The director of revenue shall prescribe
5 by rule deputy assessor preliminary education requirements,
6 including a preliminary course of study, that each individual
7 must successfully complete in order to be eligible to take the
8 deputy assessor examination. The course of study prescribed by
9 the director of revenue may include those subjects covered by
10 the examination and any other subjects or courses the director

11 of revenue deems relevant, including those courses offered
12 and standards established by the international association
13 of assessing officers. Evidence of successful completion of
14 the deputy assessor preliminary education requirements shall
15 be included with the application to take the deputy assessor
16 examination.

17 Sec. 7. Section 441.19, subsection 1, paragraph a, Code
18 2017, is amended to read as follows:

19 a. Supplemental and optional to the procedure for the
20 assessment of property by the assessor as provided in this
21 chapter, the assessor may require from all persons required
22 to list their property for taxation as provided by sections
23 428.1 and 428.2, a supplemental return to be prescribed by
24 the director of revenue upon which the person shall list
25 the person's property. The supplemental return shall be in
26 substantially the same form as now prescribed by law for
27 the assessment rolls used in the listing of property by the
28 assessors. However, for assessment years beginning on or after
29 January 1, 2018, and unless otherwise required for property
30 valued by the department of revenue pursuant to chapters 428,
31 433, 437, and 438, a supplemental return shall not request,
32 and a person shall not be otherwise required to provide to the
33 assessor for property assessment purposes, sales or receipts
34 data, expense data, balance sheets, bank account information,
35 or other data related to the financial condition of a business

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1 operating in whole or in part on the property if the property
2 is both classified as commercial or industrial property and
3 owned and used by the owner of the business. Every person
4 required to list property for taxation shall make a complete
5 listing of the property upon supplemental forms and return the
6 listing to the assessor as promptly as possible. The return
7 shall be verified over the signature of the person making the
8 return and section 441.25 applies to any person making such
9 a return. The assessor shall make supplemental return forms
10 available as soon as practicable after the first day of January
11 of each year. The assessor shall make supplemental return
12 forms available to the taxpayer by mail, or at a designated
13 place within the taxing district.

14 Sec. 8. Section 441.21, subsection 2, Code 2017, is amended
15 to read as follows:

16 2. In the event market value of the property being assessed
17 cannot be readily established in the foregoing manner, then
18 the assessor may determine the value of the property using the
19 other uniform and recognized appraisal methods including its
20 productive and earning capacity, if any, industrial conditions,
21 its cost, physical and functional depreciation and obsolescence
22 and replacement cost, and all other factors which would assist
23 in determining the fair and reasonable market value of the
24 property but the actual value shall not be determined by use

25 of only one such factor. The following shall not be taken into
26 consideration: Special value or use value of the property to
27 its present owner, and the goodwill or value of a business
28 which uses the property as distinguished from the value of
29 the property as property. In addition, for assessment years
30 beginning on or after January 1, 2018, and unless otherwise
31 required for property valued by the department of revenue
32 pursuant to chapters 428, 433, 437, and 438, the assessor
33 shall not take into consideration and shall not request from
34 any person sales or receipts data, expense data, balance
35 sheets, bank account information, or other data related to

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1 the financial condition of a business operating in whole or
2 in part on the property if the property is both classified as
3 commercial or industrial property and owned and used by the
4 owner of the business. However, in assessing property that
5 is rented or leased to low-income individuals and families
6 as authorized by section 42 of the Internal Revenue Code,
7 as amended, and which section limits the amount that the
8 individual or family pays for the rental or lease of units
9 in the property, the assessor shall, unless the owner elects
10 to withdraw the property from the assessment procedures for
11 section 42 property, use the productive and earning capacity
12 from the actual rents received as a method of appraisal and
13 shall take into account the extent to which that use and
14 limitation reduces the market value of the property. The
15 assessor shall not consider any tax credit equity or other
16 subsidized financing as income provided to the property in
17 determining the assessed value. The property owner shall
18 notify the assessor when property is withdrawn from section 42
19 eligibility under the Internal Revenue Code or if the owner
20 elects to withdraw the property from the assessment procedures
21 for section 42 property under this subsection. The property
22 shall not be subject to section 42 assessment procedures
23 for the assessment year for which section 42 eligibility is
24 withdrawn or an election is made. This notification must
25 be provided to the assessor no later than March 1 of the
26 assessment year or the owner will be subject to a penalty of
27 five hundred dollars for that assessment year. The penalty
28 shall be collected at the same time and in the same manner
29 as regular property taxes. An election to withdraw from the
30 assessment procedures for section 42 property is irrevocable.
31 Property that is withdrawn from the assessment procedures
32 for section 42 property shall be classified and assessed as
33 multiresidential property unless the property otherwise fails
34 to meet the requirements of section 441.21, subsection 13.
35 Upon adoption of uniform rules by the department of revenue

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1 or succeeding authority covering assessments and valuations
2 of such properties, the valuation on such properties shall be
3 determined in accordance with such rules and in accordance with
4 forms and guidelines contained in the real property appraisal
5 manual prepared by the department as updated from time to time
6 for assessment purposes to assure uniformity, but such rules,
7 forms, and guidelines shall not be inconsistent with or change
8 the foregoing means of determining the actual, market, taxable
9 and assessed values.

10 Sec. 9. Section 441.21, subsection 3, paragraph b, Code
11 2017, is amended to read as follows:

12 b. (1) The For assessment years beginning before January
13 1, 2018, the burden of proof shall be upon any complainant
14 attacking such valuation as excessive, inadequate, inequitable,
15 or capricious; ~~however.~~ However, in protest or appeal
16 proceedings when the complainant offers competent evidence by
17 at least two disinterested witnesses that the market value of
18 the property is less than the market value determined by the
19 assessor, the burden of proof thereafter shall be upon the
20 officials or persons seeking to uphold such valuation to be
21 assessed.

22 (2) For assessment years beginning on or after January
23 1, 2018, the burden of proof shall be upon any complainant
24 attacking such valuation as excessive, inadequate, inequitable,
25 or capricious. However, in protest or appeal proceedings when
26 the complainant offers competent evidence that the market value
27 of the property is different than the market value determined
28 by the assessor, the burden of proof thereafter shall be upon
29 the officials or persons seeking to uphold such valuation to
30 be assessed.

31 (3) If the classification of a property has been previously
32 adjudicated by the property assessment appeal board or a
33 court as part of an appeal under this chapter, there is a
34 presumption that the classification of the property has not
35 changed for each of the four subsequent assessment years.

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1 unless a subsequent such adjudication of the classification of
2 the property has occurred, and the burden of demonstrating a
3 change in use shall be upon the person asserting a change to
4 the property's classification.

5 Sec. 10. Section 441.30, subsections 1 and 2, Code 2017, are
6 amended to read as follows:

7 1. Any property owner or aggrieved taxpayer who is
8 dissatisfied with the owner's or taxpayer's assessment may
9 contact the assessor by telephone or in writing by paper
10 or electronic medium on or after April 2, to and including
11 April 25, of the year of the assessment to inquire about the
12 specifics and accuracy of the assessment. Such an inquiry may

13 also include a request for an informal review of the assessment
 14 by the assessor under one or more of the grounds for protest
 15 authorized under section 441.37 ~~for the same assessment year.~~
 16 2. In response to an inquiry under subsection 1, if the
 17 assessor, following an informal review, determines that the
 18 assessment was incorrect under one or more of the grounds for
 19 protest authorized under section 441.37 ~~for the same assessment~~
 20 ~~year,~~ the assessor may, on or before April 25, recommend that
 21 the property owner or aggrieved taxpayer file a protest with
 22 the local board of review and may file a recommendation with
 23 the local board of review related to the informal review, or
 24 may enter into a signed written agreement with the property
 25 owner or aggrieved taxpayer authorizing the assessor to correct
 26 or modify the assessment according to the agreement of the
 27 parties.
 28 Sec. 11. Section 441.37, subsection 1, paragraph a,
 29 unnumbered paragraph 1, Code 2017, is amended to read as
 30 follows:
 31 Any property owner or aggrieved taxpayer who is dissatisfied
 32 with the owner's or taxpayer's assessment may file a protest
 33 against such assessment with the board of review on or
 34 after April 2, to and including April 30, of the year of the
 35 assessment. In any county which has been declared to be a

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1 disaster area by proper federal authorities after March 1 and
 2 prior to May 20 of said year of assessment, the board of review
 3 shall be authorized to remain in session until June 15 and the
 4 time for filing a protest shall be extended to and include the
 5 period from May 25 to June 5 of such year. The protest shall
 6 be in writing on forms prescribed by the director of revenue
 7 and, except as provided in subsection 3, signed by the one
 8 protesting or by the protester's duly authorized agent. The
 9 taxpayer may have an oral hearing on the protest if the request
 10 for the oral hearing is made in writing at the time of filing
 11 the protest. The protest must be confined to one or more of the
 12 following grounds:
 13 Sec. 12. Section 441.37, subsection 1, paragraph a,
 14 subparagraph (1), Code 2017, is amended to read as follows:
 15 ~~(1) For odd numbered assessment years and for even numbered~~
 16 ~~assessment years for property that was reassessed in such~~
 17 ~~even numbered assessment year:~~
 18 ~~(a) (1) That said assessment is not equitable as compared~~
 19 ~~with assessments of other like property in the taxing district.~~
 20 ~~When this ground is relied upon as the basis of a protest the~~
 21 ~~legal description and assessments of a representative number of~~
 22 ~~comparable properties, as described by the aggrieved taxpayer~~
 23 ~~shall be listed on the protest, otherwise said protest shall~~
 24 ~~not be considered on this ground.~~
 25 ~~(b) (2) That the property is assessed for more than the~~
 26 ~~value authorized by law. When this ground is relied upon, the~~

27 ~~protesting party shall state the specific amount which the~~
 28 ~~protesting party believes the property to be overassessed, and~~
 29 ~~the amount which the party considers to be its actual value and~~
 30 ~~fair assessment.~~

31 ~~(e) (3) That the property is not assessable, is exempt~~
 32 ~~from taxes, or is misclassified and stating the reasons for the~~
 33 ~~protest.~~

34 ~~(d) (4) That there is an error in the assessment and state~~
 35 ~~the specific alleged error. When this ground is relied upon,~~

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1 ~~the error may include but is not limited to listing errors,~~
 2 ~~clerical or mathematical errors, or other errors that result~~
 3 ~~in an error in the assessment.~~

4 ~~(e) (5) That there is fraud or misconduct in the assessment~~
 5 ~~which shall be specifically stated. For purposes of this~~
 6 ~~section, “misconduct” means the same as defined in section~~
 7 ~~441.9. If the local board of review, property assessment~~
 8 ~~appeal board, or district court decides in favor of the~~
 9 ~~property owner or aggrieved taxpayer and finds that there was~~
 10 ~~fraud or misconduct in the assessment, the property owner’s or~~
 11 ~~aggrieved taxpayer’s reasonable costs incurred in bringing the~~
 12 ~~protest or appeal shall be paid from the assessment expense~~
 13 ~~fund under section 441.16. For purposes of this section, costs~~
 14 ~~include but are not limited to legal fees, appraisal fees, and~~
 15 ~~witness fees.~~

16 Sec. 13. Section 441.37, subsection 1, paragraph a,
 17 subparagraph (2), Code 2017, is amended by striking the
 18 subparagraph.

19 Sec. 14. Section 441.37A, subsection 1, Code 2017, is
 20 amended to read as follows:

21 1. a. ~~For the assessment year beginning January 1, 2007,~~
 22 ~~and all subsequent assessment years beginning before January 1,~~
 23 ~~2021, appeals Appeals may be taken from the action of the board~~
 24 ~~of review with reference to protests of assessment, valuation,~~
 25 ~~or application of an equalization order to the property~~
 26 ~~assessment appeal board created in section 421.1A. However, a~~
 27 ~~property owner or aggrieved taxpayer or an appellant described~~
 28 ~~in section 441.42 may bypass the property assessment appeal~~
 29 ~~board and appeal the decision of the local board of review to~~
 30 ~~the district court pursuant to section 441.38.~~

31 b. For an appeal to the property assessment appeal board to
 32 be valid, ~~written notice must be filed by the party appealing~~
 33 ~~the decision with the secretary of the property assessment~~
 34 ~~appeal board a party must file an appeal with the board within~~
 35 ~~twenty days after the date of adjournment of the local board~~

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1 of review or May 31, whichever is later. The ~~written notice of~~
 2 ~~appeal shall include a petition setting forth~~ the basis of the

3 appeal and the relief sought. ~~No new~~ New grounds in addition
 4 to those set out in the protest to the local board of review,
 5 as provided in section 441.37 ~~can, may~~ be pleaded, ~~but and~~
 6 additional evidence to sustain those grounds set out in the
 7 protest to the local board of review may be introduced. The
 8 assessor shall have the same right to appeal to the assessment
 9 appeal board as an individual taxpayer, public body, or other
 10 public officer as provided in section 441.42. An appeal to the
 11 board is a contested case under chapter 17A.

12 c. Filing of the ~~written notice of appeal and petition~~
 13 with the ~~secretary of the property assessment appeal board~~
 14 shall preserve all rights of appeal of the appellant, except as
 15 otherwise provided in subsection 2. ~~A copy of the appellant's~~
 16 ~~written notice of appeal and petition shall be mailed by the~~
 17 ~~secretary of the property assessment appeal board to the local~~
 18 ~~board of review whose decision is being appealed.~~

19 d. ~~In all cases where a change in assessed valuation of one~~
 20 ~~hundred thousand dollars or more is petitioned for, the local~~
 21 ~~board of review shall mail a copy of the written notice of~~
 22 ~~appeal and petition to all affected taxing districts as shown~~
 23 ~~on the last available tax list. A copy of the appellant's~~
 24 ~~appeal shall be sent by the property assessment appeal board to~~
 25 ~~the local board of review whose decision is being appealed.~~

26 e. The property assessment appeal board may, by rule,
 27 provide for the filing of a ~~notice of appeal and petition with~~
 28 ~~the secretary of the board~~ an appeal by electronic means. All
 29 requirements of this section for an appeal to the board shall
 30 apply to an appeal filed electronically.

31 Sec. 15. Section 441.37A, subsection 2, paragraph b, Code
 32 2017, is amended to read as follows:

33 b. Each appeal may be considered by one or more members of
 34 the board, and the chairperson of the board may assign members
 35 to consider appeals. If a hearing is requested, it shall be

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1 open to the public and shall be conducted in accordance with
 2 the rules of practice and procedure adopted by the board. The
 3 board may provide by rule for participation in such hearings
 4 by telephone or other means of electronic communication.
 5 However, any deliberation of the board or of board members
 6 considering the appeal in reaching a decision on any appeal
 7 shall be confidential. Any deliberation of the board or of
 8 board members to rule on procedural motions in a pending appeal
 9 or to deliberate on the decision to be reached in an appeal
 10 is exempt from the provisions of chapter 21. The property
 11 assessment appeal board or any member of the board considering
 12 the appeal may require the production of any books, records,
 13 papers, or documents as evidence in any matter pending before
 14 the board that may be material, relevant, or necessary for the
 15 making of a just decision. Any books, records, papers, or
 16 documents produced as evidence shall become part of the record

17 of the appeal. Any testimony given relating to the appeal
18 shall be ~~transcribed~~ electronically recorded and made a part of
19 the record of the appeal.

20 Sec. 16. Section 441.37A, subsection 3, Code 2017, is
21 amended to read as follows:

22 3. *a.* The burden of proof for all appeals before the
23 board shall be as stated in section 441.21, subsection 3. The
24 board members considering the appeal shall determine anew all
25 questions arising before the local board of review ~~which that~~
26 relate to the liability of the property to assessment or the
27 amount ~~thereof of the assessment~~. All of the evidence shall
28 be considered and there shall be no presumption as to the
29 correctness of the valuation of assessment appealed from. ~~The~~
30 ~~property assessment appeal board shall issue a decision in each~~
31 ~~appeal filed with the board~~. If the appeal is considered by
32 less than the full membership of the board, the determination
33 made by such members shall be forwarded to the full board
34 for approval, rejection, or modification. If the initial
35 determination is rejected by the board, it shall be returned

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1 for reconsideration to the board members making the initial
2 determination. ~~Any deliberation of the board regarding an~~
3 ~~initial determination shall be confidential.~~

4 *b.* The decision of the board shall be considered the final
5 agency action ~~for purposes of further appeal, and is subject~~
6 ~~to judicial review as provided in section 441.37B~~, except as
7 otherwise provided in section 441.49. ~~The decision shall be~~
8 ~~final unless appealed to district court as provided in section~~
9 ~~441.38. A decision of the board modifying an assessment shall~~
10 ~~be sent to the county auditor and the assessor, who shall~~
11 ~~correct the assessment books accordingly. An appeal of the~~
12 ~~board's decision under section 441.37B shall not itself stay~~
13 ~~execution or enforcement of the board's decision.~~

14 *c.* The levy of taxes on any assessment appealed to the board
15 shall not be delayed by any proceeding before the board, and
16 if the assessment appealed from is reduced by the decision of
17 the board, any taxes levied upon that portion of the assessment
18 reduced shall be abated or, if already paid, shall, ~~by order~~
19 ~~of the board~~, be refunded ~~or credited against future property~~
20 ~~taxes levied against the property at the option of the property~~
21 ~~owner or aggrieved taxpayer.~~

22 *d.* If the subject of an appeal is the application of an
23 equalization order, the property assessment appeal board shall
24 not order a reduction in assessment greater than the amount
25 that the assessment was increased due to application of the
26 equalization order.

27 *e.* Each party to the appeal shall be responsible for the
28 costs of the appeal incurred by that party.

29 Sec. 17. NEW SECTION. 441.37B Appeal to district court from
30 property assessment appeal board.

31 1. A party who is aggrieved or adversely affected by a
 32 final action of the property assessment appeal board may seek
 33 judicial review of the action as provided in chapter 17A.
 34 Notwithstanding section 17A.19, subsection 2, a petition for
 35 judicial review of the action of the property assessment appeal

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1 board shall be filed in the district court of the county where
 2 the property that is subject to the appeal is located.
 3 2. Notwithstanding any provision of chapter 17A to the
 4 contrary, for appeals taken from the property assessment appeal
 5 board to district court, new grounds in addition to those set
 6 out in the appeal to the property assessment appeal board shall
 7 not be pleaded.
 8 3. Notwithstanding any provision of chapter 17A to the
 9 contrary, additional evidence to sustain those grounds set out
 10 in the appeal to the property assessment appeal board may not
 11 be introduced in an appeal to the district court.
 12 4. A decision of the district court modifying an assessment
 13 shall be sent to the county auditor and the assessor, who shall
 14 correct the assessment books accordingly.

15 Sec. 18. Section 441.38, Code 2017, is amended to read as
 16 follows:

17 **441.38 Appeal to district court from local board of review.**

18 1. Appeals may be taken from the action of the local board
 19 of review with reference to protests of assessment, to the
 20 district court of the county in which the board holds its
 21 sessions within twenty days after ~~its~~ the board's adjournment
 22 or May 31, whichever date is later. ~~Appeals may be taken from~~
 23 ~~the action of the property assessment appeal board to the~~
 24 ~~district court of the county where the property which is the~~
 25 ~~subject of the appeal is located within twenty days after the~~
 26 ~~letter of disposition of the appeal by the property assessment~~
 27 ~~appeal board is postmarked to the appellant. No new grounds~~
 28 ~~in addition to those set out in the protest to the local board~~
 29 ~~of review as provided in section 441.37, or in addition to~~
 30 ~~those set out in the appeal to the property assessment appeal~~
 31 ~~board, if applicable, can be pleaded. For appeals taken from~~
 32 ~~the local board of review directly to district court, new~~
 33 ~~grounds in addition to those set out in the protest to the~~
 34 ~~local board of review, as provided in section 441.37, may be~~
 35 ~~pleaded. Additional For appeals taken from the local board~~

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1 of review directly to district court, additional evidence to
 2 sustain those grounds set out in the protest to the local board
 3 of review may be introduced in an appeal from the local board
 4 of review to the district court. However, no new evidence to
 5 sustain those grounds may be introduced in an appeal from the
 6 property assessment appeal board to the district court. The

7 assessor shall have the same right to appeal and in the same
 8 manner as an individual taxpayer, public body, or other public
 9 officer as provided in section 441.42. Appeals shall be taken
 10 by filing a written notice of appeal with the clerk of district
 11 court. Filing of the written notice of appeal shall preserve
 12 all rights of appeal of the appellant.

13 ~~2. If the appeal to district court is taken from the action~~
 14 ~~of the local board of review, notice~~ Notice of appeal shall
 15 be served as an original notice on the chairperson, presiding
 16 officer, or clerk of the board of review after the filing of
 17 notice under subsection 1 with the clerk of district court. ~~If~~
 18 ~~the appeal to district court is taken from the action of the~~
 19 ~~property assessment appeal board, notice of appeal shall be~~
 20 ~~served as an original notice on the secretary of the property~~
 21 ~~assessment appeal board after the filing of notice under~~
 22 ~~subsection 1 with the clerk of district court.~~

23 3. The court shall hear the appeal in equity and determine
 24 anew all questions arising before the board of review that
 25 relate to the liability of the property to assessment or
 26 the amount of the assessment. The court shall consider all
 27 of the evidence and there shall be no presumption as to the
 28 correctness of the valuation or assessment appealed from. The
 29 court's decision shall be certified by the clerk of the court
 30 to the county auditor and the assessor, who shall correct the
 31 assessment books accordingly.

32 Sec. 19. Section 441.39, Code 2017, is amended by striking
 33 the section and inserting in lieu thereof the following:

34 **441.39 Notice of assessment protests and appeals to taxing**
 35 **districts.**

Page 15

1 1. If a property owner or aggrieved taxpayer appeals a
 2 decision of the board of review to the property assessment
 3 appeal board or to district court and requests an adjustment in
 4 valuation of one hundred thousand dollars or more, the assessor
 5 shall notify all affected taxing districts as shown on the last
 6 available tax list.

7 2. In addition to any other requirement for providing
 8 of notice, if a property owner or aggrieved taxpayer files
 9 a protest against the assessment of property valued by the
 10 assessor at five million dollars or more or files an appeal
 11 to the property assessment appeal board or the district court
 12 with regard to such property, the assessor shall provide notice
 13 to the school district in which such property is located
 14 within ten days of the filing of the protest or the appeal, as
 15 applicable.

16 Sec. 20. Section 441.40, Code 2017, is amended to read as
 17 follows:

18 **441.40 Costs, fees, and expenses apportioned.**

19 The clerk of the court shall likewise certify to the county
 20 treasurer the costs assessed by the court on any appeal from a

21 board of review to the district court, in all cases where ~~said~~
 22 ~~the~~ costs are taxed against the board of review or any taxing
 23 ~~body district~~. Thereupon the county treasurer shall compute
 24 and apportion the ~~said~~ costs between the various taxing ~~bodies~~
 25 ~~districts~~ participating in the proceeds of the collection of
 26 the taxes involved in any such appeal, and ~~said the~~ treasurer
 27 shall so compute and apportion the various amounts which ~~said~~
 28 ~~the~~ taxing ~~bodies districts~~ are required to pay in proportion
 29 to the amount of taxes each of ~~said the~~ taxing ~~bodies districts~~
 30 is entitled to receive from the whole amount of taxes involved
 31 in each of such appeals. The ~~said~~ county treasurer shall
 32 deduct from the proceeds of all general taxes collected the
 33 amount of costs so computed and apportioned by the treasurer
 34 from the moneys due to each taxing ~~body district~~ from general
 35 taxes collected. The amount ~~so~~ deducted shall be certified to

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1 each taxing ~~body district~~ in lieu of moneys collected. ~~Said~~
 2 ~~The~~ county treasurer shall pay to the clerk of the district
 3 court the amount of ~~said the~~ costs so computed, apportioned,
 4 and collected by the treasurer in all cases now on file or
 5 hereafter filed in which ~~said the~~ costs have not been paid.
 6 Sec. 21. Section 441.41, Code 2017, is amended to read as
 7 follows:

8 **441.41 Legal counsel.**

9 In the case of cities having an assessor, the city legal
 10 department shall represent the assessor and board of review
 11 in all litigation dealing with assessments. In the case of
 12 counties, the county attorney shall represent the assessor and
 13 board of review in all litigation dealing with assessments.
 14 Any taxing ~~body district~~ interested in the taxes received from
 15 such assessments may be represented by an attorney and shall
 16 be required to appear by attorney upon written request of the
 17 assessor to the presiding officer of any such taxing ~~body~~
 18 ~~district~~. The conference board may employ special counsel to
 19 assist the city legal department or county attorney as the case
 20 may be.

21 Sec. 22. Section 441.44, Code 2017, is amended to read as
 22 follows:

23 **441.44 Notice of voluntary settlement.**

24 1. The property assessment appeal board may adopt rules
 25 establishing requirements for notices of voluntary settlements
 26 in appeals before the board to be served upon affected taxing
 27 districts.

28 2. No A voluntary court settlement of an assessment appeal
 29 shall not be valid unless written notice ~~thereof of the~~
 30 settlement shall first be served upon each of the affected
 31 taxing bodies interested in the taxes derived from such
 32 assessment districts.

33 Sec. 23. Section 443.11, Code 2017, is amended to read as

34 follows:

35 **443.11 Procedure on appeal.**

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1 The appeal provided for in section 443.8 shall be taken
 2 within ten days from the time of the final action of the
 3 assessor or auditor, by a written notice to that effect to the
 4 assessor or auditor, and served as an original notice. The
 5 court on appeal shall hear and determine the rights of the
 6 parties in the same manner as appeals from the board of review,
 7 as prescribed in sections ~~441.39~~ 441.38 and 441.43.

8 Sec. 24. Section 602.8102, subsection 61, Code 2017, is
 9 amended to read as follows:

10 61. Certify the final decision of the district court
 11 in an appeal of the tax assessments as provided in section
 12 ~~441.39~~ 441.37B or 441.38. Costs of the appeal to be assessed
 13 against the board of review or a taxing ~~body~~ district shall be
 14 certified to the treasurer as provided in section 441.40.

15 Sec. 25. REPEAL. 2005 Iowa Acts, chapter 150, section 134,
 16 as amended by 2013 Iowa Acts, chapter 123, section 62, and 2015
 17 Iowa Acts, chapter 109, section 1, is repealed.

18 Sec. 26. REPEAL. Sections 441.38A and 441.38B, Code 2017,
 19 are repealed.

20 Sec. 27. ASSESSOR CONTINUING EDUCATION STUDY — REPORT.

21 1. The department of revenue shall study the current system
 22 of continuing education for assessors and deputy assessors
 23 under chapter 441 and make recommendations for changes.

24 2. The department of revenue shall prepare and file a report
 25 detailing recommendations for changes to the current system of
 26 assessor and deputy assessor continuing education requirements.
 27 The report shall be filed by the department of revenue with
 28 the chairpersons and ranking members of the ways and means
 29 committees of the senate and the house of representatives and
 30 with the legislative services agency by December 15, 2017.

31 Sec. 28. EFFECTIVE UPON ENACTMENT. The following
 32 provisions of this Act, being deemed of immediate importance,
 33 take effect upon enactment:

- 34 1. The section of this Act amending section 441.9.
 35 2. The section of this Act amending section 441.21.

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1 subsection 3, paragraph “b”.

2 Sec. 29. APPLICABILITY. Except as otherwise provided in
 3 this Act, this Act applies to assessment years beginning on or
 4 after January 1, 2018.

5 Sec. 30. APPLICABILITY. The following provisions of this
 6 Act apply beginning January 1, 2018, for the appointment of
 7 assessors and deputy assessors that are not reappointments
 8 occurring on or after that date:

- 9 1. The section of this Act amending section 441.5,

10 subsection 3.

11 2. The section of this Act enacting section 441.5,
12 subsection 3A.

13 3. The section of this Act enacting section 441.10,
14 subsection 1A.

15 Sec. 31. RETROACTIVE APPLICABILITY. The following
16 provision of this Act applies retroactively to January 1, 2017,
17 for assessment years beginning on or after that date:

18 1. The portion of the section of this Act enacting section
19 441.21, subsection 3, paragraph "b", subparagraph (3).>

20 2. Title page, by striking line 6 and inserting <the board,
21 modifying requirements for assessors and deputy assessors,
22 and including effective date, applicability, and retroactive
23 applicability provisions.>

RANDY FEENSTRA

S-3365

1 Amend Senate File 516 as follows:

2 1. Page 8, after line 27 by inserting:

3 <Sec. __. Section 272.2, Code 2017, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 20. Adopt rules requiring persons
6 holding a license, certificate, authorization, or statement
7 of recognition issued by the board who provide a service to
8 students to undergo one hour of training on suicide awareness
9 and prevention per calendar year as a condition of renewal
10 of the license, certificate, authorization, or statement of
11 recognition. A person may meet this requirement through
12 independent self-review of training materials approved by the
13 board.>

14 2. By renumbering as necessary.

BRAD ZAUN

S-3366

1 Amend Senate File 515 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:

4 <DIVISION I

5 DEPARTMENT ON AGING — FY 2017–2018

6 Section 1. DEPARTMENT ON AGING. There is appropriated from
7 the general fund of the state to the department on aging for
8 the fiscal year beginning July 1, 2017, and ending June 30,
9 2018, the following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:

11 For aging programs for the department on aging and area
12 agencies on aging to provide citizens of Iowa who are 60 years
13 of age and older with case management for frail elders, Iowa's
14 aging and disabilities resource center, and other services

15 which may include but are not limited to adult day services,
 16 respite care, chore services, information and assistance,
 17 and material aid, for information and options counseling for
 18 persons with disabilities who are 18 years of age or older,
 19 and for salaries, support, administration, maintenance, and
 20 miscellaneous purposes, and for not more than the following
 21 full-time equivalent positions:

22	\$	11,042,476
23	FTEs	27.00

24 1. Funds appropriated in this section may be used to
 25 supplement federal funds under federal regulations. To
 26 receive funds appropriated in this section, a local area
 27 agency on aging shall match the funds with moneys from other
 28 sources according to rules adopted by the department. Funds
 29 appropriated in this section may be used for elderly services
 30 not specifically enumerated in this section only if approved
 31 by an area agency on aging for provision of the service within
 32 the area.

33 2. Of the funds appropriated in this section, \$279,946 is
 34 transferred to the economic development authority for the Iowa
 35 commission on volunteer services to be used for the retired and

Page 2

1 senior volunteer program.

2 3. a. The department on aging shall establish and enforce
 3 procedures relating to expenditure of state and federal funds
 4 by area agencies on aging that require compliance with both
 5 state and federal laws, rules, and regulations, including but
 6 not limited to all of the following:

7 (1) Requiring that expenditures are incurred only for goods
 8 or services received or performed prior to the end of the
 9 fiscal period designated for use of the funds.

10 (2) Prohibiting prepayment for goods or services not
 11 received or performed prior to the end of the fiscal period
 12 designated for use of the funds.

13 (3) Prohibiting the prepayment for goods or services
 14 not defined specifically by good or service, time period, or
 15 recipient.

16 (4) Prohibiting the establishment of accounts from which
 17 future goods or services which are not defined specifically by
 18 good or service, time period, or recipient, may be purchased.

19 b. The procedures shall provide that if any funds are
 20 expended in a manner that is not in compliance with the
 21 procedures and applicable federal and state laws, rules, and
 22 regulations, and are subsequently subject to repayment, the
 23 area agency on aging expending such funds in contravention of
 24 such procedures, laws, rules and regulations, not the state,
 25 shall be liable for such repayment.

26 4. Of the funds appropriated in this section, at least
 27 \$250,000 shall be used to fund the unmet needs identified
 28 through Iowa's aging and disability resource center network.

29 5. Of the funds appropriated in this section, at least
 30 \$600,000 shall be used to fund home and community-based
 31 services through the area agencies on aging that enable older
 32 individuals to avoid more costly utilization of residential or
 33 institutional services and remain in their own homes.
 34 6. Of the funds appropriated in this section, \$812,537
 35 shall be used for the purposes of chapter 231E and section

Page 3

1 231.56A, of which \$350,000 shall be used for the office of
 2 substitute decision maker pursuant to chapter 231E, and the
 3 remainder shall be distributed equally to the area agencies on
 4 aging to administer the prevention of elder abuse, neglect, and
 5 exploitation program pursuant to section 231.56A, in accordance
 6 with the requirements of the federal Older Americans Act of
 7 1965, 42 U.S.C. §3001 et seq., as amended.

8 7. Of the funds appropriated in this section, \$750,000
 9 shall be used to fund continuation of the aging and disability
 10 resource center lifelong links to provide individuals and
 11 caregivers with information and services to plan for and
 12 maintain independence.

13 8. Notwithstanding section 8.39, for the fiscal year
 14 beginning July 1, 2017, the department may transfer funds
 15 within or between the allocations made in this division of this
 16 Act for the same fiscal year in accordance with departmental
 17 priorities. The department shall report any such transfers
 18 to the individuals specified in this Act for submission of
 19 reports. This subsection shall not be construed to prohibit
 20 the use of existing state transfer authority for other
 21 purposes.

DIVISION II

23 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2017–2018

24 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
 25 appropriated from the general fund of the state to the office
 26 of long-term care ombudsman for the fiscal year beginning July
 27 1, 2017, and ending June 30, 2018, the following amount, or
 28 so much thereof as is necessary, to be used for the purposes
 29 designated:

30 For salaries, support, administration, maintenance, and
 31 miscellaneous purposes, and for not more than the following
 32 full-time equivalent positions:

33	\$	1,160,281
34	FTEs	16.00

35 DIVISION III

Page 4

1 DEPARTMENT OF PUBLIC HEALTH — FY 2017–2018
 2 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
 3 from the general fund of the state to the department of public
 4 health for the fiscal year beginning July 1, 2017, and ending

5 June 30, 2018, the following amounts, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 1. ADDICTIVE DISORDERS

8 For reducing the prevalence of the use of tobacco, alcohol,
9 and other drugs, and treating individuals affected by addictive
10 behaviors, including gambling, and for not more than the
11 following full-time equivalent positions:

12	\$	24,985,831
13	FTEs	10.00

14 a. (1) Of the funds appropriated in this subsection,
15 \$4,021,225 shall be used for the tobacco use prevention
16 and control initiative, including efforts at the state and
17 local levels, as provided in chapter 142A. The commission
18 on tobacco use prevention and control established pursuant
19 to section 142A.3 shall advise the director of public health
20 in prioritizing funding needs and the allocation of moneys
21 appropriated for the programs and initiatives. Activities
22 of the programs and initiatives shall be in alignment with
23 the United States centers for disease control and prevention
24 best practices for comprehensive tobacco control programs that
25 include the goals of preventing youth initiation of tobacco
26 usage, reducing exposure to secondhand smoke, and promotion
27 of tobacco cessation. To maximize resources, the department
28 shall determine if third-party sources are available to
29 instead provide nicotine replacement products to an applicant
30 prior to provision of such products to an applicant under
31 the initiative. The department shall track and report to
32 the individuals specified in this Act, any reduction in
33 the provision of nicotine replacement products realized by
34 the initiative through implementation of the prerequisite
35 screening.

Page 5

1 (2) (a) The department shall collaborate with the
2 alcoholic beverages division of the department of commerce for
3 enforcement of tobacco laws, regulations, and ordinances and to
4 engage in tobacco control activities approved by the division
5 of tobacco use prevention and control of the department of
6 public health as specified in the memorandum of understanding
7 entered into between the divisions.

8 (b) For the fiscal year beginning July 1, 2017, and ending
9 June 30, 2018, the terms of the memorandum of understanding,
10 entered into between the division of tobacco use prevention
11 and control of the department of public health and the
12 alcoholic beverages division of the department of commerce,
13 governing compliance checks conducted to ensure licensed retail
14 tobacco outlet conformity with tobacco laws, regulations, and
15 ordinances relating to persons under 18 years of age, shall
16 continue to restrict the number of such checks to one check per
17 retail outlet, and one additional check for any retail outlet
18 found to be in violation during the first check.

19 b. Of the funds appropriated in this subsection,
 20 \$20,964,606 shall be used for problem gambling and
 21 substance-related disorder prevention, treatment, and recovery
 22 services, including a 24-hour helpline, public information
 23 resources, professional training, youth prevention, and program
 24 evaluation.

25 c. The requirement of section 123.17, subsection 5, is met
 26 by the appropriations and allocations made in this division of
 27 this Act for purposes of substance-related disorder treatment
 28 and addictive disorders for the fiscal year beginning July 1,
 29 2017.

30 2. HEALTHY CHILDREN AND FAMILIES

31 For promoting the optimum health status for children,
 32 adolescents from birth through 21 years of age, and families,
 33 and for not more than the following full-time equivalent
 34 positions:

35 \$ 5,325,632

Page 6

1 FTEs 12.00

2 a. Of the funds appropriated in this subsection, not more
 3 than \$734,841 shall be used for the healthy opportunities for
 4 parents to experience success (HOPES)-healthy families Iowa
 5 (HFI) program established pursuant to section 135.106. The
 6 funding shall be distributed to renew the grants that were
 7 provided to the grantees that operated the program during the
 8 fiscal year ending June 30, 2017.

9 b. In order to implement the legislative intent stated in
 10 sections 135.106 and 256I.9, that priority for home visitation
 11 program funding be given to programs using evidence-based or
 12 promising models for home visitation, it is the intent of the
 13 general assembly to phase in the funding priority in accordance
 14 with 2012 Iowa Acts, chapter 1133, section 2, subsection 2,
 15 paragraph "0b".

16 c. Of the funds appropriated in this subsection, \$3,075,101
 17 shall be used for continuation of the department's initiative
 18 to provide for adequate developmental surveillance and
 19 screening during a child's first five years. The funds shall
 20 be used first to fully fund the current sites to ensure that
 21 the sites are fully operational, with the remaining funds
 22 to be used for expansion to additional sites. The full
 23 implementation and expansion shall include enhancing the scope
 24 of the initiative through collaboration with the child health
 25 specialty clinics to promote healthy child development through
 26 early identification and response to both biomedical and social
 27 determinants of healthy development; by monitoring child
 28 health metrics to inform practice, document long-term health
 29 impacts and savings, and provide for continuous improvement
 30 through training, education, and evaluation; and by providing
 31 for practitioner consultation particularly for children with
 32 behavioral conditions and needs. The department of public

33 health shall also collaborate with the Iowa Medicaid enterprise
34 and the child health specialty clinics to integrate the
35 activities of the first five initiative into the establishment

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1 of patient-centered medical homes, community utilities,
2 accountable care organizations, and other integrated care
3 models developed to improve health quality and population
4 health while reducing health care costs. To the maximum extent
5 possible, funding allocated in this paragraph shall be utilized
6 as matching funds for medical assistance program reimbursement.

7 d. Of the funds appropriated in this subsection, \$64,640
8 shall be distributed to a statewide dental carrier to provide
9 funds to continue the donated dental services program patterned
10 after the projects developed by the lifeline network to provide
11 dental services to indigent individuals who are elderly or with
12 disabilities.

13 e. Of the funds appropriated in this subsection, \$156,482
14 shall be used to provide audiological services and hearing
15 aids for children. The department may enter into a contract
16 to administer this paragraph.

17 f. Of the funds appropriated in this subsection, \$23,000 is
18 transferred to the university of Iowa college of dentistry for
19 provision of primary dental services to children. State funds
20 shall be matched on a dollar-for-dollar basis. The university
21 of Iowa college of dentistry shall coordinate efforts with the
22 department of public health, bureau of oral and health delivery
23 systems, to provide dental care to underserved populations
24 throughout the state.

25 g. Of the funds appropriated in this subsection, \$50,000
26 shall be used to address youth suicide prevention.

27 h. Of the funds appropriated in this subsection, \$40,511
28 shall be used to support the Iowa effort to address the survey
29 of children who experience adverse childhood experiences known
30 as ACEs.

31 i. The department of public health shall continue to
32 administer the program to assist parents in this state with
33 costs resulting from the death of a child in accordance with
34 the provisions of 2014 Iowa Acts, chapter 1140, section 22,
35 subsection 12.

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1 3. CHRONIC CONDITIONS

2 For serving individuals identified as having chronic
3 conditions or special health care needs, and for not more than
4 the following full-time equivalent positions:

5	\$	4,170,750
6	FTEs	5.00

7 a. Of the funds appropriated in this subsection, \$153,755
8 shall be used for grants to individual patients who have an

9 inherited metabolic disorder to assist with the costs of
10 medically necessary foods and formula.

11 b. Of the funds appropriated in this subsection, \$1,020,794
12 shall be used for the brain injury services program pursuant
13 to section 135.22B, including for contracting with an existing
14 nationally affiliated and statewide organization whose purpose
15 is to educate, serve, and support Iowans with brain injury and
16 their families for resource facilitator services in accordance
17 with section 135.22B, subsection 9, and for contracting to
18 enhance brain injury training and recruitment of service
19 providers on a statewide basis. Of the amount allocated in
20 this paragraph, \$95,000 shall be used to fund one full-time
21 equivalent position to serve as the state brain injury services
22 program manager.

23 c. Of the funds appropriated in this subsection, \$144,097
24 shall be used for the public purpose of continuing to contract
25 with an existing national-affiliated organization to provide
26 education, client-centered programs, and client and family
27 support for people living with epilepsy and their families.
28 The amount allocated in this paragraph in excess of \$100,000
29 shall be matched dollar-for-dollar by the organization
30 specified.

31 d. Of the funds appropriated in this subsection, \$809,550
32 shall be used for child health specialty clinics.

33 e. Of the funds appropriated in this subsection, \$384,552
34 shall be used by the regional autism assistance program
35 established pursuant to section 256.35, and administered by

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1 the child health specialty clinic located at the university of
2 Iowa hospitals and clinics. The funds shall be used to enhance
3 interagency collaboration and coordination of educational,
4 medical, and other human services for persons with autism,
5 their families, and providers of services, including delivering
6 regionalized services of care coordination, family navigation,
7 and integration of services through the statewide system of
8 regional child health specialty clinics and fulfilling other
9 requirements as specified in chapter 225D. The university of
10 Iowa shall not receive funds allocated under this paragraph for
11 indirect costs associated with the regional autism assistance
12 program.

13 f. Of the funds appropriated in this subsection, \$577,375
14 shall be used for the comprehensive cancer control program to
15 reduce the burden of cancer in Iowa through prevention, early
16 detection, effective treatment, and ensuring quality of life.
17 Of the funds allocated in this paragraph "f", \$150,000 shall
18 be used to support a melanoma research symposium, a melanoma
19 biorepository and registry, basic and translational melanoma
20 research, and clinical trials.

21 g. Of the funds appropriated in this subsection, \$97,532
22 shall be used for cervical and colon cancer screening, and

23 \$177,720 shall be used to enhance the capacity of the cervical
24 cancer screening program to include provision of recommended
25 prevention and early detection measures to a broader range of
26 low-income women.

27 h. Of the funds appropriated in this subsection, \$506,355
28 shall be used for the center for congenital and inherited
29 disorders.

30 i. Of the funds appropriated in this subsection,
31 \$215,263 shall be used by the department of public health
32 for reform-related activities, including but not limited to
33 facilitation of communication to stakeholders at the state and
34 local level, administering the patient-centered health advisory
35 council pursuant to section 135.159, and involvement in health

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1 care system innovation activities occurring across the state.

2 j. Of the funds appropriated in this subsection, \$22,100
3 shall be used for administration of chapter 124D, the medical
4 cannabidiol Act.

5 4. COMMUNITY CAPACITY

6 For strengthening the health care delivery system at the
7 local level, and for not more than the following full-time
8 equivalent positions:

9	\$	2,907,776
10	FTEs	13.00

11 a. Of the funds appropriated in this subsection, \$95,575
12 is allocated for continuation of the child vision screening
13 program implemented through the university of Iowa hospitals
14 and clinics in collaboration with early childhood Iowa areas.
15 The program shall submit a report to the individuals identified
16 in this Act for submission of reports regarding the use of
17 funds allocated under this paragraph "a". The report shall
18 include the objectives and results for the program year
19 including the target population and how the funds allocated
20 assisted the program in meeting the objectives; the number,
21 age, and location within the state of individuals served;
22 the type of services provided to the individuals served; the
23 distribution of funds based on service provided; and the
24 continuing needs of the program.

25 b. Of the funds appropriated in this subsection, \$105,656 is
26 allocated for continuation of an initiative implemented at the
27 university of Iowa to expand and improve the workforce engaged
28 in mental health treatment and services. The initiative shall
29 receive input from the university of Iowa, the department of
30 human services, the department of public health, and the mental
31 health and disability services commission to address the focus
32 of the initiative.

33 c. Of the funds appropriated in this section, \$83,315 shall
34 be deposited in the governmental public health system fund
35 created in section 135A.8 to be used for the purposes of the

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1 fund.

2 d. Of the funds appropriated in this subsection,
3 \$48,069 shall be used for a grant to a statewide association
4 of psychologists that is affiliated with the American
5 psychological association to be used for continuation of a
6 program to rotate intern psychologists in placements in urban
7 and rural mental health professional shortage areas, as defined
8 in section 135.180.

9 e. Of the funds appropriated in this subsection, the
10 following amounts are allocated to be used as follows to
11 support the Iowa collaborative safety net provider network
12 goals of increased access, health system integration, and
13 engagement:

14 (1) Not less than \$521,863 is allocated to the Iowa
15 prescription drug corporation for continuation of the
16 pharmaceutical infrastructure for safety net providers as
17 described in 2007 Iowa Acts, chapter 218, section 108, and for
18 the prescription drug donation repository program created in
19 chapter 135M.

20 (2) Not less than \$334,870 is allocated to free clinics and
21 free clinics of Iowa for necessary infrastructure, statewide
22 coordination, provider recruitment, service delivery, and
23 provision of assistance to patients in securing a medical home
24 inclusive of oral health care.

25 (3) Not less than \$25,000 is allocated to the Iowa
26 association of rural health clinics for necessary
27 infrastructure and service delivery transformation.

28 (4) Not less than \$100,000 is allocated to the Polk county
29 medical society for continuation of the safety net provider
30 patient access to a specialty health care initiative as
31 described in 2007 Iowa Acts, chapter 218, section 109.

32 f. Of the funds appropriated in this subsection,
33 \$76,231 shall be used by the department in implementing
34 the recommendations in the final report submitted by the
35 direct care worker advisory council to the governor and the

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1 general assembly in March 2012, including by continuing to
2 develop, promote, and make available on a statewide basis the
3 prepare-to-care core curriculum and its associated modules
4 and specialties through various formats including online
5 access, community colleges, and other venues; exploring new and
6 maintaining existing specialties including but not limited to
7 oral health and dementia care; supporting instructor training;
8 and assessing and making recommendations concerning the Iowa
9 care book and information technology systems and infrastructure
10 uses and needs.

11 g. Of the funds appropriated in this subsection, \$191,188
12 shall be allocated for continuation of the contract with

13 an independent statewide direct care worker organization
14 previously selected through a request for proposals process.
15 The contract shall continue to include performance and outcomes
16 measures, and shall continue to allow the contractor to use a
17 portion of the funds received under the contract to collect
18 data to determine results based on the performance and outcomes
19 measures.

20 h. Of the funds appropriated in this subsection, the
21 department may use up to \$58,175 for up to one full-time
22 equivalent position to administer the volunteer health care
23 provider program pursuant to section 135.24.

24 i. Of the funds appropriated in this subsection, \$96,138
25 shall be used for a matching dental education loan repayment
26 program to be allocated to a dental nonprofit health service
27 corporation to continue to develop the criteria and implement
28 the loan repayment program.

29 j. Of the funds appropriated in this subsection, \$52,911 is
30 transferred to the college student aid commission for deposit
31 in the rural Iowa primary care trust fund created in section
32 261.113 to be used for the purposes of the fund.

33 k. Of the funds appropriated in this subsection, \$150,000
34 shall be used for the purposes of the Iowa donor registry as
35 specified in section 142C.18.

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1 l. Of the funds appropriated in this subsection, \$96,138
2 shall be used for continuation of a grant to a nationally
3 affiliated volunteer eye organization that has an established
4 program for children and adults and that is solely dedicated to
5 preserving sight and preventing blindness through education,
6 nationally certified vision screening and training, and
7 community and patient service programs. The organization
8 shall submit a report to the individuals identified in this
9 Act for submission of reports regarding the use of funds
10 allocated under this paragraph "l". The report shall include
11 the objectives and results for the program year including
12 the target population and how the funds allocated assisted
13 the program in meeting the objectives; the number, age, and
14 location within the state of individuals served; the type of
15 services provided to the individuals served; the distribution
16 of funds based on services provided; and the continuing needs
17 of the program.

18 5. ESSENTIAL PUBLIC HEALTH SERVICES

19 To provide public health services that reduce risks and
20 invest in promoting and protecting good health over the
21 course of a lifetime with a priority given to older Iowans and
22 vulnerable populations:

23 \$ 8,197,878

24 6. INFECTIOUS DISEASES

25 For reducing the incidence and prevalence of communicable
26 diseases, and for not more than the following full-time

27	equivalent positions:		
28	\$	1,646,426
29	FTEs	4.00
30	7. PUBLIC PROTECTION		
31	For protecting the health and safety of the public through		
32	establishing standards and enforcing regulations, and for not		
33	more than the following full-time equivalent positions:		
34	\$	4,195,139
35	FTEs	138.00

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1 a. Of the funds appropriated in this subsection, not more
2 than \$304,700 shall be credited to the emergency medical
3 services fund created in section 135.25. Moneys in the
4 emergency medical services fund are appropriated to the
5 department to be used for the purposes of the fund.

6 b. Of the funds appropriated in this subsection, up
7 to \$243,260 shall be used for sexual violence prevention
8 programming through a statewide organization representing
9 programs serving victims of sexual violence through the
10 department's sexual violence prevention program, and for
11 continuation of a training program for sexual assault
12 response team (SART) members, including representatives of
13 law enforcement, victim advocates, prosecutors, and certified
14 medical personnel. The amount allocated in this paragraph "b"
15 shall not be used to supplant funding administered for other
16 sexual violence prevention or victims assistance programs.

17 c. Of the funds appropriated in this subsection, up to
18 \$575,627 shall be used for the state poison control center.
19 Pursuant to the directive under 2014 Iowa Acts, chapter
20 1140, section 102, the federal matching funds available to
21 the state poison control center from the department of human
22 services under the federal Children's Health Insurance Program
23 Reauthorization Act allotment shall be subject to the federal
24 administrative cap rule of 10 percent applicable to funding
25 provided under Tit. XXI of the federal Social Security Act and
26 included within the department's calculations of the cap.

27 d. Of the funds appropriated in this subsection, up to
28 \$516,982 shall be used for childhood lead poisoning provisions.

29 **8. RESOURCE MANAGEMENT**

30 For establishing and sustaining the overall ability of the
31 department to deliver services to the public, and for not more
32 than the following full-time equivalent positions:

33	\$	971,215
34	FTEs	4.00

35 **9. MISCELLANEOUS PROVISIONS**

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1 The university of Iowa hospitals and clinics under the
2 control of the state board of regents shall not receive

3 indirect costs from the funds appropriated in this section.
 4 The university of Iowa hospitals and clinics billings to the
 5 department shall be on at least a quarterly basis.

6 10. GENERAL REDUCTION

7 For the period beginning July 1, 2017, and ending June 30,
 8 2018, the department of public health, in consultation with
 9 the department of management, shall identify and implement a
 10 reduction in expenditures made from appropriations from the
 11 general fund to the department of public health in the amount
 12 of \$1,281,367.

13 11. TRANSFERS

14 Notwithstanding section 8.39, for the fiscal year beginning
 15 July 1, 2017, the department may transfer funds within or
 16 between any of the allocations or appropriations made in this
 17 division of this Act for the same fiscal year, to be used in
 18 accordance with departmental priorities as specified in the
 19 department's report to the general assembly submitted pursuant
 20 to 2016 Iowa Acts, chapter 1139, section 3. The department
 21 shall report any such transfers to the individuals specified
 22 in this Act for submission of reports. This subsection shall
 23 not be construed to prohibit the use of existing state transfer
 24 authority for other purposes.

25 DIVISION IV

26 DEPARTMENT OF VETERANS AFFAIRS — FY 2017–2018

27 Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is
 28 appropriated from the general fund of the state to the
 29 department of veterans affairs for the fiscal year beginning
 30 July 1, 2017, and ending June 30, 2018, the following amounts,
 31 or so much thereof as is necessary, to be used for the purposes
 32 designated:

33 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

34 For salaries, support, maintenance, and miscellaneous
 35 purposes, and for not more than the following full-time

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1	equivalent positions:		
2	\$	1,142,557
3	FTEs	15.00
4	2. IOWA VETERANS HOME		
5	For salaries, support, maintenance, and miscellaneous		
6	purposes:		
7	\$	7,228,140
8	a. The Iowa veterans home billings involving the department		
9	of human services shall be submitted to the department on at		
10	least a monthly basis.		
11	b. Within available resources and in conformance with		
12	associated state and federal program eligibility requirements,		
13	the Iowa veterans home may implement measures to provide		
14	financial assistance to or on behalf of veterans or their		
15	spouses who are participating in the community reentry program.		
16	c. The Iowa veterans home expenditure report shall be		

17 submitted monthly to the legislative services agency.
 18 d. The Iowa veterans home shall continue to include in the
 19 annual discharge report applicant information to provide for
 20 the collection of demographic information including but not
 21 limited to the number of individuals applying for admission and
 22 admitted or denied admittance and the basis for the admission
 23 or denial; the age, gender, and race of such individuals;
 24 and the level of care for which such individuals applied for
 25 admission including residential or nursing level of care.

26 3. HOME OWNERSHIP ASSISTANCE PROGRAM

27 For transfer to the Iowa finance authority for the
 28 continuation of the home ownership assistance program for
 29 persons who are or were eligible members of the armed forces of
 30 the United States, pursuant to section 16.54:

31 \$ 2,000,000

32 Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
 33 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
 34 appropriation in section 35A.16 for the fiscal year beginning
 35 July 1, 2017, and ending June 30, 2018, the amount appropriated

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1 from the general fund of the state pursuant to that section
 2 for the following designated purposes shall not exceed the
 3 following amount:

4 For the county commissions of veteran affairs fund under
 5 section 35A.16:

6 \$ 947,925

7 DIVISION V

8 DEPARTMENT OF HUMAN SERVICES — FY 2017–2018

9 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 10 GRANT. There is appropriated from the fund created in section
 11 8.41 to the department of human services for the fiscal year
 12 beginning July 1, 2017, and ending June 30, 2018, from moneys
 13 received under the federal temporary assistance for needy
 14 families (TANF) block grant pursuant to the federal Personal
 15 Responsibility and Work Opportunity Reconciliation Act of 1996,
 16 Pub. L. No. 104-193, and successor legislation, the following
 17 amounts, or so much thereof as is necessary, to be used for the
 18 purposes designated:

19 1. To be credited to the family investment program account
 20 and used for assistance under the family investment program
 21 under chapter 239B:

22 \$ 5,112,462

23 2. To be credited to the family investment program account
 24 and used for the job opportunities and basic skills (JOBS)
 25 program and implementing family investment agreements in
 26 accordance with chapter 239B:

27 \$ 5,575,693

28 3. To be used for the family development and
 29 self-sufficiency grant program in accordance with section
 30 216A.107:

31 \$ 2,898,980
 32 Notwithstanding section 8.33, moneys appropriated in this
 33 subsection that remain unencumbered or unobligated at the close
 34 of the fiscal year shall not revert but shall remain available
 35 for expenditure for the purposes designated until the close of

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1 the succeeding fiscal year. However, unless such moneys are
 2 encumbered or obligated on or before September 30, 2018, the
 3 moneys shall revert.

4 4. For field operations:
 5 \$ 31,296,232

6 5. For general administration:
 7 \$ 3,744,000

8 6. For state child care assistance:
 9 \$ 47,866,826

10 a. Of the funds appropriated in this subsection,
 11 \$26,328,097 is transferred to the child care and development
 12 block grant appropriation made by the Eighty-seventh General
 13 Assembly, 2017 session, for the federal fiscal year beginning
 14 October 1, 2017, and ending September 30, 2018. Of this
 15 amount, \$200,000 shall be used for provision of educational
 16 opportunities to registered child care home providers in order
 17 to improve services and programs offered by this category
 18 of providers and to increase the number of providers. The
 19 department may contract with institutions of higher education
 20 or child care resource and referral centers to provide
 21 the educational opportunities. Allowable administrative
 22 costs under the contracts shall not exceed 5 percent. The
 23 application for a grant shall not exceed two pages in length.

24 b. Any funds appropriated in this subsection remaining
 25 unallocated shall be used for state child care assistance
 26 payments for families who are employed including but not
 27 limited to individuals enrolled in the family investment
 28 program.

29 7. For child and family services:
 30 \$ 32,380,654

31 8. For child abuse prevention grants:
 32 \$ 125,000

33 9. For pregnancy prevention grants on the condition that
 34 family planning services are funded:
 35 \$ 1,930,067

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1 Pregnancy prevention grants shall be awarded to programs
 2 in existence on or before July 1, 2017, if the programs have
 3 demonstrated positive outcomes. Grants shall be awarded to
 4 pregnancy prevention programs which are developed after July
 5 1, 2017, if the programs are based on existing models that
 6 have demonstrated positive outcomes. Grants shall comply with

7 the requirements provided in 1997 Iowa Acts, chapter 208,
 8 section 14, subsections 1 and 2, including the requirement that
 9 grant programs must emphasize sexual abstinence. Priority in
 10 the awarding of grants shall be given to programs that serve
 11 areas of the state which demonstrate the highest percentage of
 12 unplanned pregnancies of females of childbearing age within the
 13 geographic area to be served by the grant.

14 10. For technology needs and other resources necessary
 15 to meet federal welfare reform reporting, tracking, and case
 16 management requirements:

17 \$ 1,037,186

18 11. a. Notwithstanding any provision to the contrary,
 19 including but not limited to requirements in section 8.41 or
 20 provisions in 2016 or 2017 Iowa Acts regarding the receipt and
 21 appropriation of federal block grants, federal funds from the
 22 temporary assistance for needy families block grant received by
 23 the state and not otherwise appropriated in this section and
 24 remaining available for the fiscal year beginning July 1, 2017,
 25 are appropriated to the department of human services to the
 26 extent as may be necessary to be used in the following priority
 27 order: the family investment program, for state child care
 28 assistance program payments for families who are employed, and
 29 for the family investment program share of costs to develop and
 30 maintain a new, integrated eligibility determination system.
 31 The federal funds appropriated in this paragraph "a" shall be
 32 expended only after all other funds appropriated in subsection
 33 1 for assistance under the family investment program, in
 34 subsection 6 for child care assistance, or in subsection 10
 35 for technology costs related to the family investment program,

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1 as applicable, have been expended. For the purposes of this
 2 subsection, the funds appropriated in subsection 6, paragraph
 3 "a", for transfer to the child care and development block grant
 4 appropriation are considered fully expended when the full
 5 amount has been transferred.

6 b. The department shall, on a quarterly basis, advise the
 7 legislative services agency and department of management of
 8 the amount of funds appropriated in this subsection that was
 9 expended in the prior quarter.

10 12. Of the amounts appropriated in this section,
 11 \$12,962,008 for the fiscal year beginning July 1, 2017, is
 12 transferred to the appropriation of the federal social services
 13 block grant made to the department of human services for that
 14 fiscal year.

15 13. For continuation of the program providing categorical
 16 eligibility for the food assistance program as specified
 17 for the program in the section of this division of this Act
 18 relating to the family investment program account:

19 \$ 25,000

20 14. The department may transfer funds allocated in this

21 section to the appropriations made in this division of this Act
22 for the same fiscal year for general administration and field
23 operations for resources necessary to implement and operate the
24 services referred to in this section and those funded in the
25 appropriation made in this division of this Act for the same
26 fiscal year for the family investment program from the general
27 fund of the state.

28 15. With the exception of moneys allocated under this
29 section for the family development and self-sufficiency grant
30 program, to the extent moneys allocated in this section are
31 deemed by the department not to be necessary to support the
32 purposes for which they are allocated, such moneys may be
33 credited to the family investment program account as specified
34 under subsection 1 of this section and used for the purposes of
35 assistance under the family investment program in accordance

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1 with chapter 239B in the same fiscal year.

2 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

3 1. Moneys credited to the family investment program (FIP)
4 account for the fiscal year beginning July 1, 2017, and
5 ending June 30, 2018, shall be used to provide assistance in
6 accordance with chapter 239B.

7 2. The department may use a portion of the moneys credited
8 to the FIP account under this section as necessary for
9 salaries, support, maintenance, and miscellaneous purposes.

10 3. The department may transfer funds allocated in
11 subsection 4 to the appropriations made in this division of
12 this Act for the same fiscal year for general administration
13 and field operations for resources necessary to implement and
14 operate the family investment program services referred to in
15 this section and those funded in the appropriation made in this
16 division of this Act for the same fiscal year for the family
17 investment program from the general fund of the state.

18 4. Moneys appropriated in this division of this Act and
19 credited to the FIP account for the fiscal year beginning July
20 1, 2017, and ending June 30, 2018, are allocated as follows:

21 a. To be retained by the department of human services to
22 be used for coordinating with the department of human rights
23 to more effectively serve participants in FIP and other shared
24 clients and to meet federal reporting requirements under the
25 federal temporary assistance for needy families block grant:

26 \$ 20,000

27 b. To the department of human rights for staffing,
28 administration, and implementation of the family development
29 and self-sufficiency grant program in accordance with section
30 216A.107:

31 \$ 6,192,834

32 (1) Of the funds allocated for the family development
33 and self-sufficiency grant program in this paragraph "b",
34 not more than 5 percent of the funds shall be used for the

35 administration of the grant program.

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1 (2) The department of human rights may continue to implement
2 the family development and self-sufficiency grant program
3 statewide during fiscal year 2017–2018.

4 (3) The department of human rights may engage in activities
5 to strengthen and improve family outcomes measures and
6 data collection systems under the family development and
7 self-sufficiency grant program.

8 c. For the diversion subaccount of the FIP account:

9 \$ 815,000

10 A portion of the moneys allocated for the subaccount may
11 be used for field operations, salaries, data management
12 system development, and implementation costs and support
13 deemed necessary by the director of human services in order to
14 administer the FIP diversion program. To the extent moneys
15 allocated in this paragraph “c” are deemed by the department
16 not to be necessary to support diversion activities, such
17 moneys may be used for other efforts intended to increase
18 engagement by family investment program participants in work,
19 education, or training activities, or for the purposes of
20 assistance under the family investment program in accordance
21 with chapter 239B.

22 d. For the food assistance employment and training program:

23 \$ 66,588

24 (1) The department shall apply the federal supplemental
25 nutrition assistance program (SNAP) employment and training
26 state plan in order to maximize to the fullest extent permitted
27 by federal law the use of the 50 percent federal reimbursement
28 provisions for the claiming of allowable federal reimbursement
29 funds from the United States department of agriculture
30 pursuant to the federal SNAP employment and training program
31 for providing education, employment, and training services
32 for eligible food assistance program participants, including
33 but not limited to related dependent care and transportation
34 expenses.

35 (2) The department shall continue the categorical federal

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1 food assistance program eligibility at 160 percent of the
2 federal poverty level and continue to eliminate the asset test
3 from eligibility requirements, consistent with federal food
4 assistance program requirements. The department shall include
5 as many food assistance households as is allowed by federal
6 law. The eligibility provisions shall conform to all federal
7 requirements including requirements addressing individuals who
8 are incarcerated or otherwise ineligible.

9 e. For the JOBS program:

10 \$ 13,523,290

11 5. Of the child support collections assigned under FIP,
 12 an amount equal to the federal share of support collections
 13 shall be credited to the child support recovery appropriation
 14 made in this division of this Act. Of the remainder of the
 15 assigned child support collections received by the child
 16 support recovery unit, a portion shall be credited to the FIP
 17 account, a portion may be used to increase recoveries, and a
 18 portion may be used to sustain cash flow in the child support
 19 payments account. If as a consequence of the appropriations
 20 and allocations made in this section the resulting amounts
 21 are insufficient to sustain cash assistance payments and meet
 22 federal maintenance of effort requirements, the department
 23 shall seek supplemental funding. If child support collections
 24 assigned under FIP are greater than estimated or are otherwise
 25 determined not to be required for maintenance of effort, the
 26 state share of either amount may be transferred to or retained
 27 in the child support payments account.

28 6. The department may adopt emergency rules for the family
 29 investment, JOBS, food assistance, and medical assistance
 30 programs if necessary to comply with federal requirements.

31 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 32 is appropriated from the general fund of the state to the
 33 department of human services for the fiscal year beginning July
 34 1, 2017, and ending June 30, 2018, the following amount, or
 35 so much thereof as is necessary, to be used for the purpose

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1 designated:

2 To be credited to the family investment program (FIP)
 3 account and used for family investment program assistance under
 4 chapter 239B:

5 \$ 43,004,480

6 1. Of the funds appropriated in this section, \$7,947,597 is
 7 allocated for the JOBS program.

8 2. Of the funds appropriated in this section, \$3,313,854 is
 9 allocated for the family development and self-sufficiency grant
 10 program.

11 3. Notwithstanding section 8.39, for the fiscal year
 12 beginning July 1, 2017, if necessary to meet federal
 13 maintenance of effort requirements or to transfer federal
 14 temporary assistance for needy families block grant funding
 15 to be used for purposes of the federal social services block
 16 grant or to meet cash flow needs resulting from delays in
 17 receiving federal funding or to implement, in accordance with
 18 this division of this Act, activities currently funded with
 19 juvenile court services, county, or community moneys and state
 20 moneys used in combination with such moneys; to comply with
 21 federal requirements; or to maximize the use of federal funds,
 22 the department of human services may transfer funds within or
 23 between any of the appropriations made in this division of this
 24 Act and appropriations in law for the federal social services

25 block grant to the department for the following purposes,
26 provided that the combined amount of state and federal
27 temporary assistance for needy families block grant funding
28 for each appropriation remains the same before and after the
29 transfer:
30 a. For the family investment program.
31 b. For child care assistance.
32 c. For child and family services.
33 d. For field operations.
34 e. For general administration.
35 This subsection shall not be construed to prohibit the use

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1 of existing state transfer authority for other purposes. The
2 department shall report any transfers made pursuant to this
3 subsection to the legislative services agency.
4 4. Of the funds appropriated in this section, \$195,678 shall
5 be used for continuation of a grant to an Iowa-based nonprofit
6 organization with a history of providing tax preparation
7 assistance to low-income Iowans in order to expand the usage of
8 the earned income tax credit. The purpose of the grant is to
9 supply this assistance to underserved areas of the state.
10 5. Of the funds appropriated in this section, \$60,000 shall
11 be used for the continuation of an unfunded pilot project, as
12 defined in 441 IAC 100.1, relating to parental obligations,
13 in which the child support recovery unit participates, to
14 support the efforts of a nonprofit organization committed
15 to strengthening the community through youth development,
16 healthy living, and social responsibility headquartered in
17 a county with a population over 350,000 according to the
18 latest certified federal census. The funds allocated in this
19 subsection shall be used by the recipient organization to
20 develop a larger community effort, through public and private
21 partnerships, to support a broad-based multi-county fatherhood
22 initiative that promotes payment of child support obligations,
23 improved family relationships, and full-time employment.
24 6. The department may transfer funds appropriated in this
25 section to the appropriations made in this division of this Act
26 for general administration and field operations as necessary
27 to administer this section and the overall family investment
28 program.
29 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated
30 from the general fund of the state to the department of human
31 services for the fiscal year beginning July 1, 2017, and ending
32 June 30, 2018, the following amount, or so much thereof as is
33 necessary, to be used for the purposes designated:
34 For child support recovery, including salaries, support,
35 maintenance, and miscellaneous purposes, and for not more than

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1 the following full-time equivalent positions:

2	\$	12,586,635
3	FTEs	459.00

4 1. The department shall expend up to \$24,329, including
5 federal financial participation, for the fiscal year beginning
6 July 1, 2017, for a child support public awareness campaign.
7 The department and the office of the attorney general shall
8 cooperate in continuation of the campaign. The public
9 awareness campaign shall emphasize, through a variety of
10 media activities, the importance of maximum involvement of
11 both parents in the lives of their children as well as the
12 importance of payment of child support obligations.

13 2. Federal access and visitation grant moneys shall be
14 issued directly to private not-for-profit agencies that provide
15 services designed to increase compliance with the child access
16 provisions of court orders, including but not limited to
17 neutral visitation sites and mediation services.

18 3. The appropriation made to the department for child
19 support recovery may be used throughout the fiscal year in the
20 manner necessary for purposes of cash flow management, and for
21 cash flow management purposes the department may temporarily
22 draw more than the amount appropriated, provided the amount
23 appropriated is not exceeded at the close of the fiscal year.

24 4. With the exception of the funding amount specified, the
25 requirements established under 2001 Iowa Acts, chapter 191,
26 section 3, subsection 5, paragraph "c", subparagraph (3), shall
27 be applicable to parental obligation pilot projects for the
28 fiscal year beginning July 1, 2017, and ending June 30, 2018.
29 Notwithstanding 441 IAC 100.8, providing for termination of
30 rules relating to the pilot projects, the rules shall remain
31 in effect until June 30, 2018.

32 Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
33 FY 2017–2018. Any funds remaining in the health care trust
34 fund created in section 453A.35A for the fiscal year beginning
35 July 1, 2017, and ending June 30, 2018, are appropriated to

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1 the department of human services to supplement the medical
2 assistance program appropriations made in this division of this
3 Act, for medical assistance reimbursement and associated costs,
4 including program administration and costs associated with
5 program implementation.

6 Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
7 2017–2018. Any funds remaining in the Medicaid fraud fund
8 created in section 249A.50 for the fiscal year beginning
9 July 1, 2017, and ending June 30, 2018, are appropriated to
10 the department of human services to supplement the medical
11 assistance appropriations made in this division of this Act,
12 for medical assistance reimbursement and associated costs,

13 including program administration and costs associated with
14 program implementation.

15 Sec. 12. MEDICAL ASSISTANCE. There is appropriated from the
16 general fund of the state to the department of human services
17 for the fiscal year beginning July 1, 2017, and ending June 30,
18 2018, the following amount, or so much thereof as is necessary,
19 to be used for the purpose designated:

20 For medical assistance program reimbursement and associated
21 costs as specifically provided in the reimbursement
22 methodologies in effect on June 30, 2017, except as otherwise
23 expressly authorized by law, consistent with options under
24 federal law and regulations, and contingent upon receipt of
25 approval from the office of the governor of reimbursement for
26 each abortion performed under the program:

27 \$ 1,284,405,740

28 1. Iowans support reducing the number of abortions
29 performed in our state. Funds appropriated under this section
30 shall not be used for abortions, unless otherwise authorized
31 under this section.

32 2. The provisions of this section relating to abortions
33 shall also apply to the Iowa health and wellness plan created
34 pursuant to chapter 249N.

35 3. The department shall utilize not more than \$60,000 of

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1 the funds appropriated in this section to continue the AIDS/HIV
2 health insurance premium payment program as established in 1992
3 Iowa Acts, Second Extraordinary Session, chapter 1001, section
4 409, subsection 6. Of the funds allocated in this subsection,
5 not more than \$5,000 may be expended for administrative
6 purposes.

7 4. Of the funds appropriated in this Act to the department
8 of public health for addictive disorders, \$950,000 for
9 the fiscal year beginning July 1, 2017, is transferred
10 to the department of human services for an integrated
11 substance-related disorder managed care system. The
12 departments of human services and public health shall
13 work together to maintain the level of mental health and
14 substance-related disorder treatment services provided by the
15 managed care contractors. Each department shall take the steps
16 necessary to continue the federal waivers as necessary to
17 maintain the level of services.

18 5. a. The department shall aggressively pursue options for
19 providing medical assistance or other assistance to individuals
20 with special needs who become ineligible to continue receiving
21 services under the early and periodic screening, diagnostic,
22 and treatment program under the medical assistance program
23 due to becoming 21 years of age who have been approved for
24 additional assistance through the department's exception to
25 policy provisions, but who have health care needs in excess
26 of the funding available through the exception to policy

27 provisions.

28 b. Of the funds appropriated in this section, \$100,000
29 shall be used for participation in one or more pilot projects
30 operated by a private provider to allow the individual or
31 individuals to receive service in the community in accordance
32 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
33 (1999), for the purpose of providing medical assistance or
34 other assistance to individuals with special needs who become
35 ineligible to continue receiving services under the early and

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1 periodic screening, diagnostic, and treatment program under
2 the medical assistance program due to becoming 21 years of
3 age who have been approved for additional assistance through
4 the department's exception to policy provisions, but who have
5 health care needs in excess of the funding available through
6 the exception to the policy provisions.

7 6. Of the funds appropriated in this section, up to
8 \$3,050,082 may be transferred to the field operations or
9 general administration appropriations in this division of this
10 Act for operational costs associated with Part D of the federal
11 Medicare Prescription Drug Improvement and Modernization Act
12 of 2003, Pub. L. No. 108-173.

13 7. Of the funds appropriated in this section, up to \$442,100
14 may be transferred to the appropriation in this division
15 of this Act for medical contracts to be used for clinical
16 assessment services and prior authorization of services.

17 8. A portion of the funds appropriated in this section
18 may be transferred to the appropriations in this division of
19 this Act for general administration, medical contracts, the
20 children's health insurance program, or field operations to be
21 used for the state match cost to comply with the payment error
22 rate measurement (PERM) program for both the medical assistance
23 and children's health insurance programs as developed by the
24 centers for Medicare and Medicaid services of the United States
25 department of health and human services to comply with the
26 federal Improper Payments Information Act of 2002, Pub. L. No.
27 107-300.

28 9. The department shall continue to implement the
29 recommendations of the assuring better child health and
30 development initiative II (ABCDII) clinical panel to the
31 Iowa early and periodic screening, diagnostic, and treatment
32 services healthy mental development collaborative board
33 regarding changes to billing procedures, codes, and eligible
34 service providers.

35 10. Of the funds appropriated in this section, a sufficient

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1 amount is allocated to supplement the incomes of residents of
2 nursing facilities, intermediate care facilities for persons

3 with mental illness, and intermediate care facilities for
 4 persons with an intellectual disability, with incomes of less
 5 than \$50 in the amount necessary for the residents to receive a
 6 personal needs allowance of \$50 per month pursuant to section
 7 249A.30A.

8 11. a. Hospitals that meet the conditions specified
 9 in subparagraphs (1) and (2) shall either certify public
 10 expenditures or transfer to the medical assistance program
 11 an amount equal to provide the nonfederal share for a
 12 disproportionate share hospital payment in an amount up to the
 13 hospital-specific limit as approved in the Medicaid state plan.
 14 The hospitals that meet the conditions specified shall receive
 15 and retain 100 percent of the total disproportionate share
 16 hospital payment in an amount up to the hospital-specific limit
 17 as approved in the Medicaid state plan.

18 (1) The hospital qualifies for disproportionate share and
 19 graduate medical education payments.

20 (2) The hospital is an Iowa state-owned hospital with more
 21 than 500 beds and eight or more distinct residency specialty
 22 or subspecialty programs recognized by the American college of
 23 graduate medical education.

24 b. Distribution of the disproportionate share payments
 25 shall be made on a monthly basis. The total amount of
 26 disproportionate share payments including graduate medical
 27 education, enhanced disproportionate share, and Iowa
 28 state-owned teaching hospital payments shall not exceed the
 29 amount of the state's allotment under Pub. L. No. 102-234.

30 In addition, the total amount of all disproportionate
 31 share payments shall not exceed the hospital-specific
 32 disproportionate share limits under Pub. L. No. 103-66.

33 12. One hundred percent of the nonfederal share of payments
 34 to area education agencies that are medical assistance
 35 providers for medical assistance-covered services provided to

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1 medical assistance-covered children, shall be made from the
 2 appropriation made in this section.

3 13. A portion of the funds appropriated in this section
 4 may be transferred to the appropriation in this division of
 5 this Act for medical contracts to be used for administrative
 6 activities associated with the money follows the person
 7 demonstration project.

8 14. Of the funds appropriated in this section, \$349,011
 9 shall be used for the administration of the health insurance
 10 premium payment program, including salaries, support,
 11 maintenance, and miscellaneous purposes.

12 15. a. The department shall implement all of the following
 13 cost containment strategies:

14 (1) An adjustment to the reimbursement policy in order
 15 to eliminate the primary care physician rate increase
 16 originally authorized by the federal Health Care and Education

17 Reconciliation Act of 2010, section 1202, Pub. L. No. 111-152,
18 42 U.S.C. §1396a(a)(13)(C) that allows qualified primary care
19 physicians to receive the greater of the Medicare rate or
20 Medicaid rate for a specified set of codes.

21 (2) A strategy to ensure that total reimbursement for
22 Medicare Part A and Medicare Part B crossover claims is limited
23 to the Medicaid reimbursement rate.

24 (3) An adjustment to Medicaid reimbursement rates for
25 physician services by applying a site of service differential
26 to reflect the difference between the cost of physician
27 services when provided in a health facility setting and the
28 cost of physician services when provided in a physician's
29 office.

30 (4) An adjustment to the inpatient diagnostic related group
31 (DRG) cost threshold formula to be the greater of two times the
32 statewide average DRG payment for that case or the hospital's
33 individual DRG payment for that case plus \$75,000.

34 (5) An adjustment to the Medicaid anesthesia conversion
35 factor to be equal to the calendar year 2017 Medicare

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1 anesthesia conversion factor as adjusted for the state, and
2 converted to a per minute amount. Each January 1, thereafter,
3 the department shall apply the applicable Medicare anesthesia
4 conversion factor adjusted for the state, and converted to a
5 per minute amount.

6 (6) An alignment of billing and reimbursement for
7 consultation services rendered in an office, other outpatient,
8 or inpatient setting with Medicare billing and reimbursement.

9 (7) Elimination of the three-month retroactive Medicaid
10 coverage benefit for Medicaid applicants effective October 1,
11 2017. The department shall seek a waiver from the centers for
12 Medicare and Medicaid services of the United States department
13 of health and human services to implement the strategy.

14 If federal approval is received, an applicant's Medicaid
15 coverage shall be effective on the first day of the month of
16 application, as allowed under the Medicaid state plan.

17 b. The department shall implement the cost containment
18 strategies specified in this subsection beginning July 1, 2017,
19 or as otherwise specified. If federal approval is required,
20 the strategy shall be implemented effective upon receipt of
21 federal approval.

22 c. The department may adopt emergency rules to implement
23 this subsection.

24 16. a. The department may increase the amounts allocated
25 for salaries, support, maintenance, and miscellaneous purposes
26 associated with the medical assistance program, as necessary,
27 to implement cost containment strategies. The department shall
28 report any such increase to the legislative services agency and
29 the department of management.

30 b. If the savings to the medical assistance program from

31 cost containment efforts exceed the cost for the fiscal
 32 year beginning July 1, 2017, the department may transfer any
 33 savings generated for the fiscal year due to medical assistance
 34 program cost containment efforts to the appropriation
 35 made in this division of this Act for medical contracts or

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1 general administration to defray the increased contract costs
 2 associated with implementing such efforts.
 3 17. For the fiscal year beginning July 1, 2017, and ending
 4 June 30, 2018, the replacement generation tax revenues required
 5 to be deposited in the property tax relief fund pursuant to
 6 section 437A.8, subsection 4, paragraph “d”, and section
 7 437A.15, subsection 3, paragraph “f”, shall instead be credited
 8 to and supplement the appropriation made in this section and
 9 used for the allocations made in this section.
 10 18. a. Of the funds appropriated in this section, up
 11 to \$50,000 may be transferred by the department to the
 12 appropriation made in this division of this Act to the
 13 department for the same fiscal year for general administration
 14 to be used for associated administrative expenses and for not
 15 more than one full-time equivalent position, in addition to
 16 those authorized for the same fiscal year, to be assigned to
 17 implementing the children’s mental health home project.
 18 b. Of the funds appropriated in this section, up to \$400,000
 19 may be transferred by the department to the appropriation made
 20 to the department in this division of this Act for the same
 21 fiscal year for Medicaid program-related general administration
 22 planning and implementation activities. The funds may be used
 23 for contracts or for personnel in addition to the amounts
 24 appropriated for and the positions authorized for general
 25 administration for the fiscal year.
 26 c. Of the funds appropriated in this section, up to
 27 \$3,000,000 may be transferred by the department to the
 28 appropriations made in this division of this Act for the same
 29 fiscal year for general administration or medical contracts
 30 to be used to support the development and implementation of
 31 standardized assessment tools for persons with mental illness,
 32 an intellectual disability, a developmental disability, or a
 33 brain injury.
 34 19. Of the funds appropriated in this section, \$150,000
 35 shall be used for lodging expenses associated with care

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1 provided at the university of Iowa hospitals and clinics for
 2 patients with cancer whose travel distance is 30 miles or more
 3 and whose income is at or below 200 percent of the federal
 4 poverty level as defined by the most recently revised poverty
 5 income guidelines published by the United States department of
 6 health and human services. The department of human services

7 shall establish the maximum number of overnight stays and the
8 maximum rate reimbursed for overnight lodging, which may be
9 based on the state employee rate established by the department
10 of administrative services. The funds allocated in this
11 subsection shall not be used as nonfederal share matching
12 funds.

13 20. Of the funds appropriated in this section, up to
14 \$3,383,880 shall be used for administration of the state family
15 planning services program as enacted in this 2017 Act, and
16 of this amount, the department may use up to \$200,000 for
17 administrative expenses.

18 21. The department shall report the implementation of
19 any cost containment strategies to the individuals specified
20 in this division of this Act for submission of reports upon
21 implementation.

22 22. The department shall report the implementation of any
23 process improvement changes and any related cost reductions
24 to the individuals specified in this division of this Act for
25 submission of reports upon implementation.

26 23. The Medicaid managed care organizations shall explore
27 options provided by national human services nonprofit
28 organizations that provide innovative services for persons with
29 behavioral health challenges to incorporate assertive community
30 treatment teams into the services provided to individuals with
31 severe and persistent mental illness in order to minimize or
32 prevent recurrent acute episodes and to enhance quality of life
33 and functioning.

34 24. The department of human services shall include in the
35 Medicaid managed care contracts beginning with the contract

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1 period effective July 1, 2017, per member per month capitation
2 payments to managed care organizations that encourage the
3 utilization of home and community-based services as an
4 alternative to residential care for members.

5 25. The department of human services shall review the use
6 of step therapy protocols and the application of step therapy
7 override exceptions under the Medicaid program. In the review,
8 the department may consider the use of step therapy protocols
9 and the application of step therapy override exceptions as
10 provided in chapter 514F.7, if enacted by 2017 Iowa Acts, House
11 File 233, and the potential for improving the quality of life
12 of Medicaid members and increasing efficiencies in the Medicaid
13 program. The department shall report findings of the review
14 and recommendations to the individuals designated in this Act
15 for submission of reports by November 15, 2017.

16 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the
17 general fund of the state to the department of human services
18 for the fiscal year beginning July 1, 2017, and ending June 30,
19 2018, the following amount, or so much thereof as is necessary,
20 to be used for the purpose designated:

21 For medical contracts:
 22 \$ 17,626,464
 23 1. The department of inspections and appeals shall
 24 provide all state matching funds for survey and certification
 25 activities performed by the department of inspections
 26 and appeals. The department of human services is solely
 27 responsible for distributing the federal matching funds for
 28 such activities.
 29 2. Of the funds appropriated in this section, \$50,000 shall
 30 be used for continuation of home and community-based services
 31 waiver quality assurance programs, including the review and
 32 streamlining of processes and policies related to oversight and
 33 quality management to meet state and federal requirements.
 34 3. Of the amount appropriated in this section, up to
 35 \$200,000 may be transferred to the appropriation for general

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1 administration in this division of this Act to be used for
 2 additional full-time equivalent positions in the development of
 3 key health initiatives such as cost containment, development
 4 and oversight of managed care programs, and development of
 5 health strategies targeted toward improved quality and reduced
 6 costs in the Medicaid program.
 7 4. Of the funds appropriated in this section, \$1,000,000
 8 shall be used for planning and development, in cooperation with
 9 the department of public health, of a phased-in program to
 10 provide a dental home for children.
 11 5. Of the funds appropriated in this section, \$950,000
 12 shall be credited to the autism support program fund created
 13 in section 225D.2 to be used for the autism support program
 14 created in chapter 225D, with the exception of the following
 15 amounts of this allocation which shall be used as follows:
 16 a. Of the amount appropriated in this section, \$202,000
 17 shall be used for the public purpose of providing a one-year
 18 grant to Drake university to establish a master's program in
 19 applied behavioral analysis, including the establishment of
 20 remote learning sites and a remote system to maximize outreach
 21 and enrollment in the program.
 22 b. Of the funds allocated in this subsection, \$25,000
 23 shall be used for the public purpose of continuation of a
 24 grant to a child welfare services provider headquartered in a
 25 county with a population between 205,000 and 215,000 in the
 26 latest certified federal census that provides multiple services
 27 including but not limited to a psychiatric medical institution
 28 for children, shelter, residential treatment, after school
 29 programs, school-based programming, and an Asperger's syndrome
 30 program, to be used for support services for children with
 31 autism spectrum disorder and their families.
 32 c. Of the funds allocated in this subsection, \$25,000
 33 shall be used for the public purpose of continuing a grant to
 34 a hospital-based provider headquartered in a county with a

35 population between 90,000 and 95,000 in the latest certified

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1 federal census that provides multiple services including
2 but not limited to diagnostic, therapeutic, and behavioral
3 services to individuals with autism spectrum disorder across
4 one's lifespan. The grant recipient shall utilize the funds
5 to continue the pilot project to determine the necessary
6 support services for children with autism spectrum disorder and
7 their families to be included in the children's disabilities
8 services system. The grant recipient shall submit findings and
9 recommendations based upon the results of the pilot project
10 to the individuals specified in this division of this Act for
11 submission of reports by December 31, 2017.

12 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

13 1. There is appropriated from the general fund of the
14 state to the department of human services for the fiscal year
15 beginning July 1, 2017, and ending June 30, 2018, the following
16 amount, or so much thereof as is necessary, to be used for the
17 purpose designated:

18 For the state supplementary assistance program:
19 \$ 10,372,658

20 2. The department shall increase the personal needs
21 allowance for residents of residential care facilities by the
22 same percentage and at the same time as federal supplemental
23 security income and federal social security benefits are
24 increased due to a recognized increase in the cost of living.
25 The department may adopt emergency rules to implement this
26 subsection.

27 3. If during the fiscal year beginning July 1, 2017,
28 the department projects that state supplementary assistance
29 expenditures for a calendar year will not meet the federal
30 pass-through requirement specified in Tit. XVI of the federal
31 Social Security Act, section 1618, as codified in 42 U.S.C.
32 §1382g, the department may take actions including but not
33 limited to increasing the personal needs allowance for
34 residential care facility residents and making programmatic
35 adjustments or upward adjustments of the residential care

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1 facility or in-home health-related care reimbursement rates
2 prescribed in this division of this Act to ensure that federal
3 requirements are met. In addition, the department may make
4 other programmatic and rate adjustments necessary to remain
5 within the amount appropriated in this section while ensuring
6 compliance with federal requirements. The department may adopt
7 emergency rules to implement the provisions of this subsection.

8 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

9 1. There is appropriated from the general fund of the
10 state to the department of human services for the fiscal year

11 beginning July 1, 2017, and ending June 30, 2018, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purpose designated:

14 For maintenance of the healthy and well kids in Iowa (hawk-i)
15 program pursuant to chapter 514I, including supplemental dental
16 services, for receipt of federal financial participation under
17 Tit. XXI of the federal Social Security Act, which creates the
18 children’s health insurance program:

19 \$ 8,518,452

20 2. Of the funds appropriated in this section, \$42,800 is
21 allocated for continuation of the contract for outreach with
22 the department of public health.

23 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated
24 from the general fund of the state to the department of human
25 services for the fiscal year beginning July 1, 2017, and ending
26 June 30, 2018, the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:

28 For child care programs:

29 \$ 39,343,616

30 1. Of the funds appropriated in this section, \$33,493,616
31 shall be used for state child care assistance in accordance
32 with section 237A.13.

33 2. Nothing in this section shall be construed or is
34 intended as or shall imply a grant of entitlement for services
35 to persons who are eligible for assistance due to an income

1 level consistent with the waiting list requirements of section
2 237A.13. Any state obligation to provide services pursuant to
3 this section is limited to the extent of the funds appropriated
4 in this section.

5 3. A list of the registered and licensed child care
6 facilities operating in the area served by a child care
7 resource and referral service shall be made available to the
8 families receiving state child care assistance in that area.

9 4. Of the funds appropriated in this section, \$5,850,000
10 shall be credited to the early childhood programs grants
11 account in the early childhood Iowa fund created in section
12 256I.11. The moneys shall be distributed for funding of
13 community-based early childhood programs targeted to children
14 from birth through five years of age developed by early
15 childhood Iowa areas in accordance with approved community
16 plans as provided in section 256I.8.

17 5. The department may use any of the funds appropriated
18 in this section as a match to obtain federal funds for use in
19 expanding child care assistance and related programs. For
20 the purpose of expenditures of state and federal child care
21 funding, funds shall be considered obligated at the time
22 expenditures are projected or are allocated to the department’s
23 service areas. Projections shall be based on current and
24 projected caseload growth, current and projected provider

25 rates, staffing requirements for eligibility determination
26 and management of program requirements including data systems
27 management, staffing requirements for administration of the
28 program, contractual and grant obligations and any transfers
29 to other state agencies, and obligations for decategorization
30 or innovation projects.

31 6. A portion of the state match for the federal child care
32 and development block grant shall be provided as necessary to
33 meet federal matching funds requirements through the state
34 general fund appropriation made for child development grants
35 and other programs for at-risk children in section 279.51.

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1 7. If a uniform reduction ordered by the governor under
2 section 8.31 or other operation of law, transfer, or federal
3 funding reduction reduces the appropriation made in this
4 section for the fiscal year, the percentage reduction in the
5 amount paid out to or on behalf of the families participating
6 in the state child care assistance program shall be equal to or
7 less than the percentage reduction made for any other purpose
8 payable from the appropriation made in this section and the
9 federal funding relating to it. The percentage reduction to
10 the other allocations made in this section shall be the same as
11 the uniform reduction ordered by the governor or the percentage
12 change of the federal funding reduction, as applicable.
13 If there is an unanticipated increase in federal funding
14 provided for state child care assistance, the entire amount
15 of the increase shall be used for state child care assistance
16 payments. If the appropriations made for purposes of the
17 state child care assistance program for the fiscal year are
18 determined to be insufficient, it is the intent of the general
19 assembly to appropriate sufficient funding for the fiscal year
20 in order to avoid establishment of waiting list requirements.

21 8. Notwithstanding section 8.33, moneys advanced for
22 purposes of the programs developed by early childhood Iowa
23 areas, advanced for purposes of wraparound child care, or
24 received from the federal appropriations made for the purposes
25 of this section that remain unencumbered or unobligated at the
26 close of the fiscal year shall not revert to any fund but shall
27 remain available for expenditure for the purposes designated
28 until the close of the succeeding fiscal year.

29 Sec. 17. JUVENILE INSTITUTION. There is appropriated
30 from the general fund of the state to the department of human
31 services for the fiscal year beginning July 1, 2017, and ending
32 June 30, 2018, the following amounts, or so much thereof as is
33 necessary, to be used for the purposes designated:

34 1. For operation of the state training school at Eldora and
35 for salaries, support, maintenance, and miscellaneous purposes,

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1 and for not more than the following full-time equivalent
 2 positions:
 3 \$ 11,350,443
 4 FTEs 189.00

5 Of the funds appropriated in this subsection, \$91,150 shall
 6 be used for distribution to licensed classroom teachers at this
 7 and other institutions under the control of the department of
 8 human services based upon the average student yearly enrollment
 9 at each institution as determined by the department.

10 2. A portion of the moneys appropriated in this section
 11 shall be used by the state training school at Eldora for
 12 grants for adolescent pregnancy prevention activities at the
 13 institution in the fiscal year beginning July 1, 2017.

14 Sec. 18. CHILD AND FAMILY SERVICES.

15 1. There is appropriated from the general fund of the
 16 state to the department of human services for the fiscal year
 17 beginning July 1, 2017, and ending June 30, 2018, the following
 18 amount, or so much thereof as is necessary, to be used for the
 19 purpose designated:

20 For child and family services:
 21 \$ 87,279,375

22 2. The department may transfer funds appropriated in this
 23 section as necessary to pay the nonfederal costs of services
 24 reimbursed under the medical assistance program, state child
 25 care assistance program, or the family investment program which
 26 are provided to children who would otherwise receive services
 27 paid under the appropriation in this section. The department
 28 may transfer funds appropriated in this section to the
 29 appropriations made in this division of this Act for general
 30 administration and for field operations for resources necessary
 31 to implement and operate the services funded in this section.

32 3. a. Of the funds appropriated in this section, up to
 33 \$35,736,649 is allocated as the statewide expenditure target
 34 under section 232.143 for group foster care maintenance and
 35 services. If the department projects that such expenditures

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1 for the fiscal year will be less than the target amount
 2 allocated in this paragraph "a", the department may reallocate
 3 the excess to provide additional funding for shelter care
 4 or the child welfare emergency services addressed with the
 5 allocation for shelter care.

6 b. If at any time after September 30, 2017, annualization
 7 of a service area's current expenditures indicates a service
 8 area is at risk of exceeding its group foster care expenditure
 9 target under section 232.143 by more than 5 percent, the
 10 department and juvenile court services shall examine all
 11 group foster care placements in that service area in order to
 12 identify those which might be appropriate for termination.

13 In addition, any aftercare services believed to be needed
14 for the children whose placements may be terminated shall be
15 identified. The department and juvenile court services shall
16 initiate action to set dispositional review hearings for the
17 placements identified. In such a dispositional review hearing,
18 the juvenile court shall determine whether needed aftercare
19 services are available and whether termination of the placement
20 is in the best interest of the child and the community.

21 4. In accordance with the provisions of section 232.188,
22 the department shall continue the child welfare and juvenile
23 justice funding initiative during fiscal year 2017-2018. Of
24 the funds appropriated in this section, \$1,717,753 is allocated
25 specifically for expenditure for fiscal year 2017-2018 through
26 the decategorization services funding pools and governance
27 boards established pursuant to section 232.188.

28 5. A portion of the funds appropriated in this section
29 may be used for emergency family assistance to provide other
30 resources required for a family participating in a family
31 preservation or reunification project or successor project to
32 stay together or to be reunified.

33 6. Notwithstanding section 234.35 or any other provision
34 of law to the contrary, state funding for shelter care and
35 the child welfare emergency services contracting implemented

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1 to provide for or prevent the need for shelter care shall be
2 limited to \$8,096,158.

3 7. Federal funds received by the state during the fiscal
4 year beginning July 1, 2017, as the result of the expenditure
5 of state funds appropriated during a previous state fiscal
6 year for a service or activity funded under this section are
7 appropriated to the department to be used as additional funding
8 for services and purposes provided for under this section.
9 Notwithstanding section 8.33, moneys received in accordance
10 with this subsection that remain unencumbered or unobligated at
11 the close of the fiscal year shall not revert to any fund but
12 shall remain available for the purposes designated until the
13 close of the succeeding fiscal year.

14 8. a. Of the funds appropriated in this section, up to
15 \$3,290,000 is allocated for the payment of the expenses of
16 court-ordered services provided to juveniles who are under the
17 supervision of juvenile court services, which expenses are a
18 charge upon the state pursuant to section 232.141, subsection
19 4. Of the amount allocated in this paragraph "a", up to
20 \$1,556,287 shall be made available to provide school-based
21 supervision of children adjudicated under chapter 232, of which
22 not more than \$15,000 may be used for the purpose of training.
23 A portion of the cost of each school-based liaison officer
24 shall be paid by the school district or other funding source as
25 approved by the chief juvenile court officer.

26 b. Of the funds appropriated in this section, up to \$748,985

27 is allocated for the payment of the expenses of court-ordered
28 services provided to children who are under the supervision
29 of the department, which expenses are a charge upon the state
30 pursuant to section 232.141, subsection 4.

31 c. Notwithstanding section 232.141 or any other provision
32 of law to the contrary, the amounts allocated in this
33 subsection shall be distributed to the judicial districts
34 as determined by the state court administrator and to the
35 department's service areas as determined by the administrator

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1 of the department of human services' division of child and
2 family services. The state court administrator and the
3 division administrator shall make the determination of the
4 distribution amounts on or before June 15, 2017.

5 d. Notwithstanding chapter 232 or any other provision of
6 law to the contrary, a district or juvenile court shall not
7 order any service which is a charge upon the state pursuant
8 to section 232.141 if there are insufficient court-ordered
9 services funds available in the district court or departmental
10 service area distribution amounts to pay for the service. The
11 chief juvenile court officer and the departmental service area
12 manager shall encourage use of the funds allocated in this
13 subsection such that there are sufficient funds to pay for
14 all court-related services during the entire year. The chief
15 juvenile court officers and departmental service area managers
16 shall attempt to anticipate potential surpluses and shortfalls
17 in the distribution amounts and shall cooperatively request the
18 state court administrator or division administrator to transfer
19 funds between the judicial districts' or departmental service
20 areas' distribution amounts as prudent.

21 e. Notwithstanding any provision of law to the contrary,
22 a district or juvenile court shall not order a county to pay
23 for any service provided to a juvenile pursuant to an order
24 entered under chapter 232 which is a charge upon the state
25 under section 232.141, subsection 4.

26 f. Of the funds allocated in this subsection, not more than
27 \$83,000 may be used by the judicial branch for administration
28 of the requirements under this subsection.

29 g. Of the funds allocated in this subsection, \$17,000
30 shall be used by the department of human services to support
31 the interstate commission for juveniles in accordance with
32 the interstate compact for juveniles as provided in section
33 232.173.

34 9. Of the funds appropriated in this section, \$12,253,227 is
35 allocated for juvenile delinquent graduated sanctions services.

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1 Any state funds saved as a result of efforts by juvenile court
2 services to earn a federal Tit. IV-E match for juvenile court

3 services administration may be used for the juvenile delinquent
4 graduated sanctions services.

5 10. Of the funds appropriated in this section, \$1,658,285 is
6 transferred to the department of public health to be used for
7 the child protection center grant program for child protection
8 centers located in Iowa in accordance with section 135.118.
9 The grant amounts under the program shall be equalized so that
10 each center receives a uniform base amount of \$245,000, so that
11 \$50,000 is awarded to establish a satellite child protection
12 center in a city in north central Iowa that is the county
13 seat of a county with a population between 44,000 and 45,000
14 according to the latest certified federal census, and so that
15 the remaining funds are awarded through a funding formula based
16 upon the volume of children served.

17 11. If the department receives federal approval to
18 implement a waiver under Tit. IV-E of the federal Social
19 Security Act to enable providers to serve children who remain
20 in the children's families and communities, for purposes of
21 eligibility under the medical assistance program through 25
22 years of age, children who participate in the waiver shall be
23 considered to be placed in foster care.

24 12. Of the funds appropriated in this section, \$4,025,167 is
25 allocated for the preparation for adult living program pursuant
26 to section 234.46.

27 13. Of the funds appropriated in this section, \$227,337
28 shall be used for the public purpose of continuing a grant to
29 a nonprofit human services organization providing services to
30 individuals and families in multiple locations in southwest
31 Iowa and Nebraska for support of a project providing immediate,
32 sensitive support and forensic interviews, medical exams, needs
33 assessments, and referrals for victims of child abuse and their
34 nonoffending family members.

35 14. Of the funds appropriated in this section, \$300,620

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1 is allocated for the foster care youth council approach of
2 providing a support network to children placed in foster care.

3 15. Of the funds appropriated in this section, \$202,000 is
4 allocated for use pursuant to section 235A.1 for continuation
5 of the initiative to address child sexual abuse implemented
6 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
7 21.

8 16. Of the funds appropriated in this section, \$630,240 is
9 allocated for the community partnership for child protection
10 sites.

11 17. Of the funds appropriated in this section, \$371,250
12 is allocated for the department's minority youth and family
13 projects under the redesign of the child welfare system.

14 18. Of the funds appropriated in this section, \$1,136,595
15 is allocated for funding of the community circle of care
16 collaboration for children and youth in northeast Iowa.

17 19. Of the funds appropriated in this section, at least
18 \$147,158 shall be used for the continuation of the child
19 welfare provider training academy, a collaboration between the
20 coalition for family and children’s services in Iowa and the
21 department.

22 20. Of the funds appropriated in this section, \$211,872
23 shall be used for continuation of the central Iowa system of
24 care program grant through June 30, 2018.

25 21. Of the funds appropriated in this section, \$235,000
26 shall be used for the public purpose of the continuation
27 and expansion of a system of care program grant implemented
28 in Cerro Gordo and Linn counties to utilize a comprehensive
29 and long-term approach for helping children and families by
30 addressing the key areas in a child’s life of childhood basic
31 needs, education and work, family, and community.

32 22. Of the funds appropriated in this section, at least
33 \$25,000 shall be used to continue and to expand the foster
34 care respite pilot program in which postsecondary students in
35 social work and other human services-related programs receive

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1 experience by assisting family foster care providers with
2 respite and other support.

3 23. Of the funds appropriated in this section, \$110,000
4 shall be used for the public purpose of funding community-based
5 services and other supports with a system of care approach
6 for children with a serious emotional disturbance and their
7 families through a nonprofit provider of child welfare services
8 that has been in existence for more than 115 years, is located
9 in a county with a population of more than 200,000 but less
10 than 220,000 according to the latest certified federal census,
11 is licensed as a psychiatric medical institution for children,
12 and was a system of care grantee prior to July 1, 2017.

13 Sec. 19. ADOPTION SUBSIDY.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2017, and ending June 30, 2018, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purpose designated:

19 a. For adoption subsidy payments and services:
20 \$ 40,777,910

21 b. (1) The funds appropriated in this section shall be used
22 as authorized or allowed by federal law or regulation for any
23 of the following purposes:

- 24 (a) For adoption subsidy payments and related costs.
- 25 (b) For post-adoption services and for other purposes under
26 Tit. IV-B or Tit. IV-E of the federal Social Security Act.
- 27 (2) The department of human services may transfer funds
28 appropriated in this subsection to the appropriation for
29 child and family services in this Act for the purposes of
30 post-adoption services as specified in this paragraph “b”.

31 c. Notwithstanding section 8.33, moneys corresponding to
32 the state savings resulting from implementation of the federal
33 Fostering Connections to Success and Increasing Adoptions Act
34 of 2008, Pub. L. No. 110-351, and successor legislation, as
35 determined in accordance with 42 U.S.C. §673(a)(8), that remain

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1 unencumbered or unobligated at the close of the fiscal year,
2 shall not revert to any fund but shall remain available for the
3 purposes designated in this subsection until expended. The
4 amount of such savings and any corresponding funds remaining
5 at the close of the fiscal year shall be determined separately
6 and any changes in either amount between fiscal years shall not
7 result in an unfunded need.

8 2. The department may transfer funds appropriated in
9 this section to the appropriation made in this division of
10 this Act for general administration for costs paid from the
11 appropriation relating to adoption subsidy.

12 3. Federal funds received by the state during the
13 fiscal year beginning July 1, 2017, as the result of the
14 expenditure of state funds during a previous state fiscal
15 year for a service or activity funded under this section are
16 appropriated to the department to be used as additional funding
17 for the services and activities funded under this section.
18 Notwithstanding section 8.33, moneys received in accordance
19 with this subsection that remain unencumbered or unobligated
20 at the close of the fiscal year shall not revert to any fund
21 but shall remain available for expenditure for the purposes
22 designated until the close of the succeeding fiscal year.

23 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited
24 in the juvenile detention home fund created in section 232.142
25 during the fiscal year beginning July 1, 2017, and ending June
26 30, 2018, are appropriated to the department of human services
27 for the fiscal year beginning July 1, 2017, and ending June 30,
28 2018, for distribution of an amount equal to a percentage of
29 the costs of the establishment, improvement, operation, and
30 maintenance of county or multicounty juvenile detention homes
31 in the fiscal year beginning July 1, 2016. Moneys appropriated
32 for distribution in accordance with this section shall be
33 allocated among eligible detention homes, prorated on the basis
34 of an eligible detention home's proportion of the costs of all
35 eligible detention homes in the fiscal year beginning July

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1 1, 2016. The percentage figure shall be determined by the
2 department based on the amount available for distribution for
3 the fund. Notwithstanding section 232.142, subsection 3, the
4 financial aid payable by the state under that provision for the
5 fiscal year beginning July 1, 2017, shall be limited to the
6 amount appropriated for the purposes of this section.

7 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

8 1. There is appropriated from the general fund of the
9 state to the department of human services for the fiscal year
10 beginning July 1, 2017, and ending June 30, 2018, the following
11 amount, or so much thereof as is necessary, to be used for the
12 purpose designated:

13 For the family support subsidy program subject to the
14 enrollment restrictions in section 225C.37, subsection 3:
15 \$ 1,069,282

16 2. At least \$787,500 of the moneys appropriated in this
17 section is transferred to the department of public health for
18 the family support center component of the comprehensive family
19 support program under chapter 225C, subchapter V.

20 3. If at any time during the fiscal year, the amount of
21 funding available for the family support subsidy program
22 is reduced from the amount initially used to establish the
23 figure for the number of family members for whom a subsidy
24 is to be provided at any one time during the fiscal year,
25 notwithstanding section 225C.38, subsection 2, the department
26 shall revise the figure as necessary to conform to the amount
27 of funding available.

28 Sec. 22. CONNER DECREE. There is appropriated from the
29 general fund of the state to the department of human services
30 for the fiscal year beginning July 1, 2017, and ending June 30,
31 2018, the following amount, or so much thereof as is necessary,
32 to be used for the purpose designated:

33 For building community capacity through the coordination
34 and provision of training opportunities in accordance with the
35 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.

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1 Iowa, July 14, 1994):
2 \$ 33,632

3 Sec. 23. MENTAL HEALTH INSTITUTES.

4 1. There is appropriated from the general fund of the
5 state to the department of human services for the fiscal year
6 beginning July 1, 2017, and ending June 30, 2018, the following
7 amounts, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 a. For operation of the state mental health institute at
10 Cherokee as required by chapters 218 and 226 for salaries,
11 support, maintenance, and miscellaneous purposes, and for not
12 more than the following full-time equivalent positions:
13 \$ 13,870,254
14 FTEs 162.00

15 b. For operation of the state mental health institute at
16 Independence as required by chapters 218 and 226 for salaries,
17 support, maintenance, and miscellaneous purposes, and for not
18 more than the following full-time equivalent positions:
19 \$ 17,513,621
20 FTEs 204.00

21 2. Notwithstanding sections 218.78 and 249A.11, any revenue
22 received from the state mental health institute at Cherokee or
23 the state mental health institute at Independence pursuant to
24 42 C.F.R §438.6(e) may be retained and expended by the mental
25 health institute.

26 3. Notwithstanding any provision of law to the contrary,
27 a Medicaid member residing at the state mental health
28 institute at Cherokee or the state mental health institute
29 at Independence shall retain Medicaid eligibility during
30 the period of the Medicaid member’s stay for which federal
31 financial participation is available.

32 Sec. 24. STATE RESOURCE CENTERS.

33 1. There is appropriated from the general fund of the
34 state to the department of human services for the fiscal year
35 beginning July 1, 2017, and ending June 30, 2018, the following

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1 amounts, or so much thereof as is necessary, to be used for the
2 purposes designated:

3 a. For the state resource center at Glenwood for salaries,
4 support, maintenance, and miscellaneous purposes:

5 \$ 17,887,781

6 b. For the state resource center at Woodward for salaries,
7 support, maintenance, and miscellaneous purposes:

8 \$ 12,077,034

9 2. The department may continue to bill for state resource
10 center services utilizing a scope of services approach used for
11 private providers of intermediate care facilities for persons
12 with an intellectual disability services, in a manner which
13 does not shift costs between the medical assistance program,
14 counties, or other sources of funding for the state resource
15 centers.

16 3. The state resource centers may expand the time-limited
17 assessment and respite services during the fiscal year.

18 4. If the department’s administration and the department
19 of management concur with a finding by a state resource
20 center’s superintendent that projected revenues can reasonably
21 be expected to pay the salary and support costs for a new
22 employee position, or that such costs for adding a particular
23 number of new positions for the fiscal year would be less
24 than the overtime costs if new positions would not be added,
25 the superintendent may add the new position or positions. If
26 the vacant positions available to a resource center do not
27 include the position classification desired to be filled, the
28 state resource center’s superintendent may reclassify any
29 vacant position as necessary to fill the desired position. The
30 superintendents of the state resource centers may, by mutual
31 agreement, pool vacant positions and position classifications
32 during the course of the fiscal year in order to assist one
33 another in filling necessary positions.

34 5. If existing capacity limitations are reached in

35 operating units, a waiting list is in effect for a service or

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1 a special need for which a payment source or other funding
2 is available for the service or to address the special need,
3 and facilities for the service or to address the special need
4 can be provided within the available payment source or other
5 funding, the superintendent of a state resource center may
6 authorize opening not more than two units or other facilities
7 and begin implementing the service or addressing the special
8 need during fiscal year 2017–2018.

9 Sec. 25. SEXUALLY VIOLENT PREDATORS.

10 1. There is appropriated from the general fund of the
11 state to the department of human services for the fiscal year
12 beginning July 1, 2017, and ending June 30, 2018, the following
13 amount, or so much thereof as is necessary, to be used for the
14 purpose designated:

15 For costs associated with the commitment and treatment of
16 sexually violent predators in the unit located at the state
17 mental health institute at Cherokee, including costs of legal
18 services and other associated costs, including salaries,
19 support, maintenance, and miscellaneous purposes, and for not
20 more than the following full-time equivalent positions:

21	\$	9,464,747
22	FTEs	112.00

23 2. Unless specifically prohibited by law, if the amount
24 charged provides for recoupment of at least the entire amount
25 of direct and indirect costs, the department of human services
26 may contract with other states to provide care and treatment
27 of persons placed by the other states at the unit for sexually
28 violent predators at Cherokee. The moneys received under
29 such a contract shall be considered to be repayment receipts
30 and used for the purposes of the appropriation made in this
31 section.

32 Sec. 26. FIELD OPERATIONS. There is appropriated from the
33 general fund of the state to the department of human services
34 for the fiscal year beginning July 1, 2017, and ending June 30,
35 2018, the following amount, or so much thereof as is necessary,

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1 to be used for the purposes designated:

2 For field operations, including salaries, support,
3 maintenance, and miscellaneous purposes, and for not more than
4 the following full-time equivalent positions:

5	\$	48,484,435
6	FTEs	1,583.00

7 Priority in filling full-time equivalent positions shall be
8 given to those positions related to child protection services
9 and eligibility determination for low-income families.

10 Sec. 27. GENERAL ADMINISTRATION. There is appropriated

11 from the general fund of the state to the department of human
12 services for the fiscal year beginning July 1, 2017, and ending
13 June 30, 2018, the following amount, or so much thereof as is
14 necessary, to be used for the purpose designated:

15 For general administration, including salaries, support,
16 maintenance, and miscellaneous purposes, and for not more than
17 the following full-time equivalent positions:
18 \$ 14,033,040
19 FTEs 294.00

20 1. The department shall report at least monthly to the
21 legislative services agency concerning the department's
22 operational and program expenditures.

23 2. Of the funds appropriated in this section, \$150,000 shall
24 be used to continue the contract for the provision of a program
25 to provide technical assistance, support, and consultation to
26 providers of habilitation services and home and community-based
27 services waiver services for adults with disabilities under the
28 medical assistance program.

29 3. Of the funds appropriated in this section, \$50,000
30 is transferred to the Iowa finance authority to be used
31 for administrative support of the council on homelessness
32 established in section 16.2D and for the council to fulfill its
33 duties in addressing and reducing homelessness in the state.

34 4. Of the funds appropriated in this section, \$200,000 shall
35 be transferred to and deposited in the administrative fund of

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1 the Iowa ABLE savings plan trust created in section 12I.4, to
2 be used for implementation and administration activities of the
3 Iowa ABLE savings plan trust.

4 5. Of the funds appropriated in this section, \$200,000 is
5 transferred to the economic development authority for the Iowa
6 commission on volunteer services to continue to be used for
7 RefugeeRISE AmeriCorps program established under section 15H.8
8 for member recruitment and training to improve the economic
9 well-being and health of economically disadvantaged refugees in
10 local communities across Iowa. Funds transferred may be used
11 to supplement federal funds under federal regulations.

12 6. Of the funds appropriated in this section, \$300,000 shall
13 be used to contract for children's well-being collaboratives
14 grants for the development and implementation of children's
15 well-being collaboratives to establish and coordinate
16 prevention and early intervention services to promote improved
17 mental health and well-being for children and families, as
18 enacted in this 2017 Act.

19 7. Of the funds appropriated in this section, \$200,000
20 shall be used to continue to expand the provision of nationally
21 accredited and recognized internet-based training to include
22 mental health and disability services providers.

23 Sec. 28. DEPARTMENT-WIDE DUTIES. There is appropriated
24 from the general fund of the state to the department of human

25 services for the fiscal year beginning July 1, 2017, and ending
26 June 30, 2018, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, and miscellaneous
29 purposes at facilities under the purview of the department of
30 human services:

31 \$ 2,879,274

32 Sec. 29. VOLUNTEERS. There is appropriated from the general
33 fund of the state to the department of human services for the
34 fiscal year beginning July 1, 2017, and ending June 30, 2018,
35 the following amount, or so much thereof as is necessary, to be

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1 used for the purpose designated:

2 For development and coordination of volunteer services:

3 \$ 84,686

4 Sec. 30. GENERAL REDUCTION. For the period beginning July
5 1, 2017, and ending June 30, 2018, the department of human
6 services, in consultation with the department of management,
7 shall identify and implement a reduction in expenditures made
8 from appropriations from the general fund to the department of
9 human services in the amount of \$1,467,303.

10 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
11 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
12 DEPARTMENT OF HUMAN SERVICES.

13 1. a. (1) (a) For the fiscal year beginning July 1,
14 2017, the department shall rebase case-mix nursing facility
15 rates effective July 1, 2017, to the extent possible within the
16 state funding, including the \$2,500,000, appropriated for this
17 purpose.

18 (b) For the fiscal year beginning July 1, 2017, non-case-mix
19 and special population nursing facilities shall be reimbursed
20 in accordance with the methodology in effect on June 30 of the
21 prior fiscal year.

22 (c) For managed care claims, the department of human
23 services shall adjust the payment rate floor for nursing
24 facilities, annually, to maintain a rate floor that is no
25 lower than the Medicaid fee-for-service case-mix adjusted
26 rate calculated in accordance with subparagraph division
27 (a) and 441 IAC 81.6. The department shall then calculate
28 adjusted reimbursement rates, including but not limited to
29 add-on-payments, annually, and shall notify Medicaid managed
30 care organizations of the adjusted reimbursement rates within
31 30 days of determining the adjusted reimbursement rates. Any
32 adjustment of reimbursement rates under this subparagraph
33 division shall be budget neutral to the state budget.

34 (d) For the fiscal year beginning July 1, 2017, Medicaid
35 managed care long-term services and supports capitation

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1 rates shall be adjusted to reflect the rebasing pursuant to
2 subparagraph division (a) for the patient populations residing
3 in Medicaid-certified nursing facilities.

4 (2) For any open or unsettled nursing facility cost report
5 for a fiscal year prior to and including the fiscal year
6 beginning July 1, 2016, including any cost report remanded on
7 judicial review for inclusion of prescription drug, laboratory,
8 or x-ray costs, the department shall offset all reported
9 prescription drug, laboratory, and x-ray costs with any revenue
10 received from Medicare or other revenue source for any purpose.
11 For purposes of this subparagraph, a nursing facility cost
12 report is not considered open or unsettled if the facility did
13 not initiate an administrative appeal under chapter 17A or if
14 any appeal rights initiated have been exhausted.

15 (3) Medicaid managed care organizations shall adjust
16 facility-specific rates based upon payment rate listings issued
17 by the department. The rate adjustments shall be applied
18 retroactively based upon the effective date of the rate letter
19 issued by the department. A Medicaid managed care organization
20 shall honor all retroactive rate adjustments including when
21 specific provider rates are delayed or amended.

22 b. (1) For the fiscal year beginning July 1, 2017,
23 the department shall establish the pharmacy dispensing fee
24 reimbursement at \$10.02 per prescription, until a cost of
25 dispensing survey is completed. The actual dispensing fee
26 shall be determined by a cost of dispensing survey performed
27 by the department and required to be completed by all medical
28 assistance program participating pharmacies every two years,
29 adjusted as necessary to maintain expenditures within the
30 amount appropriated to the department for this purpose for the
31 fiscal year.

32 (2) The department shall utilize an average acquisition
33 cost reimbursement methodology for all drugs covered under the
34 medical assistance program in accordance with 2012 Iowa Acts,
35 chapter 1133, section 33.

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1 c. (1) For the fiscal year beginning July 1, 2017,
2 reimbursement rates for outpatient hospital services shall
3 be rebased effective January 1, 2018, subject to Medicaid
4 program upper payment limit rules, and adjusted as necessary
5 to maintain expenditures within the amount appropriated to the
6 department for this purpose for the fiscal year.

7 (2) For the fiscal year beginning July 1, 2017,
8 reimbursement rates for inpatient hospital services shall
9 remain at the rates in effect on June 30, 2017, subject to
10 Medicaid program upper payment limit rules, and adjusted
11 as necessary to maintain expenditures within the amount
12 appropriated to the department for this purpose for the fiscal

13 year.

14 (3) For the fiscal year beginning July 1, 2017, the graduate
15 medical education and disproportionate share hospital fund
16 shall remain at the amount in effect on June 30, 2017, except
17 that the portion of the fund attributable to graduate medical
18 education shall be reduced in an amount that reflects the
19 elimination of graduate medical education payments made to
20 out-of-state hospitals.

21 (4) In order to ensure the efficient use of limited state
22 funds in procuring health care services for low-income Iowans,
23 funds appropriated in this Act for hospital services shall
24 not be used for activities which would be excluded from a
25 determination of reasonable costs under the federal Medicare
26 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

27 d. For the fiscal year beginning July 1, 2017, reimbursement
28 rates for hospices and acute mental hospitals shall be
29 increased in accordance with increases under the federal
30 Medicare program or as supported by their Medicare audited
31 costs.

32 e. For the fiscal year beginning July 1, 2017, independent
33 laboratories and rehabilitation agencies shall be reimbursed
34 using the same methodology in effect on June 30, 2017.

35 f. (1) For the fiscal year beginning July 1, 2017,

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1 reimbursement rates for home health agencies shall continue to
2 be based on the Medicare low utilization payment adjustment
3 (LUPA) methodology with state geographic wage adjustments.
4 The department shall continue to update the rates every two
5 years to reflect the most recent Medicare LUPA rates to the
6 extent possible within the state funding appropriated for this
7 purpose.

8 (2) For the fiscal year beginning July 1, 2017, rates for
9 private duty nursing and personal care services under the early
10 and periodic screening, diagnostic, and treatment program
11 benefit shall be calculated based on the methodology in effect
12 on June 30, 2017.

13 g. For the fiscal year beginning July 1, 2017, federally
14 qualified health centers and rural health clinics shall receive
15 cost-based reimbursement for 100 percent of the reasonable
16 costs for the provision of services to recipients of medical
17 assistance.

18 h. For the fiscal year beginning July 1, 2017, the
19 reimbursement rates for dental services shall remain at the
20 rates in effect on June 30, 2017.

21 i. (1) For the fiscal year beginning July 1, 2017,
22 reimbursement rates for non-state-owned psychiatric medical
23 institutions for children shall be based on the reimbursement
24 methodology in effect on June 30, 2017.

25 (2) As a condition of participation in the medical
26 assistance program, enrolled providers shall accept the medical

27 assistance reimbursement rate for any covered goods or services
28 provided to recipients of medical assistance who are children
29 under the custody of a psychiatric medical institution for
30 children.

31 j. For the fiscal year beginning July 1, 2017, unless
32 otherwise specified in this Act, all noninstitutional medical
33 assistance provider reimbursement rates shall remain at the
34 rates in effect on June 30, 2017, except for area education
35 agencies, local education agencies, infant and toddler

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1 services providers, home and community-based services providers
2 including consumer-directed attendant care providers under a
3 section 1915(c) or 1915(i) waiver, targeted case management
4 providers, and those providers whose rates are required to be
5 determined pursuant to section 249A.20.

6 k. Notwithstanding any provision to the contrary, for the
7 fiscal year beginning July 1, 2017, the reimbursement rate
8 for anesthesiologists shall be adjusted to implement the cost
9 containment strategies authorized for the medical assistance
10 program in this 2017 Act.

11 l. Notwithstanding section 249A.20, for the fiscal year
12 beginning July 1, 2017, the average reimbursement rate for
13 health care providers eligible for use of the federal Medicare
14 resource-based relative value scale reimbursement methodology
15 under section 249A.20 shall remain at the rate in effect on
16 June 30, 2017; however, this rate shall not exceed the maximum
17 level authorized by the federal government.

18 m. For the fiscal year beginning July 1, 2017, the
19 reimbursement rate for residential care facilities shall not
20 be less than the minimum payment level as established by the
21 federal government to meet the federally mandated maintenance
22 of effort requirement. The flat reimbursement rate for
23 facilities electing not to file annual cost reports shall not
24 be less than the minimum payment level as established by the
25 federal government to meet the federally mandated maintenance
26 of effort requirement.

27 n. For the fiscal year beginning July 1, 2017, the
28 reimbursement rates for inpatient mental health services
29 provided at hospitals shall remain at the rates in effect on
30 June 30, 2017, subject to Medicaid program upper payment limit
31 rules; and psychiatrists shall be reimbursed at the medical
32 assistance program fee-for-service rate in effect on June 30,
33 2017.

34 o. For the fiscal year beginning July 1, 2017, community
35 mental health centers may choose to be reimbursed for the

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1 services provided to recipients of medical assistance through
2 either of the following options:

3 (1) For 100 percent of the reasonable costs of the services.

4 (2) In accordance with the alternative reimbursement rate
5 methodology approved by the department of human services in
6 effect on June 30, 2017.

7 p. For the fiscal year beginning July 1, 2017, the
8 reimbursement rate for providers of family planning services
9 that are eligible to receive a 90 percent federal match shall
10 remain at the rates in effect on June 30, 2017.

11 q. Unless otherwise subject to a tiered rate methodology,
12 for the fiscal year beginning July 1, 2017, the upper
13 limits and reimbursement rates for providers of home and
14 community-based services waiver services shall be reimbursed
15 using the reimbursement methodology in effect on June 30, 2017.

16 r. For the fiscal year beginning July 1, 2017, the
17 reimbursement rates for emergency medical service providers
18 shall remain at the rates in effect on June 30, 2017.

19 s. For the fiscal year beginning July 1, 2017, reimbursement
20 rates for substance-related disorder treatment programs
21 licensed under section 125.13 shall remain at the rates in
22 effect on June 30, 2017.

23 2. For the fiscal year beginning July 1, 2017, the
24 reimbursement rate for providers reimbursed under the
25 in-home-related care program shall not be less than the minimum
26 payment level as established by the federal government to meet
27 the federally mandated maintenance of effort requirement.

28 3. Unless otherwise directed in this section, when the
29 department's reimbursement methodology for any provider
30 reimbursed in accordance with this section includes an
31 inflation factor, this factor shall not exceed the amount
32 by which the consumer price index for all urban consumers
33 increased during the calendar year ending December 31, 2002.

34 4. Notwithstanding section 234.38, for the fiscal
35 year beginning July 1, 2017, the foster family basic daily

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1 maintenance rate and the maximum adoption subsidy rate for
2 children ages 0 through 5 years shall be \$16.78, the rate for
3 children ages 6 through 11 years shall be \$17.45, the rate for
4 children ages 12 through 15 years shall be \$19.10, and the
5 rate for children and young adults ages 16 and older shall
6 be \$19.35. For youth ages 18 to 21 who have exited foster
7 care, the preparation for adult living program maintenance rate
8 shall be \$602.70 per month. The maximum payment for adoption
9 subsidy nonrecurring expenses shall be limited to \$500 and the
10 disallowance of additional amounts for court costs and other
11 related legal expenses implemented pursuant to 2010 Iowa Acts,
12 chapter 1031, section 408, shall be continued.

13 5. For the fiscal year beginning July 1, 2017, the maximum
14 reimbursement rates for social services providers under
15 contract shall remain at the rates in effect on June 30, 2017,
16 or the provider's actual and allowable cost plus inflation for

17 each service, whichever is less. However, if a new service
18 or service provider is added after June 30, 2017, the initial
19 reimbursement rate for the service or provider shall be based
20 upon a weighted average of provider rates for similar services.

21 6. a. For the fiscal year beginning July 1, 2017, the
22 reimbursement rates for resource family recruitment and
23 retention contractors shall be established by contract.

24 b. For the fiscal year beginning July 1, 2017, the
25 reimbursement rates for supervised apartment living foster care
26 providers shall be established by contract.

27 7. a. For the purposes of this subsection, "combined
28 reimbursement rate" means the combined service and maintenance
29 reimbursement rate for a service level under the department's
30 reimbursement methodology. Effective July 1, 2017, the
31 combined reimbursement rate for a group foster care service
32 level shall be the amount designated in this subsection.
33 However, if a group foster care provider's reimbursement rate
34 for a service level as of June 30, 2017, is more than the rate
35 designated in this subsection, the provider's reimbursement

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1 shall remain at the higher rate.

2 b. Unless a group foster care provider is subject to the
3 exception provided in paragraph "a", effective July 1, 2017,
4 the combined reimbursement rates for the service levels under
5 the department's reimbursement methodology shall be as follows:

6 (1) For service level, community - D1, the daily rate shall
7 be at least \$84.17.

8 (2) For service level, comprehensive - D2, the daily rate
9 shall be at least \$119.09.

10 (3) For service level, enhanced - D3, the daily rate shall
11 be at least \$131.09.

12 8. The group foster care reimbursement rates paid for
13 placement of children out of state shall be calculated
14 according to the same rate-setting principles as those used for
15 in-state providers, unless the director of human services or
16 the director's designee determines that appropriate care cannot
17 be provided within the state. The payment of the daily rate
18 shall be based on the number of days in the calendar month in
19 which service is provided.

20 9. a. For the fiscal year beginning July 1, 2017, the
21 reimbursement rate paid for shelter care and the child welfare
22 emergency services implemented to provide or prevent the need
23 for shelter care shall be established by contract.

24 b. For the fiscal year beginning July 1, 2017, the combined
25 service and maintenance components of the reimbursement rate
26 paid for shelter care services shall be based on the financial
27 and statistical report submitted to the department. The
28 maximum reimbursement rate shall be \$101.83 per day. The
29 department shall reimburse a shelter care provider at the
30 provider's actual and allowable unit cost, plus inflation, not

31 to exceed the maximum reimbursement rate.
32 c. Notwithstanding section 232.141, subsection 8, for the
33 fiscal year beginning July 1, 2017, the amount of the statewide
34 average of the actual and allowable rates for reimbursement of
35 juvenile shelter care homes that is utilized for the limitation

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1 on recovery of unpaid costs shall remain at the amount in
2 effect for this purpose in the fiscal year beginning July 1,
3 2016.
4 10. For the fiscal year beginning July 1, 2017, the
5 department shall calculate reimbursement rates for intermediate
6 care facilities for persons with an intellectual disability
7 at the 80th percentile. Beginning July 1, 2017, the rate
8 calculation methodology shall utilize the consumer price index
9 inflation factor applicable to the fiscal year beginning July
10 1, 2017.
11 11. For the fiscal year beginning July 1, 2017, for child
12 care providers reimbursed under the state child care assistance
13 program, the department shall set provider reimbursement
14 rates based on the rate reimbursement survey completed in
15 December 2004. Effective July 1, 2017, the child care provider
16 reimbursement rates shall remain at the rates in effect on June
17 30, 2017. The department shall set rates in a manner so as
18 to provide incentives for a nonregistered provider to become
19 registered by applying the increase only to registered and
20 licensed providers.
21 12. For the fiscal year beginning July 1, 2017, affected
22 providers or services shall be reimbursed as follows:
23 a. For fee-for-service claims, a rate or reimbursement
24 shall be calculated based on the methodology otherwise
25 specified in this section for the fiscal year beginning July 1,
26 2017, for the respective provider or service.
27 b. For claims subject to a managed care contract with
28 the exception of any provider or service to which a rate or
29 reimbursement increase is applicable for the fiscal year under
30 this section, the rate or reimbursement shall be based on the
31 methodology established by the managed care contract. However,
32 any rate or reimbursement established under such contract
33 shall not be lower than the rate or reimbursement floor
34 established by the department of human services as the managed
35 care organization rate or reimbursement floor for a respective

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1 provider or service in effect on April 1, 2016.
2 13. Notwithstanding any provision to the contrary,
3 reimbursement rates and methodologies under this section may
4 be adjusted as necessary to implement the cost containment
5 strategies authorized for the medical assistance program in
6 this 2017 Act.

7 14. The department may adopt emergency rules to implement
8 this section.

9 Sec. 32. EMERGENCY RULES.

10 1. If specifically authorized by a provision of this
11 division of this Act, the department of human services or
12 the mental health and disability services commission may
13 adopt administrative rules under section 17A.4, subsection
14 3, and section 17A.5, subsection 2, paragraph "b", to
15 implement the provisions of this division of this Act and
16 the rules shall become effective immediately upon filing or
17 on a later effective date specified in the rules, unless the
18 effective date of the rules is delayed or the applicability
19 of the rules is suspended by the administrative rules review
20 committee. Any rules adopted in accordance with this section
21 shall not take effect before the rules are reviewed by the
22 administrative rules review committee. The delay authority
23 provided to the administrative rules review committee under
24 section 17A.4, subsection 7, and section 17A.8, subsection 9,
25 shall be applicable to a delay imposed under this section,
26 notwithstanding a provision in those sections making them
27 inapplicable to section 17A.5, subsection 2, paragraph "b".
28 Any rules adopted in accordance with the provisions of this
29 section shall also be published as a notice of intended action
30 as provided in section 17A.4.

31 2. If during a fiscal year, the department of human
32 services is adopting rules in accordance with this section
33 or as otherwise directed or authorized by state law, and the
34 rules will result in an expenditure increase beyond the amount
35 anticipated in the budget process or if the expenditure was

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1 not addressed in the budget process for the fiscal year, the
2 department shall notify the persons designated by this division
3 of this Act for submission of reports, the chairpersons and
4 ranking members of the committees on appropriations, and
5 the department of management concerning the rules and the
6 expenditure increase. The notification shall be provided at
7 least 30 calendar days prior to the date notice of the rules
8 is submitted to the administrative rules coordinator and the
9 administrative code editor.

10 Sec. 33. REPORTS. Any reports or other information
11 required to be compiled and submitted under this Act during the
12 fiscal year beginning July 1, 2017, shall be submitted to the
13 chairpersons and ranking members of the joint appropriations
14 subcommittee on health and human services, the legislative
15 services agency, and the legislative caucus staffs on or
16 before the dates specified for submission of the reports or
17 information.

18 Sec. 34. TRANSFER OF MEDICAID MODERNIZATION SAVINGS BETWEEN
19 APPROPRIATIONS FY 2017–2018. Notwithstanding section 8.39,
20 subsection 1, for the fiscal year beginning July 1, 2017, if

21 savings resulting from the governor’s Medicaid modernization
 22 initiative accrue to the medical contracts or children’s health
 23 insurance program appropriation from the general fund of the
 24 state and not to the medical assistance appropriation from the
 25 general fund of the state under this division of this Act,
 26 such savings may be transferred to such medical assistance
 27 appropriation for the same fiscal year without prior written
 28 consent and approval of the governor and the director of the
 29 department of management. The department of human services
 30 shall report any transfers made pursuant to this section to the
 31 legislative services agency.

32 Sec. 35. EFFECTIVE UPON ENACTMENT. The following
 33 provisions of this division of this Act, being deemed of
 34 immediate importance, take effect upon enactment:

35 1. The provision relating to section 232.141 and directing

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1 the state court administrator and the division administrator of
 2 the department of human services division of child and family
 3 services to make the determination, by June 15, 2017, of the
 4 distribution of funds allocated for the payment of the expenses
 5 of court-ordered services provided to juveniles which are a
 6 charge upon the state.

7 DIVISION VI

8 HEALTH CARE ACCOUNTS AND FUNDS — FY 2017–2018

9 Sec. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
 10 appropriated from the pharmaceutical settlement account created
 11 in section 249A.33 to the department of human services for the
 12 fiscal year beginning July 1, 2017, and ending June 30, 2018,
 13 the following amount, or so much thereof as is necessary, to be
 14 used for the purpose designated:

15 Notwithstanding any provision of law to the contrary, to
 16 supplement the appropriations made in this Act for medical
 17 contracts under the medical assistance program for the fiscal
 18 year beginning July 1, 2017, and ending June 30, 2018:
 19 \$ 800,000

20 Sec. 37. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
 21 SERVICES. Notwithstanding any provision to the contrary and
 22 subject to the availability of funds, there is appropriated
 23 from the quality assurance trust fund created in section
 24 249L.4 to the department of human services for the fiscal year
 25 beginning July 1, 2017, and ending June 30, 2018, the following
 26 amounts, or so much thereof as is necessary, for the purposes
 27 designated:

28 To supplement the appropriation made in this Act from the
 29 general fund of the state to the department of human services
 30 for medical assistance for the same fiscal year:
 31 \$ 36,705,208

32 Sec. 38. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
 33 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
 34 the contrary and subject to the availability of funds, there is

35 appropriated from the hospital health care access trust fund

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1 created in section 249M.4 to the department of human services
 2 for the fiscal year beginning July 1, 2017, and ending June
 3 30, 2018, the following amounts, or so much thereof as is
 4 necessary, for the purposes designated:

5 To supplement the appropriation made in this Act from the
 6 general fund of the state to the department of human services
 7 for medical assistance for the same fiscal year:

8 \$ 33,920,554

9 Sec. 39. MEDICAL ASSISTANCE PROGRAM — NONREVERSION

10 FOR FY 2017–2018. Notwithstanding section 8.33, if moneys
 11 appropriated for purposes of the medical assistance program for
 12 the fiscal year beginning July 1, 2017, and ending June 30,
 13 2018, from the general fund of the state, the quality assurance
 14 trust fund and the hospital health care access trust fund, are
 15 in excess of actual expenditures for the medical assistance
 16 program and remain unencumbered or unobligated at the close
 17 of the fiscal year, the excess moneys shall not revert but
 18 shall remain available for expenditure for the purposes of the
 19 medical assistance program until the close of the succeeding
 20 fiscal year.

21 DIVISION VII

22 DEPARTMENT ON AGING — FY 2018–2019

23 Sec. 40. DEPARTMENT ON AGING. There is appropriated from
 24 the general fund of the state to the department on aging for
 25 the fiscal year beginning July 1, 2018, and ending June 30,
 26 2019, the following amount, or so much thereof as is necessary,
 27 to be used for the purposes designated:

28 For aging programs for the department on aging and area
 29 agencies on aging to provide citizens of Iowa who are 60 years
 30 of age and older with case management for frail elders, Iowa’s
 31 aging and disabilities resource center, and other services
 32 which may include but are not limited to adult day services,
 33 respite care, chore services, information and assistance,
 34 and material aid, for information and options counseling for
 35 persons with disabilities who are 18 years of age or older,

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1 and for salaries, support, administration, maintenance, and
 2 miscellaneous purposes, and for not more than the following
 3 full-time equivalent positions:

4 \$ 5,521,238
 5 FTEs 27.00

6 1. Funds appropriated in this section may be used to
 7 supplement federal funds under federal regulations. To
 8 receive funds appropriated in this section, a local area
 9 agency on aging shall match the funds with moneys from other
 10 sources according to rules adopted by the department. Funds

11 appropriated in this section may be used for elderly services
12 not specifically enumerated in this section only if approved
13 by an area agency on aging for provision of the service within
14 the area.

15 2. Of the funds appropriated in this section, \$139,973 is
16 transferred to the economic development authority for the Iowa
17 commission on volunteer services to be used for the retired and
18 senior volunteer program.

19 3. a. The department on aging shall establish and enforce
20 procedures relating to expenditure of state and federal funds
21 by area agencies on aging that require compliance with both
22 state and federal laws, rules, and regulations, including but
23 not limited to all of the following:

24 (1) Requiring that expenditures are incurred only for goods
25 or services received or performed prior to the end of the
26 fiscal period designated for use of the funds.

27 (2) Prohibiting prepayment for goods or services not
28 received or performed prior to the end of the fiscal period
29 designated for use of the funds.

30 (3) Prohibiting the prepayment for goods or services
31 not defined specifically by good or service, time period, or
32 recipient.

33 (4) Prohibiting the establishment of accounts from which
34 future goods or services which are not defined specifically by
35 good or service, time period, or recipient, may be purchased.

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1 b. The procedures shall provide that if any funds are
2 expended in a manner that is not in compliance with the
3 procedures and applicable federal and state laws, rules, and
4 regulations, and are subsequently subject to repayment, the
5 area agency on aging expending such funds in contravention of
6 such procedures, laws, rules and regulations, not the state,
7 shall be liable for such repayment.

8 4. Of the funds appropriated in this section, at least
9 \$125,000 shall be used to fund the unmet needs identified
10 through Iowa's aging and disability resource center network.

11 5. Of the funds appropriated in this section, at least
12 \$300,000 shall be used to fund home and community-based
13 services through the area agencies on aging that enable older
14 individuals to avoid more costly utilization of residential or
15 institutional services and remain in their own homes.

16 6. Of the funds appropriated in this section, \$406,268
17 shall be used for the purposes of chapter 231E and section
18 231.56A, of which \$175,000 shall be used for the office of
19 substitute decision maker pursuant to chapter 231E, and the
20 remainder shall be distributed equally to the area agencies on
21 aging to administer the prevention of elder abuse, neglect, and
22 exploitation program pursuant to section 231.56A, in accordance
23 with the requirements of the federal Older Americans Act of
24 1965, 42 U.S.C. §3001 et seq., as amended.

25 7. Of the funds appropriated in this section, \$375,000
26 shall be used to fund continuation of the aging and disability
27 resource center lifelong links to provide individuals and
28 caregivers with information and services to plan for and
29 maintain independence.

30 8. Notwithstanding section 8.39, for the fiscal year
31 beginning July 1, 2018, the department may transfer funds
32 within or between the allocations made in this division of this
33 Act for the same fiscal year in accordance with departmental
34 priorities. The department shall report any such transfers
35 to the individuals specified in this Act for submission of

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1 reports. This subsection shall not be construed to prohibit
2 the use of existing state transfer authority for other
3 purposes.

4 DIVISION VIII

5 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2018–2019

6 Sec. 41. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
7 appropriated from the general fund of the state to the office
8 of long-term care ombudsman for the fiscal year beginning July
9 1, 2018, and ending June 30, 2019, the following amount, or
10 so much thereof as is necessary, to be used for the purposes
11 designated:

12 For salaries, support, administration, maintenance, and
13 miscellaneous purposes, and for not more than the following
14 full-time equivalent positions:

15	\$	580,140
16	FTEs	16.00

17 DIVISION IX

18 DEPARTMENT OF PUBLIC HEALTH — FY 2018–2019

19 Sec. 42. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
20 from the general fund of the state to the department of public
21 health for the fiscal year beginning July 1, 2018, and ending
22 June 30, 2019, the following amounts, or so much thereof as is
23 necessary, to be used for the purposes designated:

24 1. ADDICTIVE DISORDERS

25 For reducing the prevalence of the use of tobacco, alcohol,
26 and other drugs, and treating individuals affected by addictive
27 behaviors, including gambling, and for not more than the
28 following full-time equivalent positions:

29	\$	12,492,915
30	FTEs	10.00

31 a. (1) Of the funds appropriated in this subsection,
32 \$2,010,612 shall be used for the tobacco use prevention
33 and control initiative, including efforts at the state and
34 local levels, as provided in chapter 142A. The commission
35 on tobacco use prevention and control established pursuant

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1 to section 142A.3 shall advise the director of public health
2 in prioritizing funding needs and the allocation of moneys
3 appropriated for the programs and initiatives. Activities
4 of the programs and initiatives shall be in alignment with
5 the United States centers for disease control and prevention
6 best practices for comprehensive tobacco control programs that
7 include the goals of preventing youth initiation of tobacco
8 usage, reducing exposure to secondhand smoke, and promotion
9 of tobacco cessation. To maximize resources, the department
10 shall determine if third-party sources are available to
11 instead provide nicotine replacement products to an applicant
12 prior to provision of such products to an applicant under
13 the initiative. The department shall track and report to
14 the individuals specified in this Act, any reduction in
15 the provision of nicotine replacement products realized by
16 the initiative through implementation of the prerequisite
17 screening.

18 (2) (a) The department shall collaborate with the
19 alcoholic beverages division of the department of commerce for
20 enforcement of tobacco laws, regulations, and ordinances and to
21 engage in tobacco control activities approved by the division
22 of tobacco use prevention and control of the department of
23 public health as specified in the memorandum of understanding
24 entered into between the divisions.

25 (b) For the fiscal year beginning July 1, 2018, and ending
26 June 30, 2019, the terms of the memorandum of understanding,
27 entered into between the division of tobacco use prevention
28 and control of the department of public health and the
29 alcoholic beverages division of the department of commerce,
30 governing compliance checks conducted to ensure licensed retail
31 tobacco outlet conformity with tobacco laws, regulations, and
32 ordinances relating to persons under 18 years of age, shall
33 continue to restrict the number of such checks to one check per
34 retail outlet, and one additional check for any retail outlet
35 found to be in violation during the first check.

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1 b. Of the funds appropriated in this subsection,
2 \$10,482,303 shall be used for problem gambling and
3 substance-related disorder prevention, treatment, and recovery
4 services, including a 24-hour helpline, public information
5 resources, professional training, youth prevention, and program
6 evaluation.

7 c. The requirement of section 123.17, subsection 5, is met
8 by the appropriations and allocations made in this division of
9 this Act for purposes of substance-related disorder treatment
10 and addictive disorders for the fiscal year beginning July 1,
11 2018.

12 2. HEALTHY CHILDREN AND FAMILIES

13 For promoting the optimum health status for children,
14 adolescents from birth through 21 years of age, and families,
15 and for not more than the following full-time equivalent
16 positions:

17	\$	2,662,816
18	FTEs	12.00

19 a. Of the funds appropriated in this subsection, not more
20 than \$367,420 shall be used for the healthy opportunities for
21 parents to experience success (HOPEs)-healthy families Iowa
22 (HFI) program established pursuant to section 135.106. The
23 funding shall be distributed to renew the grants that were
24 provided to the grantees that operated the program during the
25 fiscal year ending June 30, 2018.

26 b. In order to implement the legislative intent stated in
27 sections 135.106 and 256I.9, that priority for home visitation
28 program funding be given to programs using evidence-based or
29 promising models for home visitation, it is the intent of the
30 general assembly to phase in the funding priority in accordance
31 with 2012 Iowa Acts, chapter 1133, section 2, subsection 2,
32 paragraph "0b".

33 c. Of the funds appropriated in this subsection, \$1,537,550
34 shall be used for continuation of the department's initiative
35 to provide for adequate developmental surveillance and

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1 screening during a child's first five years. The funds shall
2 be used first to fully fund the current sites to ensure that
3 the sites are fully operational, with the remaining funds
4 to be used for expansion to additional sites. The full
5 implementation and expansion shall include enhancing the scope
6 of the initiative through collaboration with the child health
7 specialty clinics to promote healthy child development through
8 early identification and response to both biomedical and social
9 determinants of healthy development; by monitoring child
10 health metrics to inform practice, document long-term health
11 impacts and savings, and provide for continuous improvement
12 through training, education, and evaluation; and by providing
13 for practitioner consultation particularly for children with
14 behavioral conditions and needs. The department of public
15 health shall also collaborate with the Iowa Medicaid enterprise
16 and the child health specialty clinics to integrate the
17 activities of the first five initiative into the establishment
18 of patient-centered medical homes, community utilities,
19 accountable care organizations, and other integrated care
20 models developed to improve health quality and population
21 health while reducing health care costs. To the maximum extent
22 possible, funding allocated in this paragraph shall be utilized
23 as matching funds for medical assistance program reimbursement.

24 d. Of the funds appropriated in this subsection, \$32,320
25 shall be distributed to a statewide dental carrier to provide
26 funds to continue the donated dental services program patterned

27 after the projects developed by the lifeline network to provide
28 dental services to indigent individuals who are elderly or with
29 disabilities.

30 e. Of the funds appropriated in this subsection, \$78,241
31 shall be used to provide audiological services and hearing
32 aids for children. The department may enter into a contract
33 to administer this paragraph.

34 f. Of the funds appropriated in this subsection, \$11,500 is
35 transferred to the university of Iowa college of dentistry for

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1 provision of primary dental services to children. State funds
2 shall be matched on a dollar-for-dollar basis. The university
3 of Iowa college of dentistry shall coordinate efforts with the
4 department of public health, bureau of oral and health delivery
5 systems, to provide dental care to underserved populations
6 throughout the state.

7 g. Of the funds appropriated in this subsection, \$25,000
8 shall be used to address youth suicide prevention.

9 h. Of the funds appropriated in this subsection, \$20,255
10 shall be used to support the Iowa effort to address the survey
11 of children who experience adverse childhood experiences known
12 as ACEs.

13 i. The department of public health shall continue to
14 administer the program to assist parents in this state with
15 costs resulting from the death of a child in accordance with
16 the provisions of 2014 Iowa Acts, chapter 1140, section 22,
17 subsection 12.

18 3. CHRONIC CONDITIONS

19 For serving individuals identified as having chronic
20 conditions or special health care needs, and for not more than
21 the following full-time equivalent positions:

22	\$	2,085,375
23	FTEs	5.00

24 a. Of the funds appropriated in this subsection, \$76,877
25 shall be used for grants to individual patients who have an
26 inherited metabolic disorder to assist with the costs of
27 medically necessary foods and formula.

28 b. Of the funds appropriated in this subsection, \$510,397
29 shall be used for the brain injury services program pursuant
30 to section 135.22B, including for contracting with an existing
31 nationally affiliated and statewide organization whose purpose
32 is to educate, serve, and support Iowans with brain injury and
33 their families for resource facilitator services in accordance
34 with section 135.22B, subsection 9, and for contracting to
35 enhance brain injury training and recruitment of service

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1 providers on a statewide basis. Of the amount allocated in
2 this paragraph, \$47,500 shall be used to fund one full-time

3 equivalent position to serve as the state brain injury services
4 program manager.

5 c. Of the funds appropriated in this subsection, \$72,048
6 shall be used for the public purpose of continuing to contract
7 with an existing national-affiliated organization to provide
8 education, client-centered programs, and client and family
9 support for people living with epilepsy and their families.
10 The amount allocated in this paragraph in excess of \$50,000
11 shall be matched dollar-for-dollar by the organization
12 specified.

13 d. Of the funds appropriated in this subsection, \$404,775
14 shall be used for child health specialty clinics.

15 e. Of the funds appropriated in this subsection, \$192,276
16 shall be used by the regional autism assistance program
17 established pursuant to section 256.35, and administered by
18 the child health specialty clinic located at the university of
19 Iowa hospitals and clinics. The funds shall be used to enhance
20 interagency collaboration and coordination of educational,
21 medical, and other human services for persons with autism,
22 their families, and providers of services, including delivering
23 regionalized services of care coordination, family navigation,
24 and integration of services through the statewide system of
25 regional child health specialty clinics and fulfilling other
26 requirements as specified in chapter 225D. The university of
27 Iowa shall not receive funds allocated under this paragraph for
28 indirect costs associated with the regional autism assistance
29 program.

30 f. Of the funds appropriated in this subsection, \$288,687
31 shall be used for the comprehensive cancer control program to
32 reduce the burden of cancer in Iowa through prevention, early
33 detection, effective treatment, and ensuring quality of life.
34 Of the funds allocated in this paragraph "f", \$75,000 shall
35 be used to support a melanoma research symposium, a melanoma

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1 biorepository and registry, basic and translational melanoma
2 research, and clinical trials.

3 g. Of the funds appropriated in this subsection, \$48,766
4 shall be used for cervical and colon cancer screening, and
5 \$88,860 shall be used to enhance the capacity of the cervical
6 cancer screening program to include provision of recommended
7 prevention and early detection measures to a broader range of
8 low-income women.

9 h. Of the funds appropriated in this subsection, \$253,177
10 shall be used for the center for congenital and inherited
11 disorders.

12 i. Of the funds appropriated in this subsection,
13 \$107,631 shall be used by the department of public health
14 for reform-related activities, including but not limited to
15 facilitation of communication to stakeholders at the state and
16 local level, administering the patient-centered health advisory

17 council pursuant to section 135.159, and involvement in health
 18 care system innovation activities occurring across the state.
 19 j. Of the funds appropriated in this subsection, \$11,050
 20 shall be used for administration of chapter 124D, the medical
 21 cannabidiol Act.

22 4. COMMUNITY CAPACITY

23 For strengthening the health care delivery system at the
 24 local level, and for not more than the following full-time
 25 equivalent positions:

26	\$	1,453,888
27	FTEs	13.00

28 a. Of the funds appropriated in this subsection, \$47,787
 29 is allocated for continuation of the child vision screening
 30 program implemented through the university of Iowa hospitals
 31 and clinics in collaboration with early childhood Iowa areas.
 32 The program shall submit a report to the individuals identified
 33 in this Act for submission of reports regarding the use of
 34 funds allocated under this paragraph “a”. The report shall
 35 include the objectives and results for the program year

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1 including the target population and how the funds allocated
 2 assisted the program in meeting the objectives; the number,
 3 age, and location within the state of individuals served;
 4 the type of services provided to the individuals served; the
 5 distribution of funds based on service provided; and the
 6 continuing needs of the program.

7 b. Of the funds appropriated in this subsection, \$52,828 is
 8 allocated for continuation of an initiative implemented at the
 9 university of Iowa to expand and improve the workforce engaged
 10 in mental health treatment and services. The initiative shall
 11 receive input from the university of Iowa, the department of
 12 human services, the department of public health, and the mental
 13 health and disability services commission to address the focus
 14 of the initiative.

15 c. Of the funds appropriated in this section, \$41,657 shall
 16 be deposited in the governmental public health system fund
 17 created in section 135A.8 to be used for the purposes of the
 18 fund.

19 d. Of the funds appropriated in this subsection,
 20 \$24,034 shall be used for a grant to a statewide association
 21 of psychologists that is affiliated with the American
 22 psychological association to be used for continuation of a
 23 program to rotate intern psychologists in placements in urban
 24 and rural mental health professional shortage areas, as defined
 25 in section 135.180.

26 e. Of the funds appropriated in this subsection, the
 27 following amounts are allocated to be used as follows to
 28 support the Iowa collaborative safety net provider network
 29 goals of increased access, health system integration, and
 30 engagement.

31 (1) Not less than \$260,931 is allocated to the Iowa
32 prescription drug corporation for continuation of the
33 pharmaceutical infrastructure for safety net providers as
34 described in 2007 Iowa Acts, chapter 218, section 108, and for
35 the prescription drug donation repository program created in

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1 chapter 135M.

2 (2) Not less than \$167,435 is allocated to free clinics and
3 free clinics of Iowa for necessary infrastructure, statewide
4 coordination, provider recruitment, service delivery, and
5 provision of assistance to patients in securing a medical home
6 inclusive of oral health care.

7 (3) Not less than \$12,500 is allocated to the Iowa
8 association of rural health clinics for necessary
9 infrastructure and service delivery transformation.

10 (4) Not less than \$50,000 is allocated to the Polk county
11 medical society for continuation of the safety net provider
12 patient access to a specialty health care initiative as
13 described in 2007 Iowa Acts, chapter 218, section 109.

14 f. Of the funds appropriated in this subsection,
15 \$38,115 shall be used by the department in implementing
16 the recommendations in the final report submitted by the
17 direct care worker advisory council to the governor and the
18 general assembly in March 2012, including by continuing to
19 develop, promote, and make available on a statewide basis the
20 prepare-to-care core curriculum and its associated modules
21 and specialties through various formats including online
22 access, community colleges, and other venues; exploring new and
23 maintaining existing specialties including but not limited to
24 oral health and dementia care; supporting instructor training;
25 and assessing and making recommendations concerning the Iowa
26 care book and information technology systems and infrastructure
27 uses and needs.

28 g. Of the funds appropriated in this subsection, \$95,594
29 shall be allocated for continuation of the contract with
30 an independent statewide direct care worker organization
31 previously selected through a request for proposals process.
32 The contract shall continue to include performance and outcomes
33 measures, and shall continue to allow the contractor to use a
34 portion of the funds received under the contract to collect
35 data to determine results based on the performance and outcomes

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1 measures.

2 h. Of the funds appropriated in this subsection, the
3 department may use up to \$29,087 for up to one full-time
4 equivalent position to administer the volunteer health care
5 provider program pursuant to section 135.24.

6 i. Of the funds appropriated in this subsection, \$48,069

7 shall be used for a matching dental education loan repayment
8 program to be allocated to a dental nonprofit health service
9 corporation to continue to develop the criteria and implement
10 the loan repayment program.

11 j. Of the funds appropriated in this subsection, \$26,455 is
12 transferred to the college student aid commission for deposit
13 in the rural Iowa primary care trust fund created in section
14 261.113 to be used for the purposes of the fund.

15 k. Of the funds appropriated in this subsection, \$75,000
16 shall be used for the purposes of the Iowa donor registry as
17 specified in section 142C.18.

18 l. Of the funds appropriated in this subsection, \$48,069
19 shall be used for continuation of a grant to a nationally
20 affiliated volunteer eye organization that has an established
21 program for children and adults and that is solely dedicated to
22 preserving sight and preventing blindness through education,
23 nationally certified vision screening and training, and
24 community and patient service programs. The organization
25 shall submit a report to the individuals identified in this
26 Act for submission of reports regarding the use of funds
27 allocated under this paragraph "l". The report shall include
28 the objectives and results for the program year including
29 the target population and how the funds allocated assisted
30 the program in meeting the objectives; the number, age, and
31 location within the state of individuals served; the type of
32 services provided to the individuals served; the distribution
33 of funds based on services provided; and the continuing needs
34 of the program.

35 m. Of the funds appropriated in this subsection, \$436,327

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1 shall be deposited in the medical residency training account
2 created in section 135.175, subsection 5, paragraph "a", and
3 is appropriated from the account to the department of public
4 health to be used for the purposes of the medical residency
5 training state matching grants program as specified in section
6 135.176.

7 **5. ESSENTIAL PUBLIC HEALTH SERVICES**

8 To provide public health services that reduce risks and
9 invest in promoting and protecting good health over the
10 course of a lifetime with a priority given to older Iowans and
11 vulnerable populations:

12 \$ 4,098,939

13 **6. INFECTIOUS DISEASES**

14 For reducing the incidence and prevalence of communicable
15 diseases, and for not more than the following full-time
16 equivalent positions:

17 \$ 823,213

18 FTEs 4.00

19 **7. PUBLIC PROTECTION**

20 For protecting the health and safety of the public through

21 establishing standards and enforcing regulations, and for not
 22 more than the following full-time equivalent positions:
 23 \$ 2,097,569
 24 FTEs 138.00
 25 a. Of the funds appropriated in this subsection, not more
 26 than \$152,350 shall be credited to the emergency medical
 27 services fund created in section 135.25. Moneys in the
 28 emergency medical services fund are appropriated to the
 29 department to be used for the purposes of the fund.
 30 b. Of the funds appropriated in this subsection, up
 31 to \$121,630 shall be used for sexual violence prevention
 32 programming through a statewide organization representing
 33 programs serving victims of sexual violence through the
 34 department’s sexual violence prevention program, and for
 35 continuation of a training program for sexual assault

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1 response team (SART) members, including representatives of
 2 law enforcement, victim advocates, prosecutors, and certified
 3 medical personnel. The amount allocated in this paragraph “b”
 4 shall not be used to supplant funding administered for other
 5 sexual violence prevention or victims assistance programs.

6 c. Of the funds appropriated in this subsection, up to
 7 \$287,813 shall be used for the state poison control center.
 8 Pursuant to the directive under 2014 Iowa Acts, chapter
 9 1140, section 102, the federal matching funds available to
 10 the state poison control center from the department of human
 11 services under the federal Children’s Health Insurance Program
 12 Reauthorization Act allotment shall be subject to the federal
 13 administrative cap rule of 10 percent applicable to funding
 14 provided under Tit. XXI of the federal Social Security Act and
 15 included within the department’s calculations of the cap.

16 d. Of the funds appropriated in this subsection, up to
 17 \$258,491 shall be used for childhood lead poisoning provisions.

18 8. RESOURCE MANAGEMENT

19 For establishing and sustaining the overall ability of the
 20 department to deliver services to the public, and for not more
 21 than the following full-time equivalent positions:

22 \$ 485,607
 23 FTEs 4.00

24 9. MISCELLANEOUS PROVISIONS

25 The university of Iowa hospitals and clinics under the
 26 control of the state board of regents shall not receive
 27 indirect costs from the funds appropriated in this section.
 28 The university of Iowa hospitals and clinics billings to the
 29 department shall be on at least a quarterly basis.

30 10. GENERAL REDUCTION

31 For the period beginning July 1, 2018, and ending June 30,
 32 2019, the department of public health, in consultation with
 33 the department of management, shall identify and implement a

34 reduction in expenditures made from appropriations from the
35 general fund of the state to the department of public health in

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1 the amount of \$640,683.
2 11. TRANSFERS
3 Notwithstanding section 8.39, for the fiscal year beginning
4 July 1, 2018, the department may transfer funds within or
5 between any of the allocations or appropriations made in this
6 division of this Act for the same fiscal year, to be used in
7 accordance with departmental priorities as specified in the
8 department’s report to the general assembly submitted pursuant
9 to 2016 Iowa Acts, chapter 1139, section 3. The department
10 shall report any such transfers to the individuals specified
11 in this Act for submission of reports. This subsection shall
12 not be construed to prohibit the use of existing state transfer
13 authority for other purposes.

14 DIVISION X

15 DEPARTMENT OF VETERANS AFFAIRS — FY 2018–2019

16 Sec. 43. DEPARTMENT OF VETERANS AFFAIRS. There is
17 appropriated from the general fund of the state to the
18 department of veterans affairs for the fiscal year beginning
19 July 1, 2018, and ending June 30, 2019, the following amounts,
20 or so much thereof as is necessary, to be used for the purposes
21 designated:

22 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

23 For salaries, support, maintenance, and miscellaneous
24 purposes, and for not more than the following full-time
25 equivalent positions:

26	\$	571,278
27	FTEs	15.00

28 2. IOWA VETERANS HOME

29 For salaries, support, maintenance, and miscellaneous
30 purposes:

31	\$	3,614,070
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32 a. The Iowa veterans home billings involving the department
33 of human services shall be submitted to the department on at
34 least a monthly basis.

35 b. Within available resources and in conformance with

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1 associated state and federal program eligibility requirements,
2 the Iowa veterans home may implement measures to provide
3 financial assistance to or on behalf of veterans or their
4 spouses who are participating in the community reentry program.

5 c. The Iowa veterans home expenditure report shall be
6 submitted monthly to the legislative services agency.

7 d. The Iowa veterans home shall continue to include in the
8 annual discharge report applicant information and to provide
9 for the collection of demographic information including but not

10 limited to the number of individuals applying for admission and
11 admitted or denied admittance and the basis for the admission
12 or denial; the age, gender, and race of such individuals;
13 and the level of care for which such individuals applied for
14 admission including residential or nursing level of care.

15 3. HOME OWNERSHIP ASSISTANCE PROGRAM

16 For transfer to the Iowa finance authority for the
17 continuation of the home ownership assistance program for
18 persons who are or were eligible members of the armed forces of
19 the United States, pursuant to section 16.54:

20 \$ 1,000,000

21 Sec. 44. LIMITATION OF COUNTY COMMISSIONS OF VETERAN
22 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the
23 standing appropriation in section 35A.16 for the fiscal year
24 beginning July 1, 2018, and ending June 30, 2019, the amount
25 appropriated from the general fund of the state pursuant to
26 that section for the following designated purposes shall not
27 exceed the following amount:

28 For the county commissions of veteran affairs fund under
29 section 35A.16:

30 \$ 473,962

31 DIVISION XI

32 DEPARTMENT OF HUMAN SERVICES — FY 2018–2019

33 Sec. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
34 GRANT. There is appropriated from the fund created in section
35 8.41 to the department of human services for the fiscal year

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1 beginning July 1, 2018, and ending June 30, 2019, from moneys
2 received under the federal temporary assistance for needy
3 families (TANF) block grant pursuant to the federal Personal
4 Responsibility and Work Opportunity Reconciliation Act of 1996,
5 Pub. L. No. 104-193, and successor legislation, the following
6 amounts, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 1. To be credited to the family investment program account
9 and used for assistance under the family investment program
10 under chapter 239B:

11 \$ 2,556,231

12 2. To be credited to the family investment program account
13 and used for the job opportunities and basic skills (JOBS)
14 program and implementing family investment agreements in
15 accordance with chapter 239B:

16 \$ 2,787,846

17 3. To be used for the family development and
18 self-sufficiency grant program in accordance with section
19 216A.107:

20 \$ 1,449,490

21 Notwithstanding section 8.33, moneys appropriated in this
22 subsection that remain unencumbered or unobligated at the close
23 of the fiscal year shall not revert but shall remain available

24 for expenditure for the purposes designated until the close of
25 the succeeding fiscal year. However, unless such moneys are
26 encumbered or obligated on or before September 30, 2019, the
27 moneys shall revert.

28 4. For field operations:

29 \$ 15,648,116

30 5. For general administration:

31 \$ 1,872,000

32 6. For state child care assistance:

33 \$ 23,933,413

34 a. Of the funds appropriated in this subsection,

35 \$13,164,048 is transferred to the child care and development

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1 block grant appropriation made by the Eighty-seventh General
2 Assembly, 2018 session, for the federal fiscal year beginning
3 October 1, 2018, and ending September 30, 2019. Of this
4 amount, \$100,000 shall be used for provision of educational
5 opportunities to registered child care home providers in order
6 to improve services and programs offered by this category
7 of providers and to increase the number of providers. The
8 department may contract with institutions of higher education
9 or child care resource and referral centers to provide
10 the educational opportunities. Allowable administrative
11 costs under the contracts shall not exceed 5 percent. The
12 application for a grant shall not exceed two pages in length.

13 b. Any funds appropriated in this subsection remaining
14 unallocated shall be used for state child care assistance
15 payments for families who are employed including but not
16 limited to individuals enrolled in the family investment
17 program.

18 7. For child and family services:

19 \$ 16,190,327

20 8. For child abuse prevention grants:

21 \$ 62,500

22 9. For pregnancy prevention grants on the condition that
23 family planning services are funded:

24 \$ 965,033

25 Pregnancy prevention grants shall be awarded to programs
26 in existence on or before July 1, 2018, if the programs have
27 demonstrated positive outcomes. Grants shall be awarded to
28 pregnancy prevention programs which are developed after July
29 1, 2018, if the programs are based on existing models that
30 have demonstrated positive outcomes. Grants shall comply with
31 the requirements provided in 1997 Iowa Acts, chapter 208,
32 section 14, subsections 1 and 2, including the requirement that
33 grant programs must emphasize sexual abstinence. Priority in
34 the awarding of grants shall be given to programs that serve
35 areas of the state which demonstrate the highest percentage of

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1 unplanned pregnancies of females of childbearing age within the
2 geographic area to be served by the grant.

3 10. For technology needs and other resources necessary
4 to meet federal welfare reform reporting, tracking, and case
5 management requirements:

6 \$ 518,593

7 11. a. Notwithstanding any provision to the contrary,
8 including but not limited to requirements in section 8.41 or
9 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
10 appropriation of federal block grants, federal funds from the
11 temporary assistance for needy families block grant received by
12 the state and not otherwise appropriated in this section and
13 remaining available for the fiscal year beginning July 1, 2018,
14 are appropriated to the department of human services to the
15 extent as may be necessary to be used in the following priority
16 order: the family investment program, for state child care
17 assistance program payments for families who are employed, and
18 for the family investment program share of costs to develop and
19 maintain a new, integrated eligibility determination system.
20 The federal funds appropriated in this paragraph "a" shall be
21 expended only after all other funds appropriated in subsection
22 1 for assistance under the family investment program, in
23 subsection 6 for child care assistance, or in subsection 10
24 for technology costs related to the family investment program,
25 as applicable, have been expended. For the purposes of this
26 subsection, the funds appropriated in subsection 6, paragraph
27 "a", for transfer to the child care and development block grant
28 appropriation are considered fully expended when the full
29 amount has been transferred.

30 b. The department shall, on a quarterly basis, advise the
31 legislative services agency and department of management of
32 the amount of funds appropriated in this subsection that was
33 expended in the prior quarter.

34 12. Of the amounts appropriated in this section, \$6,481,004
35 for the fiscal year beginning July 1, 2018, is transferred to

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1 the appropriation of the federal social services block grant
2 made to the department of human services for that fiscal year.

3 13. For continuation of the program providing categorical
4 eligibility for the food assistance program as specified
5 for the program in the section of this division of this Act
6 relating to the family investment program account:

7 \$ 12,500

8 14. The department may transfer funds allocated in this
9 section to the appropriations made in this division of this Act
10 for the same fiscal year for general administration and field
11 operations for resources necessary to implement and operate the
12 services referred to in this section and those funded in the

13 appropriation made in this division of this Act for the same
14 fiscal year for the family investment program from the general
15 fund of the state.

16 15. With the exception of moneys allocated under this
17 section for the family development and self-sufficiency grant
18 program, to the extent moneys allocated in this section are
19 deemed by the department not to be necessary to support the
20 purposes for which they are allocated, such moneys may be
21 credited to the family investment program account as specified
22 under subsection 1 of this section and used for the purposes of
23 assistance under the family investment program under chapter
24 239B in the same fiscal year.

25 Sec. 46. FAMILY INVESTMENT PROGRAM ACCOUNT.

26 1. Moneys credited to the family investment program (FIP)
27 account for the fiscal year beginning July 1, 2018, and
28 ending June 30, 2019, shall be used to provide assistance in
29 accordance with chapter 239B.

30 2. The department may use a portion of the moneys credited
31 to the FIP account under this section as necessary for
32 salaries, support, maintenance, and miscellaneous purposes.

33 3. The department may transfer funds allocated in
34 subsection 4 to the appropriations made in this division of
35 this Act for the same fiscal year for general administration

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1 and field operations for resources necessary to implement and
2 operate the family investment program services referred to in
3 this section and those funded in the appropriation made in this
4 division of this Act for the same fiscal year for the family
5 investment program from the general fund of the state.

6 4. Moneys appropriated in this division of this Act and
7 credited to the FIP account for the fiscal year beginning July
8 1, 2018, and ending June 30, 2019, are allocated as follows:

9 a. To be retained by the department of human services to
10 be used for coordinating with the department of human rights
11 to more effectively serve participants in FIP and other shared
12 clients and to meet federal reporting requirements under the
13 federal temporary assistance for needy families block grant:
14 \$ 10,000

15 b. To the department of human rights for staffing,
16 administration, and implementation of the family development
17 and self-sufficiency grant program in accordance with section
18 216A.107:
19 \$ 3,096,417

20 (1) Of the funds allocated for the family development
21 and self-sufficiency grant program in this paragraph "b",
22 not more than 5 percent of the funds shall be used for the
23 administration of the grant program.

24 (2) The department of human rights may continue to implement
25 the family development and self-sufficiency grant program
26 statewide during fiscal year 2018–2019.

27 (3) The department of human rights may engage in activities
 28 to strengthen and improve family outcomes measures and
 29 data collection systems under the family development and
 30 self-sufficiency grant program.

31 c. For the diversion subaccount of the FIP account:
 32 \$ 407,500

33 A portion of the moneys allocated for the subaccount may
 34 be used for field operations, salaries, data management
 35 system development, and implementation costs and support

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1 deemed necessary by the director of human services in order to
 2 administer the FIP diversion program. To the extent moneys
 3 allocated in this paragraph "c" are deemed by the department
 4 not to be necessary to support diversion activities, such
 5 moneys may be used for other efforts intended to increase
 6 engagement by family investment program participants in work,
 7 education, or training activities, or for the purposes of
 8 assistance under the family investment program in accordance
 9 with chapter 239B.

10 d. For the food assistance employment and training program:
 11 \$ 33,294

12 (1) The department shall apply the federal supplemental
 13 nutrition assistance program (SNAP) employment and training
 14 state plan in order to maximize to the fullest extent permitted
 15 by federal law the use of the 50 percent federal reimbursement
 16 provisions for the claiming of allowable federal reimbursement
 17 funds from the United States department of agriculture
 18 pursuant to the federal SNAP employment and training program
 19 for providing education, employment, and training services
 20 for eligible food assistance program participants, including
 21 but not limited to related dependent care and transportation
 22 expenses.

23 (2) The department shall continue the categorical federal
 24 food assistance program eligibility at 160 percent of the
 25 federal poverty level and continue to eliminate the asset test
 26 from eligibility requirements, consistent with federal food
 27 assistance program requirements. The department shall include
 28 as many food assistance households as is allowed by federal
 29 law. The eligibility provisions shall conform to all federal
 30 requirements including requirements addressing individuals who
 31 are incarcerated or otherwise ineligible.

32 e. For the JOBS program:
 33 \$ 6,761,645

34 5. Of the child support collections assigned under FIP,
 35 an amount equal to the federal share of support collections

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1 shall be credited to the child support recovery appropriation
 2 made in this division of this Act. Of the remainder of the

3 assigned child support collections received by the child
 4 support recovery unit, a portion shall be credited to the FIP
 5 account, a portion may be used to increase recoveries, and a
 6 portion may be used to sustain cash flow in the child support
 7 payments account. If as a consequence of the appropriations
 8 and allocations made in this section the resulting amounts
 9 are insufficient to sustain cash assistance payments and meet
 10 federal maintenance of effort requirements, the department
 11 shall seek supplemental funding. If child support collections
 12 assigned under FIP are greater than estimated or are otherwise
 13 determined not to be required for maintenance of effort, the
 14 state share of either amount may be transferred to or retained
 15 in the child support payments account.

16 6. The department may adopt emergency rules for the family
 17 investment, JOBS, food assistance, and medical assistance
 18 programs if necessary to comply with federal requirements.

19 Sec. 47. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 20 is appropriated from the general fund of the state to the
 21 department of human services for the fiscal year beginning July
 22 1, 2018, and ending June 30, 2019, the following amount, or
 23 so much thereof as is necessary, to be used for the purpose
 24 designated:

25 To be credited to the family investment program (FIP)
 26 account and used for family investment program assistance under
 27 chapter 239B:

28 \$ 21,502,240

29 1. Of the funds appropriated in this section, \$3,973,798 is
 30 allocated for the JOBS program.

31 2. Of the funds appropriated in this section, \$1,656,927 is
 32 allocated for the family development and self-sufficiency grant
 33 program.

34 3. Notwithstanding section 8.39, for the fiscal year
 35 beginning July 1, 2018, if necessary to meet federal

1 maintenance of effort requirements or to transfer federal
 2 temporary assistance for needy families block grant funding
 3 to be used for purposes of the federal social services block
 4 grant or to meet cash flow needs resulting from delays in
 5 receiving federal funding or to implement, in accordance with
 6 this division of this Act, activities currently funded with
 7 juvenile court services, county, or community moneys and state
 8 moneys used in combination with such moneys; to comply with
 9 federal requirements; or to maximize the use of federal funds,
 10 the department of human services may transfer funds within or
 11 between any of the appropriations made in this division of this
 12 Act and appropriations in law for the federal social services
 13 block grant to the department for the following purposes,
 14 provided that the combined amount of state and federal
 15 temporary assistance for needy families block grant funding
 16 for each appropriation remains the same before and after the

17 transfer:

- 18 a. For the family investment program.
- 19 b. For child care assistance.
- 20 c. For child and family services.
- 21 d. For field operations.
- 22 e. For general administration.

23 This subsection shall not be construed to prohibit the use
24 of existing state transfer authority for other purposes. The
25 department shall report any transfers made pursuant to this
26 subsection to the legislative services agency.

27 4. Of the funds appropriated in this section, \$97,839 shall
28 be used for continuation of a grant to an Iowa-based nonprofit
29 organization with a history of providing tax preparation
30 assistance to low-income Iowans in order to expand the usage of
31 the earned income tax credit. The purpose of the grant is to
32 supply this assistance to underserved areas of the state.

33 5. Of the funds appropriated in this section, \$30,000 shall
34 be used for the continuation of an unfunded pilot project, as
35 defined in 441 IAC 100.1, relating to parental obligations,

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1 in which the child support recovery unit participates, to
2 support the efforts of a nonprofit organization committed
3 to strengthening the community through youth development,
4 healthy living, and social responsibility headquartered in
5 a county with a population over 350,000 according to the
6 latest certified federal census. The funds allocated in this
7 subsection shall be used by the recipient organization to
8 develop a larger community effort, through public and private
9 partnerships, to support a broad-based multi-county fatherhood
10 initiative that promotes payment of child support obligations,
11 improved family relationships, and full-time employment.

12 6. The department may transfer funds appropriated in this
13 section to the appropriations made in this division of this Act
14 for general administration and field operations as necessary
15 to administer this section and the overall family investment
16 program.

17 Sec. 48. CHILD SUPPORT RECOVERY. There is appropriated
18 from the general fund of the state to the department of human
19 services for the fiscal year beginning July 1, 2018, and ending
20 June 30, 2019, the following amount, or so much thereof as is
21 necessary, to be used for the purposes designated:

22 For child support recovery, including salaries, support,
23 maintenance, and miscellaneous purposes, and for not more than
24 the following full-time equivalent positions:

25	\$	6,293,317
26	FTEs	459.00

27 1. The department shall expend up to \$12,164, including
28 federal financial participation, for the fiscal year beginning
29 July 1, 2018, for a child support public awareness campaign.
30 The department and the office of the attorney general shall

31 cooperate in continuation of the campaign. The public
 32 awareness campaign shall emphasize, through a variety of
 33 media activities, the importance of maximum involvement of
 34 both parents in the lives of their children as well as the
 35 importance of payment of child support obligations.

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1 2. Federal access and visitation grant moneys shall be
 2 issued directly to private not-for-profit agencies that provide
 3 services designed to increase compliance with the child access
 4 provisions of court orders, including but not limited to
 5 neutral visitation sites and mediation services.

6 3. The appropriation made to the department for child
 7 support recovery may be used throughout the fiscal year in the
 8 manner necessary for purposes of cash flow management, and for
 9 cash flow management purposes the department may temporarily
 10 draw more than the amount appropriated, provided the amount
 11 appropriated is not exceeded at the close of the fiscal year.

12 4. With the exception of the funding amount specified, the
 13 requirements established under 2001 Iowa Acts, chapter 191,
 14 section 3, subsection 5, paragraph "c", subparagraph (3), shall
 15 be applicable to parental obligation pilot projects for the
 16 fiscal year beginning July 1, 2018, and ending June 30, 2019.
 17 Notwithstanding 441 IAC 100.8, providing for termination of
 18 rules relating to the pilot projects, the rules shall remain
 19 in effect until June 30, 2019.

20 Sec. 49. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
 21 FY 2018–2019. Any funds remaining in the health care trust
 22 fund created in section 453A.35A for the fiscal year beginning
 23 July 1, 2018, and ending June 30, 2019, are appropriated to
 24 the department of human services to supplement the medical
 25 assistance program appropriations made in this division of this
 26 Act, for medical assistance reimbursement and associated costs,
 27 including program administration and costs associated with
 28 program implementation.

29 Sec. 50. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
 30 2018–2019. Any funds remaining in the Medicaid fraud fund
 31 created in section 249A.50 for the fiscal year beginning
 32 July 1, 2018, and ending June 30, 2019, are appropriated to
 33 the department of human services to supplement the medical
 34 assistance appropriations made in this division of this Act,
 35 for medical assistance reimbursement and associated costs,

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1 including program administration and costs associated with
 2 program implementation.

3 Sec. 51. MEDICAL ASSISTANCE. There is appropriated from the
 4 general fund of the state to the department of human services
 5 for the fiscal year beginning July 1, 2018, and ending June 30,
 6 2019, the following amount, or so much thereof as is necessary,

7 to be used for the purpose designated:

8 For medical assistance program reimbursement and associated
9 costs as specifically provided in the reimbursement
10 methodologies in effect on June 30, 2018, except as otherwise
11 expressly authorized by law, consistent with options under
12 federal law and regulations, and contingent upon receipt of
13 approval from the office of the governor of reimbursement for
14 each abortion performed under the program:

15 \$ 642,202,870

16 1. Iowans support reducing the number of abortions
17 performed in our state. Funds appropriated under this section
18 shall not be used for abortions, unless otherwise authorized
19 under this section.

20 2. The provisions of this section relating to abortions
21 shall also apply to the Iowa health and wellness plan created
22 pursuant to chapter 249N.

23 3. The department shall utilize not more than \$30,000 of
24 the funds appropriated in this section to continue the AIDS/HIV
25 health insurance premium payment program as established in 1992
26 Iowa Acts, Second Extraordinary Session, chapter 1001, section
27 409, subsection 6. Of the funds allocated in this subsection,
28 not more than \$2,500 may be expended for administrative
29 purposes.

30 4. Of the funds appropriated in this Act to the department
31 of public health for addictive disorders, \$475,000 for
32 the fiscal year beginning July 1, 2018, is transferred
33 to the department of human services for an integrated
34 substance-related disorder managed care system. The
35 departments of human services and public health shall

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1 work together to maintain the level of mental health and
2 substance-related disorder treatment services provided by the
3 managed care contractors. Each department shall take the steps
4 necessary to continue the federal waivers as necessary to
5 maintain the level of services.

6 5. a. The department shall aggressively pursue options for
7 providing medical assistance or other assistance to individuals
8 with special needs who become ineligible to continue receiving
9 services under the early and periodic screening, diagnostic,
10 and treatment program under the medical assistance program
11 due to becoming 21 years of age who have been approved for
12 additional assistance through the department's exception to
13 policy provisions, but who have health care needs in excess
14 of the funding available through the exception to policy
15 provisions.

16 b. Of the funds appropriated in this section, \$50,000
17 shall be used for participation in one or more pilot projects
18 operated by a private provider to allow the individual or
19 individuals to receive service in the community in accordance
20 with principles established in *Olmstead v. L.C.*, 527 U.S. 581

21 (1999), for the purpose of providing medical assistance or
22 other assistance to individuals with special needs who become
23 ineligible to continue receiving services under the early and
24 periodic screening, diagnostic, and treatment program under
25 the medical assistance program due to becoming 21 years of
26 age who have been approved for additional assistance through
27 the department's exception to policy provisions, but who have
28 health care needs in excess of the funding available through
29 the exception to the policy provisions.

30 6. Of the funds appropriated in this section, up to
31 \$1,525,041 may be transferred to the field operations or
32 general administration appropriations in this division of this
33 Act for operational costs associated with Part D of the federal
34 Medicare Prescription Drug Improvement and Modernization Act
35 of 2003, Pub. L. No. 108-173.

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1 7. Of the funds appropriated in this section, up to \$221,050
2 may be transferred to the appropriation in this division
3 of this Act for medical contracts to be used for clinical
4 assessment services and prior authorization of services.

5 8. A portion of the funds appropriated in this section
6 may be transferred to the appropriations in this division of
7 this Act for general administration, medical contracts, the
8 children's health insurance program, or field operations to be
9 used for the state match cost to comply with the payment error
10 rate measurement (PERM) program for both the medical assistance
11 and children's health insurance programs as developed by the
12 centers for Medicare and Medicaid services of the United States
13 department of health and human services to comply with the
14 federal Improper Payments Information Act of 2002, Pub. L. No.
15 107-300.

16 9. The department shall continue to implement the
17 recommendations of the assuring better child health and
18 development initiative II (ABCDII) clinical panel to the
19 Iowa early and periodic screening, diagnostic, and treatment
20 services healthy mental development collaborative board
21 regarding changes to billing procedures, codes, and eligible
22 service providers.

23 10. Of the funds appropriated in this section, a sufficient
24 amount is allocated to supplement the incomes of residents of
25 nursing facilities, intermediate care facilities for persons
26 with mental illness, and intermediate care facilities for
27 persons with an intellectual disability, with incomes of less
28 than \$50 in the amount necessary for the residents to receive a
29 personal needs allowance of \$50 per month pursuant to section
30 249A.30A.

31 11. a. Hospitals that meet the conditions specified
32 in subparagraphs (1) and (2) shall either certify public
33 expenditures or transfer to the medical assistance program
34 an amount equal to provide the nonfederal share for a

35 disproportionate share hospital payment in an amount up to the

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1 hospital-specific limit as approved in the Medicaid state plan.
2 The hospitals that meet the conditions specified shall receive
3 and retain 100 percent of the total disproportionate share
4 hospital payment in an amount up to the hospital-specific limit
5 as approved in the Medicaid state plan.

6 (1) The hospital qualifies for disproportionate share and
7 graduate medical education payments.

8 (2) The hospital is an Iowa state-owned hospital with more
9 than 500 beds and eight or more distinct residency specialty
10 or subspecialty programs recognized by the American college of
11 graduate medical education.

12 b. Distribution of the disproportionate share payments
13 shall be made on a monthly basis. The total amount of
14 disproportionate share payments including graduate medical
15 education, enhanced disproportionate share, and Iowa
16 state-owned teaching hospital payments shall not exceed the
17 amount of the state's allotment under Pub. L. No. 102-234.
18 In addition, the total amount of all disproportionate
19 share payments shall not exceed the hospital-specific
20 disproportionate share limits under Pub. L. No. 103-66.

21 12. One hundred percent of the nonfederal share of payments
22 to area education agencies that are medical assistance
23 providers for medical assistance-covered services provided to
24 medical assistance-covered children, shall be made from the
25 appropriation made in this section.

26 13. A portion of the funds appropriated in this section
27 may be transferred to the appropriation in this division of
28 this Act for medical contracts to be used for administrative
29 activities associated with the money follows the person
30 demonstration project.

31 14. Of the funds appropriated in this section, \$174,505
32 shall be used for the administration of the health insurance
33 premium payment program, including salaries, support,
34 maintenance, and miscellaneous purposes.

35 15. a. The department may increase the amounts allocated

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1 for salaries, support, maintenance, and miscellaneous purposes
2 associated with the medical assistance program, as necessary,
3 to implement cost containment strategies. The department shall
4 report any such increase to the legislative services agency and
5 the department of management.

6 b. If the savings to the medical assistance program from
7 cost containment efforts exceed the cost for the fiscal
8 year beginning July 1, 2018, the department may transfer any
9 savings generated for the fiscal year due to medical assistance
10 program cost containment efforts to the appropriation

11 made in this division of this Act for medical contracts or
 12 general administration to defray the increased contract costs
 13 associated with implementing such efforts.

14 16. For the fiscal year beginning July 1, 2018, and ending
 15 June 30, 2019, the replacement generation tax revenues required
 16 to be deposited in the property tax relief fund pursuant to
 17 section 437A.8, subsection 4, paragraph “d”, and section
 18 437A.15, subsection 3, paragraph “f”, shall instead be credited
 19 to and supplement the appropriation made in this section and
 20 used for the allocations made in this section.

21 17. a. Of the funds appropriated in this section, up
 22 to \$25,000 may be transferred by the department to the
 23 appropriation made in this division of this Act to the
 24 department for the same fiscal year for general administration
 25 to be used for associated administrative expenses and for not
 26 more than one full-time equivalent position, in addition to
 27 those authorized for the same fiscal year, to be assigned to
 28 implementing the children’s mental health home project.

29 b. Of the funds appropriated in this section, up to \$200,000
 30 may be transferred by the department to the appropriation made
 31 to the department in this division of this Act for the same
 32 fiscal year for Medicaid program-related general administration
 33 planning and implementation activities. The funds may be used
 34 for contracts or for personnel in addition to the amounts
 35 appropriated for and the positions authorized for general

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1 administration for the fiscal year.

2 c. Of the funds appropriated in this section, up to
 3 \$1,500,000 may be transferred by the department to the
 4 appropriations made in this division of this Act for the same
 5 fiscal year for general administration or medical contracts
 6 to be used to support the development and implementation of
 7 standardized assessment tools for persons with mental illness,
 8 an intellectual disability, a developmental disability, or a
 9 brain injury.

10 18. Of the funds appropriated in this section, \$75,000
 11 shall be used for lodging expenses associated with care
 12 provided at the university of Iowa hospitals and clinics for
 13 patients with cancer whose travel distance is 30 miles or more
 14 and whose income is at or below 200 percent of the federal
 15 poverty level as defined by the most recently revised poverty
 16 income guidelines published by the United States department of
 17 health and human services. The department of human services
 18 shall establish the maximum number of overnight stays and the
 19 maximum rate reimbursed for overnight lodging, which may be
 20 based on the state employee rate established by the department
 21 of administrative services. The funds allocated in this
 22 subsection shall not be used as nonfederal share matching
 23 funds.

24 19. Of the funds appropriated in this section, up to

25 \$1,691,940 shall be used for administration of the state
26 family planning services program as enacted in this 2017 Act,
27 and of this amount the department may use to up \$100,000 for
28 administrative expenses.

29 20. The department shall report the implementation of
30 any cost containment strategies to the individuals specified
31 in this division of this Act for submission of reports upon
32 implementation.

33 21. The department shall report the implementation of any
34 process improvement changes and any related cost reductions
35 to the individuals specified in this division of this Act for

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1 submission of reports upon implementation.

2 Sec. 52. MEDICAL CONTRACTS. There is appropriated from the
3 general fund of the state to the department of human services
4 for the fiscal year beginning July 1, 2018, and ending June 30,
5 2019, the following amount, or so much thereof as is necessary,
6 to be used for the purpose designated:

7 For medical contracts:

8 \$ 8,813,232

9 1. The department of inspections and appeals shall
10 provide all state matching funds for survey and certification
11 activities performed by the department of inspections
12 and appeals. The department of human services is solely
13 responsible for distributing the federal matching funds for
14 such activities.

15 2. Of the funds appropriated in this section, \$25,000 shall
16 be used for continuation of home and community-based services
17 waiver quality assurance programs, including the review and
18 streamlining of processes and policies related to oversight and
19 quality management to meet state and federal requirements.

20 3. Of the amount appropriated in this section, up to
21 \$100,000 may be transferred to the appropriation for general
22 administration in this division of this Act to be used for
23 additional full-time equivalent positions in the development of
24 key health initiatives such as cost containment, development
25 and oversight of managed care programs, and development of
26 health strategies targeted toward improved quality and reduced
27 costs in the Medicaid program.

28 4. Of the funds appropriated in this section, \$500,000 shall
29 be used for planning and development, in cooperation with the
30 department of public health, of a phased-in program to provide
31 a dental home for children.

32 5. Of the funds appropriated in this section, \$475,000
33 shall be credited to the autism support program fund created
34 in section 225D.2 to be used for the autism support program
35 created in chapter 225D, with the exception of the following

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1 amounts of this allocation which shall be used as follows:
 2 a. Of the funds allocated in this subsection, \$125,000
 3 shall be deposited in the board-certified behavior analyst and
 4 board-certified assistant behavior analyst grants program fund
 5 created in section 135.181, to be used for the purposes of the
 6 fund.

7 b. Of the funds allocated in this subsection, \$12,500
 8 shall be used for the public purpose of continuation of a
 9 grant to a child welfare services provider headquartered in a
 10 county with a population between 205,000 and 215,000 in the
 11 latest certified federal census that provides multiple services
 12 including but not limited to a psychiatric medical institution
 13 for children, shelter, residential treatment, after school
 14 programs, school-based programming, and an Asperger's syndrome
 15 program, to be used for support services for children with
 16 autism spectrum disorder and their families.

17 c. Of the funds allocated in this subsection, \$12,500
 18 shall be used for the public purpose of continuing a grant to
 19 a hospital-based provider headquartered in a county with a
 20 population between 90,000 and 95,000 in the latest certified
 21 federal census that provides multiple services including
 22 but not limited to diagnostic, therapeutic, and behavioral
 23 services to individuals with autism spectrum disorder across
 24 one's lifespan. The grant recipient shall utilize the funds
 25 to continue the pilot project to determine the necessary
 26 support services for children with autism spectrum disorder and
 27 their families to be included in the children's disabilities
 28 services system. The grant recipient shall submit findings and
 29 recommendations based upon the results of the pilot project
 30 to the individuals specified in this division of this Act for
 31 submission of reports by December 31, 2018.

32 Sec. 53. STATE SUPPLEMENTARY ASSISTANCE.

33 1. There is appropriated from the general fund of the
 34 state to the department of human services for the fiscal year
 35 beginning July 1, 2018, and ending June 30, 2019, the following

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1 amount, or so much thereof as is necessary, to be used for the
 2 purpose designated:

3 For the state supplementary assistance program:	
4	\$ 5,186,329

5 2. The department shall increase the personal needs
 6 allowance for residents of residential care facilities by the
 7 same percentage and at the same time as federal supplemental
 8 security income and federal social security benefits are
 9 increased due to a recognized increase in the cost of living.
 10 The department may adopt emergency rules to implement this
 11 subsection.

12 3. If during the fiscal year beginning July 1, 2018,

13 the department projects that state supplementary assistance
 14 expenditures for a calendar year will not meet the federal
 15 pass-through requirement specified in Tit. XVI of the federal
 16 Social Security Act, section 1618, as codified in 42 U.S.C.
 17 §1382g, the department may take actions including but not
 18 limited to increasing the personal needs allowance for
 19 residential care facility residents and making programmatic
 20 adjustments or upward adjustments of the residential care
 21 facility or in-home health-related care reimbursement rates
 22 prescribed in this division of this Act to ensure that federal
 23 requirements are met. In addition, the department may make
 24 other programmatic and rate adjustments necessary to remain
 25 within the amount appropriated in this section while ensuring
 26 compliance with federal requirements. The department may adopt
 27 emergency rules to implement the provisions of this subsection.

28 Sec. 54. CHILDREN'S HEALTH INSURANCE PROGRAM.

29 1. There is appropriated from the general fund of the
 30 state to the department of human services for the fiscal year
 31 beginning July 1, 2018, and ending June 30, 2019, the following
 32 amount, or so much thereof as is necessary, to be used for the
 33 purpose designated:

34 For maintenance of the healthy and well kids in Iowa (hawk-i)
 35 program pursuant to chapter 514I, including supplemental dental

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1 services, for receipt of federal financial participation under
 2 Tit. XXI of the federal Social Security Act, which creates the
 3 children's health insurance program:
 4 \$ 4,259,226

5 2. Of the funds appropriated in this section, \$21,400 is
 6 allocated for continuation of the contract for outreach with
 7 the department of public health.

8 Sec. 55. CHILD CARE ASSISTANCE. There is appropriated
 9 from the general fund of the state to the department of human
 10 services for the fiscal year beginning July 1, 2018, and ending
 11 June 30, 2019, the following amount, or so much thereof as is
 12 necessary, to be used for the purpose designated:

13 For child care programs:
 14 \$ 19,671,808

15 1. Of the funds appropriated in this section, \$16,746,808
 16 shall be used for state child care assistance in accordance
 17 with section 237A.13.

18 2. Nothing in this section shall be construed or is
 19 intended as or shall imply a grant of entitlement for services
 20 to persons who are eligible for assistance due to an income
 21 level consistent with the waiting list requirements of section
 22 237A.13. Any state obligation to provide services pursuant to
 23 this section is limited to the extent of the funds appropriated
 24 in this section.

25 3. A list of the registered and licensed child care
 26 facilities operating in the area served by a child care

27 resource and referral service shall be made available to the
28 families receiving state child care assistance in that area.
29 4. Of the funds appropriated in this section, \$2,925,000
30 shall be credited to the early childhood programs grants
31 account in the early childhood Iowa fund created in section
32 256I.11. The moneys shall be distributed for funding of
33 community-based early childhood programs targeted to children
34 from birth through five years of age developed by early
35 childhood Iowa areas in accordance with approved community

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1 plans as provided in section 256I.8.
2 5. The department may use any of the funds appropriated
3 in this section as a match to obtain federal funds for use in
4 expanding child care assistance and related programs. For
5 the purpose of expenditures of state and federal child care
6 funding, funds shall be considered obligated at the time
7 expenditures are projected or are allocated to the department's
8 service areas. Projections shall be based on current and
9 projected caseload growth, current and projected provider
10 rates, staffing requirements for eligibility determination
11 and management of program requirements including data systems
12 management, staffing requirements for administration of the
13 program, contractual and grant obligations and any transfers
14 to other state agencies, and obligations for decategorization
15 or innovation projects.
16 6. A portion of the state match for the federal child care
17 and development block grant shall be provided as necessary to
18 meet federal matching funds requirements through the state
19 general fund appropriation made for child development grants
20 and other programs for at-risk children in section 279.51.
21 7. If a uniform reduction ordered by the governor under
22 section 8.31 or other operation of law, transfer, or federal
23 funding reduction reduces the appropriation made in this
24 section for the fiscal year, the percentage reduction in the
25 amount paid out to or on behalf of the families participating
26 in the state child care assistance program shall be equal to or
27 less than the percentage reduction made for any other purpose
28 payable from the appropriation made in this section and the
29 federal funding relating to it. The percentage reduction to
30 the other allocations made in this section shall be the same as
31 the uniform reduction ordered by the governor or the percentage
32 change of the federal funding reduction, as applicable.
33 If there is an unanticipated increase in federal funding
34 provided for state child care assistance, the entire amount
35 of the increase shall be used for state child care assistance

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1 payments. If the appropriations made for purposes of the
2 state child care assistance program for the fiscal year are

3 determined to be insufficient, it is the intent of the general
 4 assembly to appropriate sufficient funding for the fiscal year
 5 in order to avoid establishment of waiting list requirements.
 6 8. Notwithstanding section 8.33, moneys advanced for
 7 purposes of the programs developed by early childhood Iowa
 8 areas, advanced for purposes of wraparound child care, or
 9 received from the federal appropriations made for the purposes
 10 of this section that remain unencumbered or unobligated at the
 11 close of the fiscal year shall not revert to any fund but shall
 12 remain available for expenditure for the purposes designated
 13 until the close of the succeeding fiscal year.

14 Sec. 56. JUVENILE INSTITUTION. There is appropriated
 15 from the general fund of the state to the department of human
 16 services for the fiscal year beginning July 1, 2018, and ending
 17 June 30, 2019, the following amounts, or so much thereof as is
 18 necessary, to be used for the purposes designated:

19 1. For operation of the state training school at Eldora and
 20 for salaries, support, maintenance, and miscellaneous purposes,
 21 and for not more than the following full-time equivalent
 22 positions:

23	\$	5,675,221
24	FTEs	189.00

25 Of the funds appropriated in this subsection, \$45,575 shall
 26 be used for distribution to licensed classroom teachers at this
 27 and other institutions under the control of the department of
 28 human services based upon the average student yearly enrollment
 29 at each institution as determined by the department.

30 2. A portion of the moneys appropriated in this section
 31 shall be used by the state training school at Eldora for
 32 grants for adolescent pregnancy prevention activities at the
 33 institution in the fiscal year beginning July 1, 2018.

34 Sec. 57. CHILD AND FAMILY SERVICES.

35 1. There is appropriated from the general fund of the

1 state to the department of human services for the fiscal year
 2 beginning July 1, 2018, and ending June 30, 2019, the following
 3 amount, or so much thereof as is necessary, to be used for the
 4 purpose designated:

5 For child and family services:

6	\$	43,639,687
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7 2. The department may transfer funds appropriated in this
 8 section as necessary to pay the nonfederal costs of services
 9 reimbursed under the medical assistance program, state child
 10 care assistance program, or the family investment program which
 11 are provided to children who would otherwise receive services
 12 paid under the appropriation in this section. The department
 13 may transfer funds appropriated in this section to the
 14 appropriations made in this division of this Act for general
 15 administration and for field operations for resources necessary
 16 to implement and operate the services funded in this section.

17 3. a. Of the funds appropriated in this section, up to
18 \$17,868,324 is allocated as the statewide expenditure target
19 under section 232.143 for group foster care maintenance and
20 services. If the department projects that such expenditures
21 for the fiscal year will be less than the target amount
22 allocated in this paragraph “a”, the department may reallocate
23 the excess to provide additional funding for shelter care
24 or the child welfare emergency services addressed with the
25 allocation for shelter care.

26 b. If at any time after September 30, 2018, annualization
27 of a service area’s current expenditures indicates a service
28 area is at risk of exceeding its group foster care expenditure
29 target under section 232.143 by more than 5 percent, the
30 department and juvenile court services shall examine all
31 group foster care placements in that service area in order to
32 identify those which might be appropriate for termination.
33 In addition, any aftercare services believed to be needed
34 for the children whose placements may be terminated shall be
35 identified. The department and juvenile court services shall

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1 initiate action to set dispositional review hearings for the
2 placements identified. In such a dispositional review hearing,
3 the juvenile court shall determine whether needed aftercare
4 services are available and whether termination of the placement
5 is in the best interest of the child and the community.

6 4. In accordance with the provisions of section 232.188,
7 the department shall continue the child welfare and juvenile
8 justice funding initiative during fiscal year 2018–2019. Of
9 the funds appropriated in this section, \$858,876 is allocated
10 specifically for expenditure for fiscal year 2018–2019 through
11 the decategorization services funding pools and governance
12 boards established pursuant to section 232.188.

13 5. A portion of the funds appropriated in this section
14 may be used for emergency family assistance to provide other
15 resources required for a family participating in a family
16 preservation or reunification project or successor project to
17 stay together or to be reunified.

18 6. Notwithstanding section 234.35 or any other provision
19 of law to the contrary, state funding for shelter care and
20 the child welfare emergency services contracting implemented
21 to provide for or prevent the need for shelter care shall be
22 limited to \$4,048,079.

23 7. Federal funds received by the state during the fiscal
24 year beginning July 1, 2018, as the result of the expenditure
25 of state funds appropriated during a previous state fiscal
26 year for a service or activity funded under this section are
27 appropriated to the department to be used as additional funding
28 for services and purposes provided for under this section.
29 Notwithstanding section 8.33, moneys received in accordance
30 with this subsection that remain unencumbered or unobligated at

31 the close of the fiscal year shall not revert to any fund but
32 shall remain available for the purposes designated until the
33 close of the succeeding fiscal year.

34 8. a. Of the funds appropriated in this section, up to
35 \$1,645,000 is allocated for the payment of the expenses of

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1 court-ordered services provided to juveniles who are under
2 the supervision of juvenile court services, which expenses
3 are a charge upon the state pursuant to section 232.141,
4 subsection 4. Of the amount allocated in this paragraph "a",
5 up to \$778,143 shall be made available to provide school-based
6 supervision of children adjudicated under chapter 232, of which
7 not more than \$7,500 may be used for the purpose of training.
8 A portion of the cost of each school-based liaison officer
9 shall be paid by the school district or other funding source as
10 approved by the chief juvenile court officer.

11 b. Of the funds appropriated in this section, up to \$374,492
12 is allocated for the payment of the expenses of court-ordered
13 services provided to children who are under the supervision
14 of the department, which expenses are a charge upon the state
15 pursuant to section 232.141, subsection 4.

16 c. Notwithstanding section 232.141 or any other provision
17 of law to the contrary, the amounts allocated in this
18 subsection shall be distributed to the judicial districts
19 as determined by the state court administrator and to the
20 department's service areas as determined by the administrator
21 of the department of human services' division of child and
22 family services. The state court administrator and the
23 division administrator shall make the determination of the
24 distribution amounts on or before June 15, 2018.

25 d. Notwithstanding chapter 232 or any other provision of
26 law to the contrary, a district or juvenile court shall not
27 order any service which is a charge upon the state pursuant
28 to section 232.141 if there are insufficient court-ordered
29 services funds available in the district court or departmental
30 service area distribution amounts to pay for the service. The
31 chief juvenile court officer and the departmental service area
32 manager shall encourage use of the funds allocated in this
33 subsection such that there are sufficient funds to pay for
34 all court-related services during the entire year. The chief
35 juvenile court officers and departmental service area managers

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1 shall attempt to anticipate potential surpluses and shortfalls
2 in the distribution amounts and shall cooperatively request the
3 state court administrator or division administrator to transfer
4 funds between the judicial districts' or departmental service
5 areas' distribution amounts as prudent.

6 e. Notwithstanding any provision of law to the contrary,

7 a district or juvenile court shall not order a county to pay
8 for any service provided to a juvenile pursuant to an order
9 entered under chapter 232 which is a charge upon the state
10 under section 232.141, subsection 4.

11 f. Of the funds allocated in this subsection, not more than
12 \$41,500 may be used by the judicial branch for administration
13 of the requirements under this subsection.

14 g. Of the funds allocated in this subsection, \$8,500
15 shall be used by the department of human services to support
16 the interstate commission for juveniles in accordance with
17 the interstate compact for juveniles as provided in section
18 232.173.

19 9. Of the funds appropriated in this section, \$6,126,613 is
20 allocated for juvenile delinquent graduated sanctions services.
21 Any state funds saved as a result of efforts by juvenile court
22 services to earn a federal Tit. IV-E match for juvenile court
23 services administration may be used for the juvenile delinquent
24 graduated sanctions services.

25 10. Of the funds appropriated in this section, \$829,142 is
26 transferred to the department of public health to be used for
27 the child protection center grant program for child protection
28 centers located in Iowa in accordance with section 135.118.
29 The grant amounts under the program shall be equalized so that
30 each center receives a uniform base amount of \$122,500, so that
31 \$25,000 is awarded to establish a satellite child protection
32 center in a city in north central Iowa that is the county
33 seat of a county with a population between 44,000 and 45,000
34 according to the 2010 federal decennial census, and so that the
35 remaining funds are awarded through a funding formula based

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1 upon the volume of children served.

2 11. If the department receives federal approval to
3 implement a waiver under Tit. IV-E of the federal Social
4 Security Act to enable providers to serve children who remain
5 in the children's families and communities, for purposes of
6 eligibility under the medical assistance program through 25
7 years of age, children who participate in the waiver shall be
8 considered to be placed in foster care.

9 12. Of the funds appropriated in this section, \$2,012,583 is
10 allocated for the preparation for adult living program pursuant
11 to section 234.46.

12 13. Of the funds appropriated in this section, \$113,668
13 shall be used for the public purpose of continuing a grant to
14 a nonprofit human services organization providing services to
15 individuals and families in multiple locations in southwest
16 Iowa and Nebraska for support of a project providing immediate,
17 sensitive support and forensic interviews, medical exams, needs
18 assessments, and referrals for victims of child abuse and their
19 nonoffending family members.

20 14. Of the funds appropriated in this section, \$150,310

21 is allocated for the foster care youth council approach of
22 providing a support network to children placed in foster care.
23 15. Of the funds appropriated in this section, \$101,000 is
24 allocated for use pursuant to section 235A.1 for continuation
25 of the initiative to address child sexual abuse implemented
26 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
27 21.
28 16. Of the funds appropriated in this section, \$315,120 is
29 allocated for the community partnership for child protection
30 sites.
31 17. Of the funds appropriated in this section, \$185,625
32 is allocated for the department's minority youth and family
33 projects under the redesign of the child welfare system.
34 18. Of the funds appropriated in this section, \$568,297
35 is allocated for funding of the community circle of care

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1 collaboration for children and youth in northeast Iowa.
2 19. Of the funds appropriated in this section, at least
3 \$73,579 shall be used for the continuation of the child
4 welfare provider training academy, a collaboration between the
5 coalition for family and children's services in Iowa and the
6 department.
7 20. Of the funds appropriated in this section, \$105,936
8 shall be used for continuation of the central Iowa system of
9 care program grant through June 30, 2019.
10 21. Of the funds appropriated in this section, \$117,500
11 shall be used for the public purpose of the continuation
12 and expansion of a system of care program grant implemented
13 in Cerro Gordo and Linn counties to utilize a comprehensive
14 and long-term approach for helping children and families by
15 addressing the key areas in a child's life of childhood basic
16 needs, education and work, family, and community.
17 22. Of the funds appropriated in this section, at least
18 \$12,500 shall be used to continue and to expand the foster
19 care respite pilot program in which postsecondary students in
20 social work and other human services-related programs receive
21 experience by assisting family foster care providers with
22 respite and other support.
23 23. Of the funds appropriated in this section, \$55,000
24 shall be used for the public purpose of funding community-based
25 services and other supports with a system of care approach
26 for children with a serious emotional disturbance and their
27 families through a nonprofit provider of child welfare services
28 that has been in existence for more than 115 years, is located
29 in a county with a population of more than 200,000 but less
30 than 220,000 according to the latest certified federal census,
31 is licensed as a psychiatric medical institution for children,
32 and was a system of care grantee prior to July 1, 2018.
33 Sec. 58. ADOPTION SUBSIDY.
34 1. There is appropriated from the general fund of the

35 state to the department of human services for the fiscal year

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1 beginning July 1, 2018, and ending June 30, 2019, the following
2 amount, or so much thereof as is necessary, to be used for the
3 purpose designated:

4 a. For adoption subsidy payments and services:
5 \$ 20,388,955

6 b. (1) The funds appropriated in this section shall be used
7 as authorized or allowed by federal law or regulation for any
8 of the following purposes:

9 (a) For adoption subsidy payments and related costs.

10 (b) For post-adoption services and for other purposes under
11 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

12 (2) The department of human services may transfer funds
13 appropriated in this subsection to the appropriation for
14 child and family services in this Act for the purposes of
15 post-adoption services as specified in this paragraph "b".

16 c. Notwithstanding section 8.33, moneys corresponding to
17 the state savings resulting from implementation of the federal
18 Fostering Connections to Success and Increasing Adoptions Act
19 of 2008, Pub. L. No. 110-351, and successor legislation, as
20 determined in accordance with 42 U.S.C. §673(a)(8), that remain
21 unencumbered or unobligated at the close of the fiscal year,
22 shall not revert to any fund but shall remain available for the
23 purposes designated in this subsection until expended. The
24 amount of such savings and any corresponding funds remaining
25 at the close of the fiscal year shall be determined separately
26 and any changes in either amount between fiscal years shall not
27 result in an unfunded need.

28 2. The department may transfer funds appropriated in
29 this section to the appropriation made in this division of
30 this Act for general administration for costs paid from the
31 appropriation relating to adoption subsidy.

32 3. Federal funds received by the state during the
33 fiscal year beginning July 1, 2018, as the result of the
34 expenditure of state funds during a previous state fiscal
35 year for a service or activity funded under this section are

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1 appropriated to the department to be used as additional funding
2 for the services and activities funded under this section.
3 Notwithstanding section 8.33, moneys received in accordance
4 with this subsection that remain unencumbered or unobligated
5 at the close of the fiscal year shall not revert to any fund
6 but shall remain available for expenditure for the purposes
7 designated until the close of the succeeding fiscal year.

8 Sec. 59. JUVENILE DETENTION HOME FUND. Moneys deposited
9 in the juvenile detention home fund created in section 232.142
10 during the fiscal year beginning July 1, 2018, and ending June

11 30, 2019, are appropriated to the department of human services
 12 for the fiscal year beginning July 1, 2018, and ending June 30,
 13 2019, for distribution of an amount equal to a percentage of
 14 the costs of the establishment, improvement, operation, and
 15 maintenance of county or multicounty juvenile detention homes
 16 in the fiscal year beginning July 1, 2017. Moneys appropriated
 17 for distribution in accordance with this section shall be
 18 allocated among eligible detention homes, prorated on the basis
 19 of an eligible detention home's proportion of the costs of all
 20 eligible detention homes in the fiscal year beginning July
 21 1, 2017. The percentage figure shall be determined by the
 22 department based on the amount available for distribution for
 23 the fund. Notwithstanding section 232.142, subsection 3, the
 24 financial aid payable by the state under that provision for the
 25 fiscal year beginning July 1, 2018, shall be limited to the
 26 amount appropriated for the purposes of this section.

27 Sec. 60. FAMILY SUPPORT SUBSIDY PROGRAM.

28 1. There is appropriated from the general fund of the
 29 state to the department of human services for the fiscal year
 30 beginning July 1, 2018, and ending June 30, 2019, the following
 31 amount, or so much thereof as is necessary, to be used for the
 32 purpose designated:

33 For the family support subsidy program subject to the
 34 enrollment restrictions in section 225C.37, subsection 3:
 35 \$ 534,641

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1 2. At least \$393,750 of the moneys appropriated in this
 2 section is transferred to the department of public health for
 3 the family support center component of the comprehensive family
 4 support program under chapter 225C, subchapter V.

5 3. If at any time during the fiscal year, the amount of
 6 funding available for the family support subsidy program
 7 is reduced from the amount initially used to establish the
 8 figure for the number of family members for whom a subsidy
 9 is to be provided at any one time during the fiscal year,
 10 notwithstanding section 225C.38, subsection 2, the department
 11 shall revise the figure as necessary to conform to the amount
 12 of funding available.

13 Sec. 61. CONNER DECREE. There is appropriated from the
 14 general fund of the state to the department of human services
 15 for the fiscal year beginning July 1, 2018, and ending June 30,
 16 2019, the following amount, or so much thereof as is necessary,
 17 to be used for the purpose designated:

18 For building community capacity through the coordination
 19 and provision of training opportunities in accordance with the
 20 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
 21 Iowa, July 14, 1994):
 22 \$ 16,816

23 Sec. 62. MENTAL HEALTH INSTITUTES.

24 1. There is appropriated from the general fund of the

25 state to the department of human services for the fiscal year
26 beginning July 1, 2018, and ending June 30, 2019, the following
27 amounts, or so much thereof as is necessary, to be used for the
28 purposes designated:

- 29 a. For operation of the state mental health institute at
- 30 Cherokee as required by chapters 218 and 226 for salaries,
- 31 support, maintenance, and miscellaneous purposes, and for not
- 32 more than the following full-time equivalent positions:
- 33 \$ 6,935,127
- 34 FTEs 162.00
- 35 b. For operation of the state mental health institute at

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1 Independence as required by chapters 218 and 226 for salaries,
2 support, maintenance, and miscellaneous purposes, and for not
3 more than the following full-time equivalent positions:

- 4 \$ 8,756,810
- 5 FTEs 204.00

6 2. Notwithstanding sections 218.78 and 249A.11, any revenue
7 received from the state mental health institute at Cherokee or
8 the state mental health institute at Independence pursuant to
9 42 C.F.R §438.6(e) may be retained and expended by the mental
10 health institute.

11 3. Notwithstanding any provision of law to the contrary,
12 a Medicaid member residing at the state mental health
13 institute at Cherokee or the state mental health institute
14 at Independence shall retain Medicaid eligibility during
15 the period of the Medicaid member’s stay for which federal
16 financial participation is available.

17 Sec. 63. STATE RESOURCE CENTERS.

18 1. There is appropriated from the general fund of the
19 state to the department of human services for the fiscal year
20 beginning July 1, 2018, and ending June 30, 2019, the following
21 amounts, or so much thereof as is necessary, to be used for the
22 purposes designated:

- 23 a. For the state resource center at Glenwood for salaries,
- 24 support, maintenance, and miscellaneous purposes:
- 25 \$ 8,943,890
- 26 b. For the state resource center at Woodward for salaries,
- 27 support, maintenance, and miscellaneous purposes:
- 28 \$ 6,038,517

29 2. The department may continue to bill for state resource
30 center services utilizing a scope of services approach used for
31 private providers of intermediate care facilities for persons
32 with an intellectual disability services, in a manner which
33 does not shift costs between the medical assistance program,
34 counties, or other sources of funding for the state resource
35 centers.

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1 3. The state resource centers may expand the time-limited
2 assessment and respite services during the fiscal year.

3 4. If the department's administration and the department
4 of management concur with a finding by a state resource
5 center's superintendent that projected revenues can reasonably
6 be expected to pay the salary and support costs for a new
7 employee position, or that such costs for adding a particular
8 number of new positions for the fiscal year would be less
9 than the overtime costs if new positions would not be added,
10 the superintendent may add the new position or positions. If
11 the vacant positions available to a resource center do not
12 include the position classification desired to be filled, the
13 state resource center's superintendent may reclassify any
14 vacant position as necessary to fill the desired position. The
15 superintendents of the state resource centers may, by mutual
16 agreement, pool vacant positions and position classifications
17 during the course of the fiscal year in order to assist one
18 another in filling necessary positions.

19 5. If existing capacity limitations are reached in
20 operating units, a waiting list is in effect for a service or
21 a special need for which a payment source or other funding
22 is available for the service or to address the special need,
23 and facilities for the service or to address the special need
24 can be provided within the available payment source or other
25 funding, the superintendent of a state resource center may
26 authorize opening not more than two units or other facilities
27 and begin implementing the service or addressing the special
28 need during fiscal year 2018-2019.

29 Sec. 64. SEXUALLY VIOLENT PREDATORS.

30 1. There is appropriated from the general fund of the
31 state to the department of human services for the fiscal year
32 beginning July 1, 2018, and ending June 30, 2019, the following
33 amount, or so much thereof as is necessary, to be used for the
34 purpose designated:

35 For costs associated with the commitment and treatment of

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1 sexually violent predators in the unit located at the state
2 mental health institute at Cherokee, including costs of legal
3 services and other associated costs, including salaries,
4 support, maintenance, and miscellaneous purposes, and for not
5 more than the following full-time equivalent positions:

6	\$	4,732,373
7	FTEs	112.00

8 2. Unless specifically prohibited by law, if the amount
9 charged provides for recoupment of at least the entire amount
10 of direct and indirect costs, the department of human services
11 may contract with other states to provide care and treatment
12 of persons placed by the other states at the unit for sexually

13 violent predators at Cherokee. The moneys received under
14 such a contract shall be considered to be repayment receipts
15 and used for the purposes of the appropriation made in this
16 section.

17 Sec. 65. FIELD OPERATIONS. There is appropriated from the
18 general fund of the state to the department of human services
19 for the fiscal year beginning July 1, 2018, and ending June 30,
20 2019, the following amount, or so much thereof as is necessary,
21 to be used for the purposes designated:

22 For field operations, including salaries, support,
23 maintenance, and miscellaneous purposes, and for not more than
24 the following full-time equivalent positions:

25	\$	24,242,217
26	FTEs	1,583.00

27 Priority in filling full-time equivalent positions shall be
28 given to those positions related to child protection services
29 and eligibility determination for low-income families.

30 Sec. 66. GENERAL ADMINISTRATION. There is appropriated
31 from the general fund of the state to the department of human
32 services for the fiscal year beginning July 1, 2018, and ending
33 June 30, 2019, the following amount, or so much thereof as is
34 necessary, to be used for the purpose designated:

35 For general administration, including salaries, support,

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1 maintenance, and miscellaneous purposes, and for not more than
2 the following full-time equivalent positions:

3	\$	7,016,520
4	FTEs	294.00

5 1. The department shall report at least monthly to the
6 legislative services agency concerning the department's
7 operational and program expenditures.

8 2. Of the funds appropriated in this section, \$75,000 shall
9 be used to continue the contract for the provision of a program
10 to provide technical assistance, support, and consultation to
11 providers of habilitation services and home and community-based
12 services waiver services for adults with disabilities under the
13 medical assistance program.

14 3. Of the funds appropriated in this section, \$25,000
15 is transferred to the Iowa finance authority to be used
16 for administrative support of the council on homelessness
17 established in section 16.2D and for the council to fulfill its
18 duties in addressing and reducing homelessness in the state.

19 4. Of the funds appropriated in this section, \$100,000 shall
20 be transferred to and deposited in the administrative fund of
21 the Iowa ABLE savings plan trust created in section 12I.4, to
22 be used for implementation and administration activities of the
23 Iowa ABLE savings plan trust.

24 5. Of the funds appropriated in this section, \$100,000 is
25 transferred to the economic development authority for the Iowa
26 commission on volunteer services to continue to be used for

27 RefugeeRISE AmeriCorps program established under section 15H.8
 28 for member recruitment and training to improve the economic
 29 well-being and health of economically disadvantaged refugees in
 30 local communities across Iowa. Funds transferred may be used
 31 to supplement federal funds under federal regulations.
 32 6. Of the funds appropriated in this section, \$100,000
 33 shall be used to continue to expand the provision of nationally
 34 accredited and recognized internet-based training to include
 35 mental health and disability services providers.

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1 Sec. 67. DEPARTMENT-WIDE DUTIES. There is appropriated
 2 from the general fund of the state to the department of human
 3 services for the fiscal year beginning July 1, 2018, and ending
 4 June 30, 2019, the following amount, or so much thereof as is
 5 necessary, to be used for the purposes designated:
 6 For salaries, support, maintenance, and miscellaneous
 7 purposes at facilities under the purview of the department of
 8 human services:
 9 \$ 1,439,637

10 Sec. 68. VOLUNTEERS. There is appropriated from the general
 11 fund of the state to the department of human services for the
 12 fiscal year beginning July 1, 2018, and ending June 30, 2019,
 13 the following amount, or so much thereof as is necessary, to be
 14 used for the purpose designated:
 15 For development and coordination of volunteer services:
 16 \$ 42,343

17 Sec. 69. GENERAL REDUCTION. For the period beginning July
 18 1, 2018, and ending June 30, 2019, the department of human
 19 services, in consultation with the department of management,
 20 shall identify and implement a reduction in expenditures made
 21 from appropriations from the general fund to the department of
 22 human services in the amount of \$733,651.

23 Sec. 70. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
 24 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
 25 DEPARTMENT OF HUMAN SERVICES.

26 1. a. (1) (a) For the fiscal year beginning July
 27 1, 2018, case-mix, non-case mix, and special population
 28 nursing facilities shall be reimbursed in accordance with the
 29 methodology in effect on June 30, 2018.

30 (b) For managed care claims, the department of human
 31 services shall adjust the payment rate floor for nursing
 32 facilities, annually, to maintain a rate floor that is no
 33 lower than the Medicaid fee-for-service case-mix adjusted rate
 34 calculated in accordance with 441 IAC 81.6. The department
 35 shall then calculate adjusted reimbursement rates, including

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1 but not limited to add-on-payments, annually, and shall
 2 notify Medicaid managed care organizations of the adjusted

3 reimbursement rates within 30 days of determining the adjusted
4 reimbursement rates. Any adjustment of reimbursement rates
5 under this subparagraph division shall be budget neutral to the
6 state budget.

7 (2) For any open or unsettled nursing facility cost report
8 for a fiscal year prior to and including the fiscal year
9 beginning July 1, 2017, including any cost report remanded on
10 judicial review for inclusion of prescription drug, laboratory,
11 or x-ray costs, the department shall offset all reported
12 prescription drug, laboratory, and x-ray costs with any revenue
13 received from Medicare or other revenue source for any purpose.
14 For purposes of this subparagraph, a nursing facility cost
15 report is not considered open or unsettled if the facility did
16 not initiate an administrative appeal under chapter 17A or if
17 any appeal rights initiated have been exhausted.

18 b. (1) For the fiscal year beginning July 1, 2018,
19 the department shall establish the pharmacy dispensing fee
20 reimbursement at \$10.02 per prescription, until a cost of
21 dispensing survey is completed. The actual dispensing fee
22 shall be determined by a cost of dispensing survey performed
23 by the department and required to be completed by all medical
24 assistance program participating pharmacies every two years,
25 adjusted as necessary to maintain expenditures within the
26 amount appropriated to the department for this purpose for the
27 fiscal year.

28 (2) The department shall utilize an average acquisition
29 cost reimbursement methodology for all drugs covered under the
30 medical assistance program in accordance with 2012 Iowa Acts,
31 chapter 1133, section 33.

32 c. (1) For the fiscal year beginning July 1, 2018,
33 reimbursement rates for outpatient hospital services shall
34 remain at the rates in effect on June 30, 2018, subject to
35 Medicaid program upper payment limit rules, and adjusted

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1 as necessary to maintain expenditures within the amount
2 appropriated to the department for this purpose for the fiscal
3 year.

4 (2) For the fiscal year beginning July 1, 2018,
5 reimbursement rates for inpatient hospital services shall
6 be rebased effective October 1, 2018, subject to Medicaid
7 program upper payment limit rules, and adjusted as necessary
8 to maintain expenditures within the amount appropriated to the
9 department for this purpose for the fiscal year.

10 (3) For the fiscal year beginning July 1, 2018, the graduate
11 medical education and disproportionate share hospital fund
12 shall remain at the amount in effect on June 30, 2018, except
13 that the portion of the fund attributable to graduate medical
14 education shall be reduced in an amount that reflects the
15 elimination of graduate medical education payments made to
16 out-of-state hospitals.

17 (4) In order to ensure the efficient use of limited state
18 funds in procuring health care services for low-income Iowans,
19 funds appropriated in this Act for hospital services shall
20 not be used for activities which would be excluded from a
21 determination of reasonable costs under the federal Medicare
22 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

23 d. For the fiscal year beginning July 1, 2018, reimbursement
24 rates for hospices and acute mental hospitals shall be
25 increased in accordance with increases under the federal
26 Medicare program or as supported by their Medicare audited
27 costs.

28 e. For the fiscal year beginning July 1, 2018, independent
29 laboratories and rehabilitation agencies shall be reimbursed
30 using the same methodology in effect on June 30, 2018.

31 f. (1) For the fiscal year beginning July 1, 2018,
32 reimbursement rates for home health agencies shall continue to
33 be based on the Medicare low utilization payment adjustment
34 (LUPA) methodology with state geographic wage adjustments.
35 The department shall continue to update the rates every two

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1 years to reflect the most recent Medicare LUPA rates to the
2 extent possible within the state funding appropriated for this
3 purpose.

4 (2) For the fiscal year beginning July 1, 2018, rates for
5 private duty nursing and personal care services under the early
6 and periodic screening, diagnostic, and treatment program
7 benefit shall be calculated based on the methodology in effect
8 on June 30, 2018.

9 g. For the fiscal year beginning July 1, 2018, federally
10 qualified health centers and rural health clinics shall receive
11 cost-based reimbursement for 100 percent of the reasonable
12 costs for the provision of services to recipients of medical
13 assistance.

14 h. For the fiscal year beginning July 1, 2018, the
15 reimbursement rates for dental services shall remain at the
16 rates in effect on June 30, 2018.

17 i. (1) For the fiscal year beginning July 1, 2018,
18 reimbursement rates for the non-state-owned psychiatric medical
19 institution for children shall be based on the methodology in
20 effect on June 30, 2018.

21 (2) As a condition of participation in the medical
22 assistance program, enrolled providers shall accept the medical
23 assistance reimbursement rate for any covered goods or services
24 provided to recipients of medical assistance who are children
25 under the custody of a psychiatric medical institution for
26 children.

27 j. For the fiscal year beginning July 1, 2018, unless
28 otherwise specified in this Act, all noninstitutional medical
29 assistance provider reimbursement rates shall remain at the
30 rates in effect on June 30, 2018, except for area education

31 agencies, local education agencies, infant and toddler
 32 services providers, home and community-based services providers
 33 including consumer-directed attendant care providers under a
 34 section 1915(c) or 1915(i) waiver, targeted case management
 35 providers, and those providers whose rates are required to be

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1 determined pursuant to section 249A.20.
 2 k. Notwithstanding any provision to the contrary, for the
 3 fiscal year beginning July 1, 2018, the reimbursement rate
 4 for anesthesiologists shall be adjusted to implement the cost
 5 containment strategies authorized for the medical assistance
 6 program in this 2017 Act.
 7 l. Notwithstanding section 249A.20, for the fiscal year
 8 beginning July 1, 2018, the average reimbursement rate for
 9 health care providers eligible for use of the federal Medicare
 10 resource-based relative value scale reimbursement methodology
 11 under section 249A.20 shall remain at the rate in effect on
 12 June 30, 2018; however, this rate shall not exceed the maximum
 13 level authorized by the federal government.
 14 m. For the fiscal year beginning July 1, 2018, the
 15 reimbursement rate for residential care facilities shall not
 16 be less than the minimum payment level as established by the
 17 federal government to meet the federally mandated maintenance
 18 of effort requirement. The flat reimbursement rate for
 19 facilities electing not to file annual cost reports shall not
 20 be less than the minimum payment level as established by the
 21 federal government to meet the federally mandated maintenance
 22 of effort requirement.
 23 n. For the fiscal year beginning July 1, 2018, the
 24 reimbursement rates for inpatient mental health services
 25 provided at hospitals shall be rebased effective October 1,
 26 2018, subject to Medicaid program upper payment limit rules;
 27 and psychiatrists shall be reimbursed at the medical assistance
 28 program fee-for-service rate in effect on June 30, 2018.
 29 o. For the fiscal year beginning July 1, 2018, community
 30 mental health centers may choose to be reimbursed for the
 31 services provided to recipients of medical assistance through
 32 either of the following options:
 33 (1) For 100 percent of the reasonable costs of the services.
 34 (2) In accordance with the alternative reimbursement rate
 35 methodology approved by the department of human services in

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1 effect on June 30, 2018.
 2 p. For the fiscal year beginning July 1, 2018, the
 3 reimbursement rate for providers of family planning services
 4 that are eligible to receive a 90 percent federal match shall
 5 remain at the rates in effect on June 30, 2018.
 6 q. Unless otherwise subject to a tiered rate methodology,

7 for the fiscal year beginning July 1, 2018, the upper
8 limits and reimbursement rates for providers of home and
9 community-based services waiver services shall be reimbursed
10 using the reimbursement methodology in effect on June 30, 2018.

11 r. For the fiscal year beginning July 1, 2018, the
12 reimbursement rates for emergency medical service providers
13 shall remain at the rates in effect on June 30, 2018.

14 s. For the fiscal year beginning July 1, 2018, reimbursement
15 rates for substance-related disorder treatment programs
16 licensed under section 125.13 shall remain at the rates in
17 effect on June 30, 2018.

18 2. For the fiscal year beginning July 1, 2018, the
19 reimbursement rate for providers reimbursed under the
20 in-home-related care program shall not be less than the minimum
21 payment level as established by the federal government to meet
22 the federally mandated maintenance of effort requirement.

23 3. Unless otherwise directed in this section, when the
24 department's reimbursement methodology for any provider
25 reimbursed in accordance with this section includes an
26 inflation factor, this factor shall not exceed the amount
27 by which the consumer price index for all urban consumers
28 increased during the calendar year ending December 31, 2002.

29 4. Notwithstanding section 234.38, for the fiscal
30 year beginning July 1, 2018, the foster family basic daily
31 maintenance rate and the maximum adoption subsidy rate for
32 children ages 0 through 5 years shall be \$16.78, the rate for
33 children ages 6 through 11 years shall be \$17.43, the rate for
34 children ages 12 through 15 years shall be \$19.10, and the
35 rate for children and young adults ages 16 and older shall

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1 be \$19.35. For youth ages 18 to 21 who have exited foster
2 care, the preparation for adult living program maintenance rate
3 shall be \$602.70 per month. The maximum payment for adoption
4 subsidy nonrecurring expenses shall be limited to \$500 and the
5 disallowance of additional amounts for court costs and other
6 related legal expenses implemented pursuant to 2010 Iowa Acts,
7 chapter 1031, section 408, shall be continued.

8 5. For the fiscal year beginning July 1, 2018, the maximum
9 reimbursement rates for social services providers under
10 contract shall remain at the rates in effect on June 30, 2018,
11 or the provider's actual and allowable cost plus inflation for
12 each service, whichever is less. However, if a new service
13 or service provider is added after June 30, 2018, the initial
14 reimbursement rate for the service or provider shall be based
15 upon a weighted average of provider rates for similar services.

16 6. a. For the fiscal year beginning July 1, 2018, the
17 reimbursement rates for resource family recruitment and
18 retention contractors shall be established by contract.

19 b. For the fiscal year beginning July 1, 2018, the
20 reimbursement rates for supervised apartment living foster care

21 providers shall be established by contract.

22 7. a. For the purposes of this subsection, “combined
23 reimbursement rate” means the combined service and maintenance
24 reimbursement rate for a service level under the department’s
25 reimbursement methodology. Effective July 1, 2018, the
26 combined reimbursement rate for a group foster care service
27 level shall be the amount designated in this subsection.
28 However, if a group foster care provider’s reimbursement rate
29 for a service level as of June 30, 2018, is more than the rate
30 designated in this subsection, the provider’s reimbursement
31 shall remain at the higher rate.

32 b. Unless a group foster care provider is subject to the
33 exception provided in paragraph “a”, effective July 1, 2018,
34 the combined reimbursement rates for the service levels under
35 the department’s reimbursement methodology shall be as follows:

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1 (1) For service level, community – D1, the daily rate shall
2 be at least \$84.17.

3 (2) For service level, comprehensive – D2, the daily rate
4 shall be at least \$119.09.

5 (3) For service level, enhanced – D3, the daily rate shall
6 be at least \$131.09.

7 8. The group foster care reimbursement rates paid for
8 placement of children out of state shall be calculated
9 according to the same rate-setting principles as those used for
10 in-state providers, unless the director of human services or
11 the director’s designee determines that appropriate care cannot
12 be provided within the state. The payment of the daily rate
13 shall be based on the number of days in the calendar month in
14 which service is provided.

15 9. a. For the fiscal year beginning July 1, 2018, the
16 reimbursement rate paid for shelter care and the child welfare
17 emergency services implemented to provide or prevent the need
18 for shelter care shall be established by contract.

19 b. For the fiscal year beginning July 1, 2018, the combined
20 service and maintenance components of the reimbursement rate
21 paid for shelter care services shall be based on the financial
22 and statistical report submitted to the department. The
23 maximum reimbursement rate shall be \$101.83 per day. The
24 department shall reimburse a shelter care provider at the
25 provider’s actual and allowable unit cost, plus inflation, not
26 to exceed the maximum reimbursement rate.

27 c. Notwithstanding section 232.141, subsection 8, for the
28 fiscal year beginning July 1, 2018, the amount of the statewide
29 average of the actual and allowable rates for reimbursement of
30 juvenile shelter care homes that is utilized for the limitation
31 on recovery of unpaid costs shall remain at the amount in
32 effect for this purpose in the fiscal year beginning July 1,
33 2017.

34 10. For the fiscal year beginning July 1, 2018, the
35 department shall calculate reimbursement rates for intermediate

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1 care facilities for persons with an intellectual disability
2 at the 80th percentile. Beginning July 1, 2018, the rate
3 calculation methodology shall utilize the consumer price index
4 inflation factor applicable to the fiscal year beginning July
5 1, 2018.

6 11. For the fiscal year beginning July 1, 2018, for child
7 care providers reimbursed under the state child care assistance
8 program, the department shall set provider reimbursement
9 rates based on the rate reimbursement survey completed in
10 December 2004. Effective July 1, 2018, the child care provider
11 reimbursement rates shall remain at the rates in effect on June
12 30, 2018. The department shall set rates in a manner so as
13 to provide incentives for a nonregistered provider to become
14 registered by applying the increase only to registered and
15 licensed providers.

16 12. For the fiscal year beginning July 1, 2018, affected
17 providers or services shall be reimbursed as follows:

18 a. For fee-for-service claims, reimbursement shall be
19 calculated based on the methodology otherwise specified in this
20 section for the fiscal year beginning July 1, 2018, for the
21 respective provider or service.

22 b. For claims subject to a managed care contract with the
23 exception of any provider or service to which a reimbursement
24 increase is applicable for the fiscal year under this section,
25 reimbursement shall be based on the methodology established by
26 the managed care contract. However, any rate or reimbursement
27 established under such contract shall not be lower than the
28 rate or reimbursement floor established by the department
29 of human services as the managed care organization rate or
30 reimbursement floor for a respective provider or service in
31 effect on April 1, 2016.

32 13. Notwithstanding any provision to the contrary,
33 reimbursement rates and methodologies under this section may
34 be adjusted as necessary to implement the cost containment
35 strategies authorized for the medical assistance program in

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1 this 2017 Act.

2 14. The department may adopt emergency rules to implement
3 this section.

4 Sec. 71. EMERGENCY RULES.

5 1. If specifically authorized by a provision of this
6 division of this Act, the department of human services or
7 the mental health and disability services commission may
8 adopt administrative rules under section 17A.4, subsection
9 3, and section 17A.5, subsection 2, paragraph "b", to

10 implement the provisions of this division of this Act and
11 the rules shall become effective immediately upon filing or
12 on a later effective date specified in the rules, unless the
13 effective date of the rules is delayed or the applicability
14 of the rules is suspended by the administrative rules review
15 committee. Any rules adopted in accordance with this section
16 shall not take effect before the rules are reviewed by the
17 administrative rules review committee. The delay authority
18 provided to the administrative rules review committee under
19 section 17A.4, subsection 7, and section 17A.8, subsection 9,
20 shall be applicable to a delay imposed under this section,
21 notwithstanding a provision in those sections making them
22 inapplicable to section 17A.5, subsection 2, paragraph "b".
23 Any rules adopted in accordance with the provisions of this
24 section shall also be published as a notice of intended action
25 as provided in section 17A.4.

26 2. If during a fiscal year, the department of human
27 services is adopting rules in accordance with this section
28 or as otherwise directed or authorized by state law, and the
29 rules will result in an expenditure increase beyond the amount
30 anticipated in the budget process or if the expenditure was
31 not addressed in the budget process for the fiscal year, the
32 department shall notify the persons designated by this division
33 of this Act for submission of reports, the chairpersons and
34 ranking members of the committees on appropriations, and
35 the department of management concerning the rules and the

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1 expenditure increase. The notification shall be provided at
2 least 30 calendar days prior to the date notice of the rules
3 is submitted to the administrative rules coordinator and the
4 administrative code editor.

5 Sec. 72. REPORTS. Any reports or other information
6 required to be compiled and submitted under this Act during the
7 fiscal year beginning July 1, 2018, shall be submitted to the
8 chairpersons and ranking members of the joint appropriations
9 subcommittee on health and human services, the legislative
10 services agency, and the legislative caucus staffs on or
11 before the dates specified for submission of the reports or
12 information.

13 Sec. 73. TRANSFER OF MEDICAID MODERNIZATION SAVINGS BETWEEN
14 APPROPRIATIONS FY 2018-2019. Notwithstanding section 8.39,
15 subsection 1, for the fiscal year beginning July 1, 2018, if
16 savings resulting from the governor's Medicaid modernization
17 initiative accrue to the medical contracts or children's health
18 insurance program appropriation from the general fund of the
19 state and not to the medical assistance appropriation from the
20 general fund of the state under this division of this Act,
21 such savings may be transferred to such medical assistance
22 appropriation for the same fiscal year without prior written
23 consent and approval of the governor and the director of the

24 department of management. The department of human services
25 shall report any transfers made pursuant to this section to the
26 legislative services agency.

27 Sec. 74. EFFECTIVE UPON ENACTMENT. The following
28 provisions of this division of this Act, being deemed of
29 immediate importance, take effect upon enactment:

30 1. The provision relating to section 232.141 and directing
31 the state court administrator and the division administrator of
32 the department of human services division of child and family
33 services to make the determination, by June 15, 2018, of the
34 distribution of funds allocated for the payment of the expenses
35 of court-ordered services provided to juveniles which are a

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1 charge upon the state.

2 DIVISION XII

3 HEALTH CARE ACCOUNTS AND FUNDS — FY 2018–2019

4 Sec. 75. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
5 appropriated from the pharmaceutical settlement account created
6 in section 249A.33 to the department of human services for the
7 fiscal year beginning July 1, 2018, and ending June 30, 2019,
8 the following amount, or so much thereof as is necessary, to be
9 used for the purpose designated:

10 Notwithstanding any provision of law to the contrary, to
11 supplement the appropriations made in this Act for medical
12 contracts under the medical assistance program for the fiscal
13 year beginning July 1, 2018, and ending June 30, 2019:

14 \$ 400,000

15 Sec. 76. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN

16 SERVICES. Notwithstanding any provision to the contrary and
17 subject to the availability of funds, there is appropriated
18 from the quality assurance trust fund created in section
19 249L.4 to the department of human services for the fiscal year
20 beginning July 1, 2018, and ending June 30, 2019, the following
21 amounts, or so much thereof as is necessary, for the purposes
22 designated:

23 To supplement the appropriation made in this Act from the
24 general fund of the state to the department of human services
25 for medical assistance for the same fiscal year:

26 \$ 18,352,604

27 Sec. 77. HOSPITAL HEALTH CARE ACCESS TRUST FUND —

28 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
29 the contrary and subject to the availability of funds, there is
30 appropriated from the hospital health care access trust fund
31 created in section 249M.4 to the department of human services
32 for the fiscal year beginning July 1, 2018, and ending June
33 30, 2019, the following amounts, or so much thereof as is
34 necessary, for the purposes designated:

35 To supplement the appropriation made in this Act from the

1 general fund of the state to the department of human services
 2 for medical assistance for the same fiscal year:
 3 \$ 16,960,277
 4 Sec. 78. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
 5 FOR FY 2018–2019. Notwithstanding section 8.33, if moneys
 6 appropriated for purposes of the medical assistance program for
 7 the fiscal year beginning July 1, 2018, and ending June 30,
 8 2019, from the general fund of the state, the quality assurance
 9 trust fund and the hospital health care access trust fund, are
 10 in excess of actual expenditures for the medical assistance
 11 program and remain unencumbered or unobligated at the close
 12 of the fiscal year, the excess moneys shall not revert but
 13 shall remain available for expenditure for the purposes of the
 14 medical assistance program until the close of the succeeding
 15 fiscal year.

16 DIVISION XIII

17 CHILD CARE FACILITY FUND — USE FOR FIELD OPERATIONS

18 Sec. 79. CHILD CARE FACILITY FUND — USE FOR FIELD
 19 OPERATIONS. Notwithstanding section 237A.4A, subsection 5,
 20 Code 2017, for the fiscal year beginning July 1, 2017, and
 21 ending June 30, 2018, in addition to the costs of dedicated
 22 staffing to perform the duties described in section 237A.4A,
 23 up to \$590,082 of the moneys in the child care facility fund
 24 may be used by the department of human services for additional
 25 expenditures of the child care regulatory unit within the
 26 department’s field operations.

27 Sec. 80. EFFECTIVE UPON ENACTMENT. This division of this
 28 Act, being deemed of immediate importance, takes effect upon
 29 enactment.

30 DIVISION XIV

31 BIOLOGICS AND GENETICALLY TARGETED DRUGS — MEDICAID

32 Sec. 81. Section 249A.20A, subsection 3, Code 2017, is
 33 amended to read as follows:

34 3. a. The pharmaceutical and therapeutics committee shall
 35 recommend a preferred drug list to the department.

1 b. The committee shall develop the preferred drug list
 2 by considering each drug’s clinically meaningful therapeutic
 3 advantages in terms of safety, effectiveness, and clinical
 4 outcome.

5 c. The committee shall use evidence-based research methods
 6 in selecting the drugs to be included on the preferred drug
 7 list.

8 d. When making recommendations or determinations regarding
 9 beneficiary access to drugs and biological products for rare
 10 diseases, as defined in the federal Orphan Drug Act of 1983,
 11 Pub. L. No. 97-414, and drugs and biological products that are
 12 genetically targeted, the committee shall request and consider

13 information from individuals who possess scientific or medical
 14 training with respect to the drug, biological product, or rare
 15 disease.

16 e. The committee shall periodically review all drug classes
 17 included on the preferred drug list and may amend the list to
 18 ensure that the list provides for medically appropriate drug
 19 therapies for medical assistance recipients and achieves cost
 20 savings to the medical assistance program.

21 f. The department may procure a sole source contract
 22 with an outside entity or contractor to provide professional
 23 administrative support to the pharmaceutical and therapeutics
 24 committee in researching and recommending drugs to be placed on
 25 the preferred drug list.

26 Sec. 82. Section 249A.24, Code 2017, is amended by adding
 27 the following new subsection:

28 NEW SUBSECTION. 2A. When making recommendations or
 29 determinations regarding beneficiary access to drugs and
 30 biological products for rare diseases, as defined in the
 31 federal Orphan Drug Act of 1983, Pub. L. No. 97-414, and
 32 drugs and biological products that are genetically targeted,
 33 the commission shall request and consider information from
 34 individuals who possess scientific or medical training with
 35 respect to the drug, biological product, or rare disease.

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DIVISION XV

PUBLIC ASSISTANCE PROGRAMS OVERSIGHT

2 Sec. 83. 2017 Iowa Acts, House File 531, section 2,
 3 subsection 1, as enacted, is amended to read as follows:

4 1. The department of human services shall review state
 5 efforts, including pilot programs related to data sharing
 6 between states and technology-based solutions designed to curb
 7 interstate dual participation, to address program integrity
 8 for public assistance programs including Medicaid, the family
 9 investment program (FIP), the supplemental nutrition assistance
 10 program (SNAP), and the child care assistance program. As
 11 part of the review, the department shall explore opportunities
 12 to join existing pilot efforts in collaboration with other
 13 states including the effort involving the national accuracy
 14 clearinghouse, or to develop a separate pilot effort in Iowa.

15 Sec. 84. EFFECTIVE UPON ENACTMENT. This division of this
 16 Act, being deemed of immediate importance, takes effect upon
 17 enactment.

18 Sec. 85. RETROACTIVE APPLICABILITY. This division of this
 19 Act applies retroactively to March 30, 2017.

20

DIVISION XVI

BACKGROUND CHECK PRIVATE SECTOR ALTERNATIVES

21 Sec. 86. BACKGROUND CHECK — PRIVATE SECTOR
 22 ALTERNATIVES. The department of human services and the
 23 department of public safety shall jointly review private sector
 24 alternatives to the performance of state mandated criminal
 25
 26

27 background checks currently performed solely by the department
 28 of public safety. The departments shall submit a report to
 29 the governor and the general assembly by December 15, 2017,
 30 including a description of the process used in reviewing
 31 private sector alternatives to perform criminal background
 32 checks, the findings from the review, and recommendations for
 33 utilizing private sector entities as an alternative to the
 34 department of public safety in performing criminal background
 35 checks.

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1 DIVISION XVII

2 PSYCHIATRIC BED TRACKING SYSTEM

3 Sec. 87. DEPARTMENT OF HUMAN SERVICES PSYCHIATRIC BED
 4 TRACKING SYSTEM. The department of human services shall amend
 5 its administrative rules pursuant to chapter 17A to require
 6 the state mental health institutes and hospitals licensed
 7 to provide inpatient psychiatric treatment and services to
 8 participate in the psychiatric bed tracking system and to
 9 ensure updates are made, at a minimum, two times per day to
 10 the psychiatric bed tracking system. Updates shall include
 11 information on the availability of inpatient child, adult,
 12 and geriatric psychiatric beds staffed and available and
 13 information on the gender that can be accepted for each
 14 available bed.

15 DIVISION XVIII

16 CHILDREN'S WELL-BEING COLLABORATIVES AND ADVISORY COMMITTEE

17 Sec. 88. CHILDREN'S WELL-BEING COLLABORATIVES — GRANTS.

18 1. The department of human services shall establish a
 19 request for proposals process which shall be based upon
 20 recommendations for the development and implementation
 21 of children's well-being collaboratives described in the
 22 children's mental health study report submitted by the
 23 department to the general assembly on December 15, 2016.

24 2. A well-being collaborative shall consist of a
 25 broad-based group of entities in a defined geographical area
 26 represented by a lead agency. Entities in the well-being
 27 collaborative shall include a broad-based representation of key
 28 providers including but not limited to providers of prevention
 29 and early intervention services and mental health services to
 30 the target population.

31 3. A well-being collaborative shall be responsible for
 32 developing interagency coordination and collaboration for
 33 the provision of prevention and early intervention services
 34 within the designated geographic area and shall, at a minimum,
 35 demonstrate all of the following:

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- 1 a. Experience and a strong understanding of how best to
2 engage children and families to achieve positive mental health
3 and well-being outcomes.
- 4 b. An ability to provide or administer prevention services
5 for the improvement of children's mental health and well-being.
- 6 c. Experience and effectiveness in coordinating the
7 collaborative efforts of multiple stakeholders working toward
8 a common goal of improving the effectiveness of the group's
9 efforts to achieve measurable improved outcomes.
- 10 4. A well-being collaborative shall build and maintain
11 intentional collaboration among all entities with the goal of
12 providing measurable improvements in outcomes for children and
13 families.
- 14 5. A well-being collaborative shall build and improve
15 coordination and effectiveness among entities to develop and
16 provide primary, secondary, and tertiary prevention and early
17 intervention services that are nonduplicative and that are
18 aligned to meet the needs of children and families in the
19 geographic area.
- 20 6. A well-being collaborative shall provide technical
21 assistance to a diverse array of stakeholders, facilitate
22 distribution of public awareness materials that include
23 information aimed at reducing the stigma of mental illness,
24 and provide updates on changes in state and federal policy
25 in relation to prevention and early intervention efforts
26 concerning children's mental health and well-being.
- 27 7. A well-being collaborative shall establish or enhance
28 collaborative efforts in all of the following areas:
 - 29 a. The selection and implementation of evidence-based or
30 promising prevention and early intervention models.
 - 31 b. Understanding funding sources and how to utilize
32 available funding most effectively.
 - 33 c. The adoption or development, implementation, and
34 analysis of community needs assessments.
 - 35 d. The development, implementation, and analysis of a

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- 1 community work plan based on the results of the community needs
2 assessment.
- 3 e. The adoption or development and implementation of a
4 uniform family assessment.
- 5 f. The utilization of research and data analysis to guide
6 the work of the well-being collaborative.
- 7 g. The provision of culturally competent services and the
8 ability to address issues relating to the disproportionate
9 representation of a population group.
- 10 h. The development of public awareness and training
11 programs, including programs aimed at reducing the stigma of
12 mental illness.

13 i. The recruitment and retention of members in the
 14 well-being collaborative with a focus on achieving the goals
 15 and outcomes of the collaborative and supporting all members in
 16 the collaborative.

17 8. Each grantee shall submit reports to the department of
 18 human services by December 15, 2017, and April 15, 2018, to
 19 include information relating to the accomplishments and future
 20 plans of each well-being collaborative.

21 Sec. 89. CHILDREN'S MENTAL HEALTH AND WELL-BEING ADVISORY
 22 COMMITTEE. The department of human services shall create and
 23 provide support to a children's mental health and well-being
 24 advisory committee to continue efforts relating to improving
 25 children's mental health crisis services and children's
 26 well-being learning labs and supporting the children's
 27 well-being collaboratives.

28 DIVISION XIX

29 STATE FAMILY PLANNING SERVICES PROGRAM

30 Sec. 90. NEW SECTION. **217.41B State family planning**
 31 **services program — establishment — discontinuation of Medicaid**
 32 **family planning network waiver.**

33 1. The department of human services shall discontinue the
 34 Medicaid family planning network waiver effective July 1, 2017,
 35 and shall instead establish a state family planning services

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1 program. The state program shall replicate the eligibility
 2 requirements and other provisions included in the Medicaid
 3 family planning network waiver as approved by the centers for
 4 Medicare and Medicaid services of the United States department
 5 of health and human services in effect on June 30, 2017.

6 2. Distribution of family planning services program funds
 7 under this section shall be made in a manner that continues
 8 access to family planning services.

9 3. Distribution of family planning services program funds
 10 shall not be made to any entity that performs abortions or that
 11 maintains or operates a facility where abortions are performed.
 12 For the purposes of this section, "abortion" does not include
 13 any of the following:

14 a. The treatment of a woman for a physical disorder,
 15 physical injury, or physical illness, including a
 16 life-endangering physical condition caused by or arising from
 17 the pregnancy itself, that would, as certified by a physician,
 18 place the woman in danger of death.

19 b. The treatment of a woman for a spontaneous abortion,
 20 commonly known as a miscarriage, when not all of the products
 21 of human conception are expelled.

22 4. Family planning services program funds distributed in
 23 accordance with this section shall not be used for direct or
 24 indirect costs, including but not limited to administrative
 25 costs or expenses, overhead, employee salaries, rent, and
 26 telephone and other utility costs, related to providing

27 abortions as specified in subsection 3.
28 Sec. 91. EMERGENCY RULES. The department of human services
29 may adopt emergency rules under section 17A.4, subsection 3,
30 and section 17A.5, subsection 2, paragraph “b”, to implement
31 the provisions of this division of this Act, and the rules
32 shall be effective immediately upon filing unless a later date
33 is specified in the rules. Any rules adopted in accordance
34 with this section shall also be published as a notice of
35 intended action as provided in section 17A.4.

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1 Sec. 92. EFFECTIVE UPON ENACTMENT. This division of this
2 Act, being deemed of immediate importance, takes effect upon
3 enactment.

4 DIVISION XX

5 MEDICAID HOME AND COMMUNITY-BASED SERVICES PROVIDERS — TIERED 6 RATES AND DOCUMENTATION CHANGES

7 Sec. 93. MEDICAID HOME AND COMMUNITY-BASED SERVICES
8 PROVIDERS — TIERED RATES AND DOCUMENTATION CHANGES —
9 EMERGENCY RULES.

10 1. Beginning July 1, 2017, the department of human
11 services shall discontinue application of the retrospectively
12 limited cost settlement methodology based on submission of
13 required cost reports under 441 IAC 79.1, and shall implement
14 tiered rates for providers of supported community living,
15 day habilitation and adult day services for persons with an
16 intellectual disability under the home and community-based
17 services waiver program. The tiered rates shall be implemented
18 in a phased-in approach to accommodate transition of providers
19 to the revised reimbursement model. The department of human
20 services and Medicaid managed care organizations may also
21 establish tiered rates for other services.

22 2. The department of human services shall amend 441 IAC
23 24.4 relating to standards of service for providers of services
24 to persons with mental illness, intellectual disabilities, or
25 developmental disabilities pursuant to chapter 225C and 441
26 IAC 79.3(2) relating to medical clinical records for providers
27 of services under the Medicaid program pursuant to chapter
28 249A, to provide, effective November 1, 2017, that in addition
29 to allowing documentation of the provision of services or
30 standards of service in a narrative format, the following
31 providers may also provide documentation in a checkbox form
32 format in accordance with the provider’s organizational
33 policies and procedures and in compliance with procedures
34 established by the centers for Medicare and Medicaid services
35 of the United States department of health and human services:

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- 1 a. Advanced registered nurse practitioners.
- 2 b. Psychologists.
- 3 c. Community mental health centers.
- 4 d. Home and community-based habilitation services
- 5 providers.
- 6 e. Behavioral health intervention.
- 7 f. Case management services including home and
- 8 community-based services case management services.
- 9 g. Home and community-based services waiver services.
- 10 h. Behavioral health services.
- 11 i. Community-based neurobehavioral rehabilitation
- 12 residential services and intermittent services.
- 13 3. The department of human services may adopt emergency
- 14 rules under section 17A.4, subsection 3, and section 17A.5,
- 15 subsection 2, paragraph "b", to implement the provisions of
- 16 this division of this Act, and the rules shall be effective
- 17 immediately upon filing unless a later date is specified in the
- 18 rules. Any rules adopted in accordance with this section shall
- 19 also be published as a notice of intended action as provided
- 20 in section 17A.4.
- 21 Sec. 94. EFFECTIVE UPON ENACTMENT. This division of this
- 22 Act, being deemed of immediate importance, takes effect upon
- 23 enactment.

DIVISION XXI

TELEHEALTH PARITY INTERIM COMMITTEE

- 26 Sec. 95. TELEHEALTH PARITY INTERIM COMMITTEE.
- 27 1. The legislative council is requested to establish
- 28 a study committee for the 2017 interim to examine issues
- 29 relating to telehealth parity for private insurance and state
- 30 employee health plans. The study committee shall consult with
- 31 stakeholders to evaluate the benefits of telehealth parity
- 32 within the context of the needs of Iowans such as access to
- 33 health care, review existing policies related to telehealth
- 34 reimbursement and the impact on private insurance and state
- 35 employee health plans, consider the costs associated with

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- 1 telehealth service utilization, consider telehealth's potential
- 2 impact to economic development opportunities for Iowa's
- 3 rural communities, and evaluate obstacles such as broadband
- 4 accessibility.
- 5 2. The members of the committee shall include:
- 6 a. Ten members of the general assembly as voting members.
- 7 (1) Three members shall be appointed by the majority leader
- 8 of the senate, two by the minority leader of the senate, three
- 9 by the speaker of the house of representatives, and two by the
- 10 minority leader of the house of representatives.
- 11 (2) The legislators appointed shall include:
- 12 (a) The chairpersons and ranking members of the general

- 13 assembly's committees on human resources or a member of the
 14 committee designated by the chairperson or ranking member.
- 15 (b) The co-chairpersons and ranking members of the joint
 16 appropriations subcommittee on health and human services, or a
 17 member of the subcommittee designated by the co-chairperson or
 18 ranking member.
- 19 b. One representative of each of the following
 20 organizations as nonvoting members:
- 21 (1) The signal center for health innovation.
 22 (2) The Iowa hospital association.
 23 (3) An independent medical clinic.
 24 (4) The Iowa medical society.
 25 (5) The Iowa health care association.
 26 (6) The federation of Iowa insurers.
 27 (7) AARP Iowa.
 28 (8) The Iowa telecommunications association.
 29 (9) A mental health and disability services region.
- 30 c. The following agency directors or commissioner as ex
 31 officio nonvoting members:
- 32 (1) The director of public health, or the director's
 33 designee.
 34 (2) The director of the department of administrative
 35 services, or the director's designee.

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- 1 (3) The director of the department on aging, or the
 2 director's designee.
- 3 (4) The commissioner of insurance or the commissioner's
 4 designee.
- 5 3. The interim committee may request information and
 6 assistance from state agencies as applicable to the purpose of
 7 the interim committee, as needed to complete the work of the
 8 interim committee.
- 9 4. The interim committee shall submit its findings and
 10 recommendations to the general assembly by December 15, 2017,
 11 for consideration during the 2018 legislative session.

DIVISION XXII

13 ALZHEIMER'S AND OTHER FORMS OF DEMENTIA — HEALTH AND 14 RESILIENCE OUTREACH (HERO) PROJECT — DEMENTIA-SPECIFIC CARE

15 Sec. 96. HERO PROJECT. The department of public health
 16 shall collaborate with stakeholders that support individuals
 17 with Alzheimer's disease to identify funding opportunities
 18 to support the health and resilience outreach (HERO) project
 19 for individuals caring for a family member with Alzheimer's or
 20 other forms of dementia.

21 Sec. 97. ACCESS TO DEMENTIA-SPECIFIC CARE. The department
 22 on aging, the department of public health, the department of
 23 inspections and appeals, and the department of human services
 24 shall jointly analyze and make recommendations regarding
 25 options for coordination between state agencies and private
 26 entities to promote increased access to dementia-specific care

27 in both residential and home and community-based settings. The
 28 analyses and recommendations shall address barriers to, gaps
 29 in, and opportunities for increased access, the availability of
 30 services in home and community-based settings as an alternative
 31 to residential settings, and any changes in law necessary to
 32 better address the needs of individuals with dementia and their
 33 families. The departments shall submit a joint report of
 34 findings and recommendations to the governor and the general
 35 assembly by December 15, 2017.

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1 DIVISION XXIII
 2 OFFICE OF MINORITY AND MULTICULTURAL HEALTH — REPEAL
 3 Sec. 98. Section 135.159, subsection 3, paragraph i, Code
 4 2017, is amended to read as follows:
 5 i. For children, coordinate with and integrate guidelines,
 6 data, and information from existing newborn and child health
 7 programs and entities, including but not limited to the healthy
 8 opportunities for parents to experience success – healthy
 9 families Iowa program, the early childhood Iowa initiative,
 10 the center for congenital and inherited disorders screening
 11 and health care programs, standards of care for pediatric
 12 health guidelines, ~~the office of minority and multicultural~~
 13 ~~health established in section 135.12,~~ the oral health bureau
 14 established in section 135.15, and other similar programs and
 15 services.
 16 Sec. 99. REPEAL. Section 135.12, Code 2017, is repealed.

17 DIVISION XXIV
 18 PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS
 19 ADOPTION SUBSIDY PAYMENTS AND SERVICES
 20 Sec. 100. 2015 Iowa Acts, chapter 137, section 139,
 21 subsection 1, as amended by 2016 Iowa Acts, chapter 1139,
 22 section 17, is amended by adding the following new paragraph:
 23 NEW PARAGRAPH. c. Notwithstanding section 8.33,
 24 moneys corresponding to the state savings resulting from
 25 implementation of the federal Fostering Connections to Success
 26 and Increasing Adoptions Act of 2008, Pub. L. No. 110-351,
 27 and successor legislation, as determined in accordance with
 28 42 U.S.C. §673(a)(8), that remain unencumbered or unobligated
 29 at the close of the fiscal year, shall not revert to any fund
 30 but shall remain available for the purposes designated in this
 31 subsection until expended. The amount of such savings and any
 32 corresponding funds remaining at the close of the fiscal year
 33 shall be determined separately and any changes in either amount
 34 between fiscal years shall not result in an unfunded need.
 35 DECATEGORIZATION

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1 Sec. 101. DECATEGORIZATION CARRYOVER FUNDING — TRANSFER TO
 2 MEDICAID PROGRAM. Notwithstanding section 232.188, subsection

3 5, paragraph “b”, any state appropriated moneys in the funding
 4 pool that remained unencumbered or unobligated at the close
 5 of the fiscal year beginning July 1, 2014, and were deemed
 6 carryover funding to remain available for the two succeeding
 7 fiscal years that still remain unencumbered or unobligated at
 8 the close of the fiscal year beginning July 1, 2016, shall
 9 not revert but shall be transferred to the medical assistance
 10 program for the fiscal year beginning July 1, 2017.

11 Sec. 102. EFFECTIVE UPON ENACTMENT. This division of this
 12 Act, being deemed of immediate importance, takes effect upon
 13 enactment.

14 Sec. 103. RETROACTIVE APPLICABILITY. This division of this
 15 Act applies retroactively to July 1, 2016.

16 DIVISION XXV

17 NONPARTICIPATING PROVIDER REIMBURSEMENT FUND AND IOWACARE 18 ACCOUNT — BALANCES — REVERSIONS

19 Sec. 104. NONPARTICIPATING PROVIDER REIMBURSEMENT FUND AND 20 IOWACARE ACCOUNT — AVAILABILITY — REVERSIONS.

21 Notwithstanding any provision of law to the contrary, for the
 22 fiscal year beginning July 1, 2016, and ending June 30, 2017,
 23 there is appropriated from the IowaCare account established in
 24 section 249J.24, Code 2013, and the nonparticipating provider
 25 reimbursement fund established in section 249J.24A, Code
 26 2013, to the department of human services medical assistance
 27 appropriation in this 2017 Act any unencumbered or unobligated
 28 moneys from the account and fund to be used for the purposes of
 29 the IowaCare account as provided in section 249J.24, Code 2013.
 30 Notwithstanding section 8.33, moneys appropriated in this
 31 section that remain unencumbered or unobligated at the close of
 32 a fiscal year shall not revert but shall remain available for
 33 expenditure for the purposes designated until expended.

34 Sec. 105. EFFECTIVE UPON ENACTMENT. This division of this
 35 Act, being deemed of immediate importance, takes effect upon

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1 enactment.

2 DIVISION XXVI

3 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM — REPEAL

4 Sec. 106. Section 249M.5, Code 2017, is amended to read as
 5 follows:

6 **249M.5 Future repeal.**

7 This chapter is repealed July 1, ~~2017~~ 2019.

8 Sec. 107. EFFECTIVE UPON ENACTMENT. This division of this
 9 Act, being deemed of immediate importance, takes effect upon
 10 enactment.

11 DIVISION XXVII

12 CUSTODIAL CARE

13 Sec. 108. Section 249.12, Code 2017, is amended to read as
 14 follows:

15 **249.12 Cost-related system.**

16 1. In order to assure that the necessary data is available

17 to aid the general assembly to determine appropriate funding
 18 for the custodial care program, the department of human
 19 services shall develop a cost-related system for financial
 20 supplementation to individuals who need custodial care and who
 21 have insufficient resources to purchase the care needed.

22 2. All privately operated licensed custodial facilities in
 23 Iowa shall cooperate with the department of human services to
 24 develop the cost-related plan. ~~After the plan is implemented,~~
 25 ~~state supplemental funds shall not be used for the care of~~
 26 ~~any individual in facilities that have not submitted cost~~
 27 ~~statements to the department of human services.~~

28 3. Beginning July 1, 2017, privately operated licensed
 29 custodial facilities in Iowa shall be reimbursed based on the
 30 maximum per diem rates established by the general assembly
 31 through the appropriations process.

32 DIVISION XXVIII
 33 JUVENILE BEDS CAP

34 Sec. 109. Section 232.142, subsection 5, Code 2017, is
 35 amended to read as follows:

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1 5. The director shall approve annually all such homes
 2 established and maintained under the provisions of this
 3 chapter. A home shall not be approved unless it complies with
 4 minimal rules and standards adopted by the director and has
 5 been inspected by the department of inspections and appeals.
 6 The statewide number of beds in the homes approved by the
 7 director shall not exceed two hundred ~~sixty-two~~ seventy-two
 8 beds beginning July 1, 2017.

9 DIVISION XXIX

10 TRANSFERS OF FUNDS BETWEEN DHS INSTITUTIONS

11 Sec. 110. Section 218.6, Code 2017, is amended to read as
 12 follows:

13 **218.6 Transfer of appropriations made to institutions.**

14 Notwithstanding section 8.39, subsection 1, without the
 15 prior written consent and approval of the governor and the
 16 director of the department of management, the director of human
 17 services may transfer funds between the appropriations made for
 18 the ~~same type of institution~~ institutions, listed as follows:

- 19 1. The state resource centers.
- 20 2. The state mental health institutes.
- 21 3. The state ~~juvenile institutions consisting of the state~~
 22 ~~training school and the Iowa juvenile home.~~
- 23 4. The civil commitment unit for sexual offenders.

24 DIVISION XXX

25 PELVIC EXAMS — PRIOR CONSENT

26 Sec. 111. NEW SECTION. 147.114 Prior informed consent
 27 relative to pelvic examinations — patient under anesthesia or
 28 unconscious — penalties.

- 29 1. A person licensed or certified to practice a
 30 profession, or a student undertaking a course of instruction

31 or participating in a clinical training or residency program
 32 for a profession, shall not perform a pelvic examination on an
 33 anesthetized or unconscious patient unless one of the following
 34 conditions is met:
 35 a. The patient or the patient's authorized representative

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1 provides prior written informed consent to the pelvic
 2 examination, and the pelvic examination is necessary for
 3 preventive, diagnostic, or treatment purposes.
 4 b. The patient or the patient's authorized representative
 5 has provided prior written informed consent to a surgical
 6 procedure or diagnostic examination to be performed on the
 7 patient, and the performance of a pelvic examination is within
 8 the scope of care ordered for that surgical procedure or
 9 diagnostic examination.
 10 c. The patient is unconscious and incapable of providing
 11 prior informed consent, and the pelvic examination is necessary
 12 for diagnostic or treatment purposes.
 13 d. A court has ordered the performance of the pelvic
 14 examination for the purposes of collection of evidence.
 15 2. A person who violates this section is subject to the
 16 penalty specified under section 147.86, and any professional
 17 disciplinary provisions, as applicable.

18 DIVISION XXXI

19 NON-STATE GOVERNMENT-OWNED NURSING FACILITY UPPER PAYMENT LIMIT 20 ALTERNATIVE PAYMENT PROGRAM

21 Sec. 112. 2016 Iowa Acts, chapter 1139, section 81, is
 22 amended by striking the section, and inserting in lieu thereof
 23 the following:

24 SEC. 81. Section 249L.2, subsection 6, Code 2016, is amended
 25 to read as follows:

26 6. "*Nursing facility*" means a licensed nursing facility as
 27 defined in section 135C.1 that is a freestanding facility or
 28 a nursing facility operated by a hospital licensed pursuant
 29 to chapter 135B, but does not include a distinct-part skilled
 30 nursing unit or a swing-bed unit operated by a hospital, or
 31 a nursing facility owned by the state or federal government
 32 or other governmental unit. "*Nursing facility*" includes a
 33 non-state government-owned nursing facility if the nursing
 34 facility participates in the non-state government-owned nursing
 35 facility upper payment limit alternative payment program.

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1 Sec. 113. 2016 Iowa Acts, chapter 1139, section 82, is
 2 amended to read as follows:
 3 SEC. 82. NON-STATE GOVERNMENT-OWNED NURSING FACILITY UPPER
 4 PAYMENT LIMIT ~~SUPPLEMENTAL~~ ALTERNATIVE PAYMENT PROGRAM.
 5 1. The department of human services shall submit, to the
 6 centers for Medicare and Medicaid services (CMS) of the United

7 States department of health and human services no later than
 8 September 29, 2017, a Medicaid state plan amendment to allow
 9 qualifying non-state government-owned nursing facilities to
 10 ~~receive a supplemental~~ participate in an alternative payment
 11 program in accordance with the upper payment limit requirements
 12 pursuant to 42 C.F.R. §447.272. The ~~supplemental~~ alternative
 13 payment shall be ~~in addition to~~ the greater of the payment in
 14 accordance with the upper payment limit requirements pursuant
 15 to 42 C.F.R. §447.272 or the Medicaid fee-for-service per diem
 16 reimbursement rate or the per diem payment established for the
 17 nursing facility under a Medicaid managed care contract.

18 2. At a minimum, the Medicaid state plan amendment shall
 19 provide for all of the following:

20 a. A non-state governmental entity shall provide the state
 21 share of the difference between the expected ~~supplemental~~
 22 alternative payment and the Medicaid fee-for-service per diem
 23 reimbursement rate in the form of an intergovernmental transfer
 24 to the state.

25 b. The state shall claim federal matching funds and shall
 26 make ~~supplemental~~ alternative payments to eligible non-state
 27 governmental entities based on the ~~supplemental~~ alternative
 28 payment amount as calculated by the state for each nursing
 29 facility for which a non-state governmental entity owns the
 30 nursing facility's license. A managed care contractor shall
 31 not retain any portion of the ~~supplemental~~ alternative payment,
 32 but shall treat the ~~supplemental~~ difference between the
 33 expected alternative payment and the Medicaid fee-for-service
 34 per diem reimbursement rate as a ~~pass through~~ component of
 35 the capitated payment calculation to the eligible non-state

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1 governmental entity.

2 c. The ~~supplemental~~ alternative payment program shall
 3 be budget neutral to the state. No general fund revenue
 4 shall be expended under the program including for costs of
 5 administration. If payments under the program result in
 6 overpayment to a nursing facility, or if CMS disallows federal
 7 participation related to a nursing facility's receipt or
 8 use of ~~supplemental~~ alternative payments authorized under
 9 the program, the state may recoup an amount equivalent to
 10 the amount of ~~supplemental~~ alternative payments overpaid or
 11 disallowed. ~~Supplemental~~ Alternative payments shall be subject
 12 to any adjustment for payments made in error, including but not
 13 limited to adjustments made by state or federal law, and the
 14 state may recoup an amount equivalent to any such adjustment.

15 d. A nursing facility participating in the program shall
 16 notify the state of any changes in ownership that may affect
 17 the nursing facility's continued eligibility for the program
 18 within thirty days of any such change.

19 e. No portion of the ~~supplemental alternative~~ payment
20 paid to a participating nursing facility may be used for
21 contingent fees. Expenditures for development fees, legal
22 fees, or consulting fees shall not exceed five percent of
23 the ~~supplemental alternative~~ funds received, annually, and
24 any such expenditures shall be reported to the department of
25 human services, and included in the department's annual report
26 pursuant to subsection 3.

27 f. The ~~supplemental alternative~~ payment paid to a
28 participating nursing facility shall only be used as specified
29 in state and federal law. ~~Supplemental Alternative~~ payments
30 paid to a participating nursing facility shall only be used as
31 follows:

32 (1) A portion of the amount received may be used for nursing
33 facility quality improvement initiatives including but not
34 limited to educational scholarships and nonmandatory training.
35 Priority in the awarding of contracts for such training shall

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1 be for Iowa-based organizations.

2 (2) A portion of the amount received may be used for nursing
3 facility remodeling or renovation. Priority in the awarding
4 of contracts for such remodeling or renovations shall be for
5 Iowa-based organizations and skilled laborers.

6 (3) A portion of the amount received may be used for health
7 information technology infrastructure and software. Priority
8 in the awarding of contracts for such health information
9 technology infrastructure and software shall be for Iowa-based
10 organizations.

11 (4) A portion of the amount received may be used for
12 endowments to offset costs associated with maintenance of
13 hospitals licensed under chapter 135B and nursing facilities
14 licensed under chapter 135C.

15 g. A non-state governmental entity shall only be eligible
16 for ~~supplemental alternative~~ payments attributable to up to 10
17 percent of the potential non-state government-owned nursing
18 facilities licensed in the state.

19 3. Following receipt of approval and implementation of the
20 program, the department shall submit a report to the governor
21 and the general assembly, annually, on or before December 15,
22 regarding the program. The report shall include, at a minimum,
23 the name and location of participating non-state governmental
24 entities and the non-state government-owned nursing facilities
25 with which the non-state governmental entities have partnered
26 to participate in the program; the amount of the matching
27 funds provided by each non-state governmental entity; the
28 net ~~supplemental payment amount~~ difference between the
29 expected alternative payment and the Medicaid fee-for-service
30 per diem reimbursement rate received by each participating
31 non-governmental entity and non-state government-owned nursing
32 facility; and the amount expended for each of the specified

33 categories of approved expenditure.
 34 4. The department of human services shall work
 35 collaboratively with representatives of nursing facilities,

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1 hospitals, and other affected stakeholders in adopting
 2 administrative rules, and in implementing and administering
 3 this program.
 4 5. As used in this section:
 5 a. “Non-state governmental entity” means a hospital
 6 authority, hospital district, health care district, city, or
 7 county.
 8 b. “Non-state government-owned nursing facility” means a
 9 nursing facility owned or operated by a non-state governmental
 10 entity for which a non-state governmental entity holds
 11 the nursing facility’s license and is party to the nursing
 12 facility’s Medicaid contract.

13 Sec. 114. 2016 Iowa Acts, chapter 1139, section 84,
 14 subsection 1, is amended to read as follows:

15 1. The section of this division of this Act directing the
 16 department of human services to submit a Medicaid state plan
 17 amendment to CMS no later than September 29, 2017, shall be
 18 implemented as soon as possible following enactment, consistent
 19 with all applicable federal requirements.

20 Sec. 115. EFFECTIVE UPON ENACTMENT. This division of this
 21 Act, being deemed of immediate importance, takes effect upon
 22 enactment.

23 Sec. 116. RETROACTIVE APPLICABILITY. This division of this
 24 Act applies retroactively to May 27, 2016.

25 DIVISION XXXII

26 LEGISLATIVE INTERIM — OPIOID EPIDEMIC EVALUATION

27 Sec. 117. LEGISLATIVE INTERIM STUDY COMMITTEE — OPIOID
 28 EPIDEMIC EVALUATION.

29 1. The legislative council is requested to establish a
 30 interim study committee to comprehensively evaluate the state’s
 31 response to the opioid epidemic in the state.

32 2. The committee shall receive input from agencies and
 33 entities including but not limited to all of the following:

34 a. Representatives of the professional licensing boards for
 35 professionals authorized to prescribe controlled substances.

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1 b. Representatives of public safety and public health
 2 including but not limited to the office of the state medical
 3 examiner, the division of criminal investigation of the
 4 department of public safety, the department of corrections and
 5 community-based corrections, law enforcement agencies, the
 6 governor’s office of drug control policy, and the department
 7 of public health.
 8 c. Representatives of the medical community and health

9 insurance payers including but not limited to the Iowa hospital
 10 association, the Iowa medical society, the Iowa osteopathic
 11 medical society, the Iowa pharmacy association, and America's
 12 health insurance plans.

13 d. Consumers and representatives of consumers including but
 14 not limited to the Iowa substance abuse information center, the
 15 Iowa prescription abuse reduction task force, and addiction
 16 treatment centers in the state.

17 3. The interim committee's evaluation shall include but is
 18 not limited to a review of the protocols and practices relating
 19 to the prescribing of opioid medications and the treatment
 20 options available including medication-assisted treatment.

21 4. The interim committee shall submit a report, including
 22 findings and recommendations, to the governor and the general
 23 assembly by November 15, 2017.>

MARK COSTELLO

S-3367

1 Amend Senate File 516 as follows:

2 1. By striking page 9, line 34, through page 10, line 2.

TONY BISIGNANO
 JIM LYKAM
 WILLIAM A. DOTZLER, JR.

S-3368

1 Amend Senate File 516 as follows:

2 1. Page 6, by striking lines 8 through 15.

3 2. By renumbering as necessary.

TOD R. BOWMAN
 KEVIN KINNEY
 MATT McCOY

S-3369

1 Amend Senate File 516 as follows:

2 1. Page 9, after line 16 by inserting:

3 <__. It is the intent of the general assembly that the
 4 three-tiered system of regulating the alcohol beverage industry
 5 is critical to maintaining a fair and competitive marketplace.

6 The study required by this section does not preclude the
 7 alcoholic beverages division from applying regulatory
 8 discretion that aligns with the performance of the powers and
 9 duties granted to the administrator in chapter 123.>

10 2. By striking page 9, line 34, through page 10, line 2, and
 11 inserting:

12 <__. During the time period of the study and consideration
 13 of the issue by the general assembly during the 2019

14 legislative session, if an applicant has a conflict with
 15 section 123.45, subsection 1, paragraphs “c” or “d”, the
 16 administrator may elect to defer on a final determination
 17 regarding the eligibility and issue a temporary license
 18 or permit with conditions, if applicable. In making a
 19 determination of whether to defer on a final determination, the
 20 administrator shall balance regulatory principles and practices
 21 that ensure a fair and competitive marketplace with the
 22 protections of the public interests as provided in chapter 123.
 23 _____. This section is repealed July 1, 2019.>
 24 3. Page 10, after line 29 by inserting:
 25 <Sec. _____. Section 80B.19, subsection 2, if enacted by 2017
 26 Iowa Acts, Senate File 509, section 22, is amended to read as
 27 follows:
 28 2. Internal training funds in the internal training
 29 clearing fund shall be administered by the academy and shall
 30 consist of moneys collected by the academy from billings issued
 31 in accordance with this chapter ~~80B~~, and any other moneys
 32 obtained or accepted by the academy, including but not limited
 33 to gifts, loans, donations, grants, and contributions, which
 34 are obtained or designated to support the activities of the
 35 academy.>

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1 4. Page 11, after line 22 by inserting:
 2 <Sec. _____. Section 261.9, subsection 2A, paragraph b, if
 3 enacted by 2017 Iowa Acts, House File 642, section 15, is
 4 amended to read as follows:
 5 b. Is a barber school licensed under section 158.7 or
 6 a school of cosmetology arts and sciences licensed under
 7 chapter 157 and is accredited by a national accrediting agency
 8 recognized by the United States department of education. For
 9 the fiscal year beginning July 1, 2017, an eligible institution
 10 under this paragraph shall provide a matching aggregate amount
 11 of institutional financial aid equal to at least seventy-five
 12 percent of the amount received by the institution’s students
 13 for Iowa tuition grant assistance under section 261.16A.
 14 For the fiscal year beginning July 1, 2018, the institution
 15 shall provide a matching aggregate amount of institutional
 16 financial aid equal to at least eighty-five percent of the
 17 amount received in that fiscal year. Commencing with the
 18 fiscal year beginning July 1, 2019, and each succeeding fiscal
 19 year, the matching aggregate amount of institutional financial
 20 aid shall be at least equal to the match provided by eligible
 21 institutions under ~~section 261.16A, subsection 2~~ paragraph
 22 “a”>
 23 5. Page 12, after line 5 by inserting:
 24 <Sec. _____. 2017 Iowa Acts, House File 642, section 44,
 25 subsection 1, paragraph f, unnumbered paragraph 2, if enacted,
 26 is amended to read as follows:
 27 From the moneys appropriated in this lettered paragraph

28 “f”, not more than \$50,000 shall be used by the department ~~for~~
 29 ~~expenses associated with the activities of the secondary career~~
 30 ~~and technical programming task force convened pursuant to this~~
 31 ~~Act to provide statewide support for work-based learning.~~

32 Sec. _____. 2017 Iowa Acts, House File 642, section 55,
 33 subsection 1, paragraph f, unnumbered paragraph 2, if enacted,
 34 is amended to read as follows:

35 From the moneys appropriated in this lettered paragraph

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1 “f”, not more than \$25,000 shall be used by the department ~~for~~
 2 ~~expenses associated with the activities of the secondary career~~
 3 ~~and technical programming task force convened pursuant to this~~
 4 ~~Act to provide statewide support for work-based learning.~~

5 Sec. _____. 2017 Iowa Acts, Senate File 510, section 22,
 6 subsection 1, if enacted, is amended to read as follows:

7 1. Notwithstanding section 466A.2, and the repeal of
 8 chapter 466A as provided in this division of this Act, on and
 9 after December 31, 2017, the department of agriculture and
 10 land stewardship shall manage moneys credited to the watershed
 11 improvement fund in the same manner as required in 2016
 12 Acts, chapter 1134, section 35, including by making necessary
 13 payments to satisfy any outstanding obligations incurred by the
 14 watershed improvement review board prior to December 31, 2017.>

15 6. By renumbering as necessary.

CHARLES SCHNEIDER

S-3370

1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:

- 3 1. Page 34, by striking lines 10 through 14.
- 4 2. Page 99, by striking lines 21 through 25.
- 5 3. By striking page 136, line 25, through page 137, line 35.
- 6 4. By renumbering as necessary.

JANET PETERSEN

S-3371

1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 151, after line 20 by inserting:

4 <DIVISION ____
 5 MEDICAID MANAGED CARE — PROGRAM EVALUATION

6 Sec. _____. MEDICAID MANAGED CARE — PROGRAM EVALUATION.

7 1. a. The department of human services shall utilize the
 8 medical assistance advisory council to receive input from the
 9 membership of the council, the university of Iowa public policy
 10 center, and representatives of other entities and consumers

11 with interest or expertise relevant to the Medicaid program, to
12 review Medicaid managed care and, at a minimum, accomplish all
13 of the following:

14 (1) Evaluate the effects on the Medicaid long-term services
15 and supports population in receiving Medicaid services through
16 capitated Medicaid managed care and determine the feasibility
17 of transitioning the long-term services and supports population
18 to a fee-for-service or other payment model that best meets
19 the needs of the population. The objectives of the evaluation
20 shall include a determination of the best service delivery
21 system and reimbursement methodology to ensure sufficient
22 access by members to providers and services, to provide
23 adequate reimbursement to providers of services and supports,
24 to improve the health of the population, to improve member
25 experience of care and ensure positive outcomes, and to reduce
26 costs through these improvements.

27 (2) In addition to the evaluation of the effects on the
28 Medicaid long-term services and supports population, evaluate
29 the effects of capitated Medicaid managed care on the remaining
30 Medicaid populations and determine the best service delivery
31 system and reimbursement methodology to ensure sufficient
32 access of members to providers and services, provide adequate
33 reimbursement to providers of services and supports, to
34 encourage the delivery of high quality services, and to ensure
35 positive outcomes for each population.

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1 (3) Review the impact of capitated Medicaid managed care
2 provider reimbursement methodologies and rates on provider
3 sustainability and member access, and make recommendations
4 regarding rate and payment methodologies to ensure provider
5 sustainability and adequate access to providers.

6 (4) Review and determine measures to institute consistency
7 and uniformity across processes and procedures utilized by
8 Medicaid managed care organizations to increase efficiencies
9 and reduce duplication and delay.

10 (5) Review data needs to determine additional Medicaid
11 managed care contractor data reporting requirements to ensure
12 member access to medically necessary services and achievement
13 of overall positive health outcomes.

14 b. The department shall submit a report, summarizing the
15 evaluation and including findings and recommendations, to the
16 governor and the general assembly by December 15, 2017.

17 2. The department of human services shall require the
18 completion of an initial external quality review of the
19 Medicaid managed care program by January 1, 2018, and, as
20 part of the ongoing quality assurance activities of the
21 Iowa Medicaid program, shall continue to contract with

- 22 the university of Iowa public policy center to perform an
 23 evaluation of Medicaid managed care by January 1, 2018.>
 24 2. By renumbering as necessary.

AMANDA RAGAN
 LIZ MATHIS

S-3372

- 1 Amend the amendment, S-3369, to Senate File 516, as follows:
 2 1. Page 1, by striking lines 12 through 22.
 3 2. By renumbering as necessary.

TONY BISIGNANO
 WILLIAM A. DOTZLER, JR.
 JIM LYKAM

S-3373

- 1 Amend Senate File 516 as follows:
 2 1. Page 10, by striking line 11.
 3 2. By renumbering as necessary.

DAVID JOHNSON

S-3374

- 1 Amend House File 573, as passed by the House, as follows:
 2 1. Page 1, line 9, after <schools.> by inserting <The
 3 board of directors of a school district shall exercise powers
 4 authorized under this section so as to provide to every student
 5 enrolled in the school district a high quality education
 6 incorporating rigorous and relevant standards of academic
 7 content; current and comprehensive textbooks and instructional
 8 materials; safe and adequate buildings, facilities, and
 9 equipment; and quality, competent instruction provided by
 10 teachers licensed under chapter 272. The board of directors
 11 shall ensure each student's educational program meets the
 12 individual needs of that student and prepares the student for
 13 continuing higher education and career training beyond high
 14 school, as appropriate, and for future gainful employment.>

HERMAN C. QUIRMBACH

S-3375

- 1 Amend Senate File 516 as follows:
 2 1. Page 8, after line 27 by inserting:
 3 <Sec. ____ Section 26.16, as enacted by 2017 Iowa Acts,
 4 Senate File 438, section 2, is amended to read as follows:
 5 **26.16 Prequalification requirements prohibited — exception.**

6 1. A governmental entity shall not by ordinance, rule, or
 7 any other action relating to contracts for public improvements
 8 for which competitive bids are required by this chapter
 9 impose any requirement that directly or indirectly restricts
 10 potential bidders to any predetermined class of bidders defined
 11 by experience on similar projects, size of company, union
 12 membership, or any other criteria. However, a governmental
 13 entity shall require nonresident bidders to comply with section
 14 73A.21, subsection 4.

15 2. Notwithstanding subsection 1, a governmental entity may
 16 require that each bidder for a public improvement for which
 17 competitive bids are required by this chapter to file with the
 18 governmental entity a statement showing the bidder's financial
 19 standing, equipment, and experience in the execution of like
 20 or similar work. The statement shall be filed with the agency
 21 prior to the letting at which the bidder expects to bid. The
 22 governmental entity may, in advance of the letting, notify
 23 the bidder as to the amount and the nature of the work for
 24 which the bidder is deemed qualified to bid. A bidder who is
 25 prequalified under this subsection by the governmental entity
 26 shall be deemed qualified for any public improvement by the
 27 governmental entity for which competitive bids are required by
 28 this chapter and shall submit proof of the prequalification in
 29 a manner determined by the governmental entity if required to
 30 do so by the governmental entity.>

31 2. By renumbering as necessary.

TONY BISIGNANO
 NATE BOULTON

S-3376

1 Amend Senate File 516 as follows:
 2 1. Page 20, after line 23 by inserting:
 3 <DIVISION ____
 4 DEPARTMENT OF NATURAL RESOURCES
 5 Sec. ____ Section 331.605, subsection 1, paragraph b,
 6 subparagraph (1), Code 2017, is amended to read as follows:
 7 (1) The fees specified in rules adopted pursuant to section
 8 483A.1.
 9 Sec. ____ Section 331.605, subsection 1, paragraph c, Code
 10 2017, is amended to read as follows:
 11 c. A state migratory game bird fee as provided in rules
 12 adopted pursuant to section 483A.1.
 13 Sec. ____ Section 481A.93, subsection 2, paragraph b,
 14 subparagraph (2), Code 2017, is amended to read as follows:
 15 (2) The totally blind person is accompanied and aided
 16 by a person who is at least eighteen years of age and whose
 17 vision is not seriously impaired. The accompanying person must
 18 purchase a hunting license that includes the wildlife habitat
 19 fee as provided in rules adopted pursuant to section 483A.1
 20 if applicable. If the accompanying person is not required

21 to have a hunting license the person is not required to pay
22 the wildlife habitat fee. During the hunt, the accompanying
23 adult must be within arm's reach of the totally blind person,
24 and must be able to identify the target and the location of
25 the laser sight beam on the target. A person other than the
26 totally blind person shall not shoot the laser sight-equipped
27 gun or bow.

28 Sec. ____ Section 483A.1, Code 2017, is amended by striking
29 the section and inserting in lieu thereof the following:

30 **483A.1 Licenses — fees — rules.**

31 1. Except as otherwise provided in this chapter, a person
32 shall not fish, trap, hunt, pursue, catch, kill, take in
33 any manner, use, have possession of, sell, or transport all
34 or a part of any wild animal, bird, game, turtle, or fish,
35 the protection and regulation of which is desirable for

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1 the conservation of resources of the state, without first
2 obtaining a license for that purpose, and the payment of a fee
3 as established by rules adopted by the commission pursuant to
4 chapter 17A.

5 2. *a.* The fees established by rule pursuant to subsection 1
6 shall be periodically evaluated by the department, but not less
7 often than once every three years, to ensure that the fees paid
8 are sufficient to meet the needs of natural resource management
9 and the public.

10 *b.* By December 15 of each year on and after December 15,
11 2018, that an evaluation of the license fees is completed, the
12 department shall file a written report with the commission and
13 the general assembly which shall include the evaluation and
14 recommendations for changes, if any. Any fee increase proposed
15 in such a report shall not take effect until on or after
16 December 15 of the year succeeding the report and an individual
17 license fee shall not be increased in any calendar year in an
18 amount that exceeds five percent.

19 Sec. ____ Section 483A.1A, subsection 10, paragraph c, Code
20 2017, is amended to read as follows:

21 *c.* Is a student who qualifies as a resident pursuant to
22 paragraph "b" only for the purpose of purchasing any resident
23 license specified in rules adopted pursuant to section 483A.1.

24 Sec. ____ Section 483A.3, subsection 1, paragraph a, Code
25 2017, is amended to read as follows:

26 *a.* A resident or nonresident person required to have a
27 hunting or fur harvester license shall not hunt or trap unless
28 the person purchases a hunting or fur harvester license that
29 includes the wildlife habitat fee, in an amount established by
30 rules adopted by the commission pursuant to section 483A.1.

31 Sec. ____ Section 483A.3, subsection 1, paragraph c, Code
32 2017, is amended by striking the paragraph.

33 Sec. ____ Section 483A.3, subsection 1, paragraphs d and e,

34 Code 2017, are amended to read as follows:

35 *d.* All wildlife habitat fees shall be administered in

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1 the same manner as hunting and fur harvester licenses except
 2 all revenue derived from wildlife habitat fees shall be used
 3 within the state of Iowa for habitat development and shall be
 4 deposited in the state fish and game protection fund, except
 5 as provided in subsection 2. The revenue may be used for
 6 the matching of federal funds. The revenues and any matched
 7 federal funds shall be used for acquisition of land, leasing of
 8 land, or obtaining of easements from willing sellers for use
 9 as wildlife habitats. Notwithstanding the exemption provided
 10 by section 427.1, any land acquired with the revenues and
 11 matched federal funds shall be subject to the full consolidated
 12 levy of property taxes, which shall be paid from ~~those the~~
 13 income generated from those lands or, if no such income is
 14 generated, from the wildlife habitat fee revenues. In addition
 15 the revenue may be used for the development and enhancement of
 16 wildlife lands and habitat areas.

17 *e.* Not less than ~~fifty percent of all revenue~~ three dollars
 18 from each wildlife habitat ~~fees~~ fee shall be allocated as
 19 specified in section 483A.3B and not less than fifty percent
 20 of the balance of each fee shall be used by the commission
 21 to enter into agreements with county conservation boards or
 22 other public agencies in order to carry out the purposes of
 23 this section. ~~The~~ However, the state share of funding of those
 24 agreements provided by the revenue from wildlife habitat fees
 25 shall not exceed seventy-five percent.

26 Sec. ____ Section 483A.3, subsections 3 and 4, Code 2017,
 27 are amended to read as follows:

28 3. Notwithstanding subsections 1 and 2, any increase in
 29 wildlife habitat fee revenues ~~received~~ collected on or after
 30 ~~July 1, 2007~~ December 15, 2017, pursuant to this section as
 31 a result of wildlife habitat fee increases ~~pursuant to 2007~~
 32 ~~Iowa Acts, ch. 194~~ established by rules adopted pursuant to
 33 section 483A.1, shall be used by the commission ~~only for~~
 34 ~~the purpose of the game bird habitat development program as~~
 35 ~~provided~~ for any of the purposes set forth in this section or

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1 in section 483A.3B, ~~except that such increases in revenues~~
 2 collected shall not be used by the commission for the purpose
 3 of land acquisition. The commission shall not reduce on an
 4 annual basis for these purposes the amount of other funds being
 5 expended as of ~~July 1, 2007~~ December 15, 2017.

6 4. A ~~three-year~~ multi-year hunting license purchased
 7 pursuant to section ~~483A.1, subsection 1, paragraph "j"~~
 8 483A.9A, includes the payment of a wildlife habitat fee for
 9 each of the ~~three~~ years for which the license is valid and

10 those fees shall be used as provided in this section.

11 Sec. ____ Section 483A.3A, Code 2017, is amended to read as
12 follows:

13 **483A.3A Fish habitat development funding.**

14 Three dollars from each resident and nonresident annual and
15 seven-day fishing license and nine dollars from each resident
16 ~~three-year~~ multi-year fishing license sold shall be deposited
17 in the state fish and game protection fund and shall be used
18 within this state for fish habitat development. Not less than
19 fifty percent of this amount shall be used by the commission to
20 enter into agreements with county conservation boards to carry
21 out the purposes of this section.

22 Sec. ____ Section 483A.3B, subsection 1, Code 2017, is
23 amended to read as follows:

24 1. *Allocation of revenue — accounts.* All revenue collected
25 from ~~increases in~~ wildlife habitat fees as provided in section
26 483A.3, subsection ~~3~~ 1, paragraph “e”, that is deposited in
27 the state fish and game protection fund and that is allocated
28 pursuant to this section shall be allocated as follows:

29 a. ~~Two~~ Not less than two dollars of each wildlife habitat
30 fee collected shall be allocated to the game bird wetlands
31 conservation account.

32 b. ~~One~~ Not less than one dollar of each wildlife habitat
33 fee collected shall be allocated to the game bird buffer strip
34 assistance account.

35 c. Notwithstanding section 12C.7, subsection 2, interest or

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1 earnings on moneys collected from wildlife habitat fees that
2 are deposited in each account created under this section shall
3 be credited to that account. Notwithstanding section 8.33 or
4 section 456A.17, moneys credited to each account created under
5 this section shall not revert to the state general fund at the
6 close of a fiscal year.

7 d. All revenue ~~generated by increases in the~~ collected
8 from wildlife habitat ~~fee fees~~ as provided in section 483A.3,
9 subsection ~~3~~ 1, paragraph “e”, that is allocated pursuant to
10 this section shall be used as provided in this section, except
11 for that part which is specified by the department for use in
12 paying administrative expenses as provided in section 456A.17.

13 Sec. ____ NEW SECTION. 483A.6B Nonresident five-day hunting
14 license — fee.

15 1. A nonresident may be issued a five-day hunting license
16 that costs an amount as set by rules adopted pursuant to
17 section 483A.1, including the wildlife habitat fee. A
18 nonresident hunting with a license issued under this section
19 shall be otherwise qualified to hunt in this state.

20 2. This section is repealed on December 15, 2020.

21 Sec. ____ Section 483A.7, subsection 3, paragraph b, Code
22 2017, is amended to read as follows:

23 b. The commission shall assign one preference point to a

24 nonresident whose application for a nonresident wild turkey
 25 hunting license is denied due to limitations on the number
 26 of nonresident wild turkey hunting licenses available for
 27 issuance that year. An additional preference point shall be
 28 assigned to that person each subsequent year the person's
 29 license application is denied for that reason. A nonresident
 30 may purchase additional preference points pursuant to rules
 31 adopted pursuant to section 483A.1, ~~subsection 2, paragraph~~
 32 ~~"j"~~. The first nonresident wild turkey hunting license drawing
 33 each year shall be made from the pool of applicants with the
 34 most preference points and continue to pools of applicants
 35 with successively fewer preference points until all available

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1 nonresident wild turkey hunting licenses have been issued. If
 2 a nonresident applicant receives a wild turkey hunting license,
 3 all of the applicant's assigned preference points at that time
 4 shall be removed.
 5 Sec. ____ Section 483A.8, subsection 3, paragraphs a, b, and
 6 e, Code 2017, are amended to read as follows:
 7 a. A nonresident hunting deer is required to purchase
 8 a nonresident annual hunting license that includes the
 9 wildlife habitat fee and a nonresident deer hunting license.
 10 In addition, a nonresident who purchases a deer hunting
 11 license shall pay a one dollar fee that shall be used and
 12 is appropriated for the purpose of deer herd population
 13 management, including assisting with the cost of processing
 14 deer donated to the help us stop hunger program administered
 15 by the commission.
 16 b. A nonresident who purchases an antlered or any sex deer
 17 hunting license pursuant to rules adopted pursuant to section
 18 483A.1, ~~subsection 2, paragraph "i"~~, is required to purchase
 19 an antlerless deer only deer hunting license at the same
 20 time, pursuant to rules adopted pursuant to section 483A.1,
 21 ~~subsection 2, paragraph "k"~~.
 22 e. The commission shall assign one preference point to a
 23 nonresident whose application for a nonresident antlered or any
 24 sex deer hunting license is denied due to limitations on the
 25 number of nonresident antlered or any sex deer hunting licenses
 26 available for issuance that year. An additional preference
 27 point shall be assigned to that person each subsequent year
 28 the person's license application is denied for that reason. A
 29 nonresident may purchase additional preference points pursuant
 30 to rules adopted pursuant to section 483A.1, ~~subsection 2,~~
 31 ~~paragraph "j"~~. The first nonresident antlered or any sex deer
 32 hunting license drawing each year shall be made from the pool
 33 of applicants with the most preference points and continue
 34 to pools of applicants with successively fewer preference
 35 points until all available nonresident antlered or any sex deer

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1 hunting licenses have been issued. If a nonresident applicant
2 receives an antlered or any sex deer hunting license, all of
3 the applicant's assigned preference points at that time shall
4 be removed.

5 Sec. ____ Section 483A.8, subsections 4 and 6, Code 2017,
6 are amended to read as follows:

7 4. The commission may provide, by rule, for the issuance of
8 an additional antlerless deer hunting license to a person who
9 has been issued an antlerless deer hunting license. The rules
10 shall specify the number of additional antlerless deer hunting
11 licenses which may be issued, and the season and zone in which
12 the license is valid. The fee for an additional antlerless
13 deer hunting license shall be ~~ten dollars~~ an amount established
14 by rules adopted pursuant to section 483A.1 for residents.

15 6. The commission shall provide by rule for the annual
16 issuance to a nonresident of a nonresident antlerless deer
17 hunting license that is valid for use only during the period
18 beginning on December 24 and ending at sunset on January 2 of
19 the following year and costs ~~seventy-five dollars~~ an amount
20 established by rules adopted pursuant to section 483A.1. A
21 nonresident hunting deer with a license issued under this
22 subsection shall be otherwise qualified to hunt deer in this
23 state and shall purchase a nonresident annual hunting license
24 that includes the wildlife habitat fee, and pay the one dollar
25 fee for the purpose of deer herd population management as
26 provided in subsection 3. Pursuant to this subsection, the
27 commission shall make available for issuance only the remaining
28 nonresident antlerless deer hunting licenses allocated under
29 subsection 3 that have not yet been issued for the current
30 year's nonresident antlerless deer hunting seasons.

31 Sec. ____ Section 483A.9A, subsection 3, Code 2017, is
32 amended to read as follows:

33 3. The commission shall offer to residents a combination
34 package of an annual fishing license and an annual hunting
35 license, as provided in rules adopted pursuant to section

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1 483A.1, ~~subsection 1~~, the cost of which includes the wildlife
2 habitat fee.

3 Sec. ____ Section 483A.17, Code 2017, is amended to read as
4 follows:

5 **483A.17 Tenure of license.**

6 Every license, except as otherwise provided in this
7 chapter, is valid from the date issued to January 10 of the
8 succeeding calendar year for which it is issued. A license
9 shall not be issued prior to December 15 for the subsequent
10 calendar year except for a ~~three-year~~ multi-year fishing
11 license or a ~~three-year~~ multi-year hunting license issued to a
12 resident pursuant to rules adopted pursuant to section 483A.1;

13 ~~subsection 1.~~

14 Sec. ____ Section 483A.24, subsection 2, paragraphs b and c,
15 Code 2017, are amended to read as follows:

16 b. Upon written application on forms furnished by the
17 department, the department shall issue annually without fee one
18 wild turkey license to the owner of a farm unit or to a member
19 of the owner's family, but not to both, and to the tenant or
20 to a member of the tenant's family, but not to both. The wild
21 turkey hunting ~~license~~ licenses issued shall be valid only on
22 the farm unit for which an applicant qualifies pursuant to this
23 subsection and shall be equivalent to the least restrictive
24 license issued under section 481A.38. The owner or the tenant
25 need not reside on the farm unit to qualify for a free license
26 to hunt on that farm unit. The free turkey hunting licenses
27 issued pursuant to this paragraph shall be valid and may be
28 used during any bow or firearm turkey hunting season.

29 c. Upon written application on forms furnished by the
30 department, the department shall issue annually without fee two
31 deer hunting licenses, one antlered or any sex deer hunting
32 license and one antlerless deer only deer hunting license, to
33 the owner of a farm unit or a member of the owner's family,
34 but only a total of two licenses for both, and to the tenant
35 of a farm unit or a member of the tenant's family, but only

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1 a total of two licenses for both. The deer hunting licenses
2 issued shall be valid only for use on the farm unit for which
3 the applicant applies pursuant to this paragraph. The owner or
4 the tenant need not reside on the farm unit to qualify for the
5 free deer hunting licenses to hunt on that farm unit. The free
6 deer hunting licenses issued pursuant to this paragraph shall
7 be valid and may be used during any ~~shotgun~~ bow or firearm
8 deer hunting season. The licenses may be used to harvest deer
9 in two different seasons. In addition, a person who receives
10 a free deer hunting license pursuant to this paragraph shall
11 pay a one dollar fee for each license that shall be used
12 and is appropriated for the purpose of deer herd population
13 management, including assisting with the cost of processing
14 deer donated to the help us stop hunger program administered
15 by the commission.

16 Sec. ____ Section 483A.24, subsection 2, paragraph d, Code
17 2017, is amended to read as follows:

18 d. In addition to the free deer hunting licenses received
19 pursuant to paragraph "c", an owner of a farm unit or a
20 member of the owner's family and the tenant or a member of the
21 tenant's family may purchase a deer hunting license for any
22 option offered to paying deer hunting licensees. An owner of a
23 farm unit or a member of the owner's family and the tenant or a
24 member of the tenant's family may also purchase two additional
25 antlerless deer hunting licenses which are valid only on the
26 farm unit for a fee ~~of ten dollars each~~ established by rules

27 adopted pursuant to section 483A.1.

28 Sec. ____ Section 483A.24, subsection 3, paragraph a, Code
29 2017, is amended to read as follows:

30 a. Fifty of the nonresident deer hunting licenses shall be
31 allocated as requested by a majority of a committee consisting
32 of the majority leader of the senate, speaker of the house
33 of representatives, and director of the economic development
34 authority, or their designees. The licenses provided pursuant
35 to this subsection shall be in addition to the number of

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1 nonresident licenses authorized pursuant to section 483A.8.
2 The purpose of the special nonresident licenses is to allow
3 state officials and local development groups to promote the
4 state and its natural resources to nonresident guests and
5 dignitaries. Photographs, videotapes, or any other form
6 of media resulting from the hunting visitation shall not
7 be used for political campaign purposes. The nonresident
8 licenses shall be issued without application upon purchase of a
9 nonresident annual hunting license that includes the wildlife
10 habitat fee and the purchase of a nonresident deer hunting
11 license. The licenses are valid in all zones open to deer
12 hunting. The hunter education certificate requirement pursuant
13 to section 483A.27 is waived for a nonresident issued a license
14 pursuant to this subsection.

15 Sec. ____ Section 483A.24, subsection 4, paragraph a, Code
16 2017, is amended to read as follows:

17 a. Fifty of the nonresident wild turkey hunting licenses
18 shall be allocated as requested by a majority of a committee
19 consisting of the majority leader of the senate, speaker of
20 the house of representatives, and director of the economic
21 development authority, or their designees. The licenses
22 provided pursuant to this subsection shall be in addition
23 to the number of nonresident licenses authorized pursuant
24 to section 483A.7. The purpose of the special nonresident
25 licenses is to allow state officials and local development
26 or any other form of media resulting from the hunting
27 visitation shall not be used for political campaign purposes.
28 The nonresident licenses shall be issued without application
29 upon purchase of a nonresident annual hunting license that
30 includes the wildlife habitat fee and the purchase of a
31 nonresident wild turkey hunting license. The licenses are
32 valid in all zones open to wild turkey hunting. The hunter
33 education certificate requirement pursuant to section 483A.27
34
35

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1 is waived for a nonresident issued a license pursuant to this
2 subsection.

3 Sec. ____ Section 483A.24, subsection 16, Code 2017, is
4 amended to read as follows:

5 16. Upon payment of the fee ~~of five dollars~~ established by
 6 rules adopted pursuant to section 483A.1 for a lifetime fishing
 7 license or lifetime hunting and fishing combined license, the
 8 department shall issue a lifetime fishing license or lifetime
 9 hunting and fishing combined license to a resident of Iowa
 10 who has served in the armed forces of the United States on
 11 federal active duty and who was disabled or was a prisoner of
 12 war during that veteran's military service. The department
 13 shall prepare an application to be used by a person requesting
 14 a lifetime fishing license or lifetime hunting and fishing
 15 combined license under this subsection. The department of
 16 veterans affairs shall assist the department in verifying the
 17 status or claims of applicants under this subsection. As used
 18 in this subsection, "*disabled*" means entitled to a service
 19 connected rating under 38 U.S.C. ch. 11.

20 Sec. ____ Section 483A.28, subsection 4, Code 2017, is
 21 amended to read as follows:

22 4. Any person who is issued a valid fishing license pursuant
 23 to this chapter may fish with a third line as provided in
 24 section 481A.72 only upon the annual purchase of a third line
 25 fishing permit as provided in rules adopted pursuant to section
 26 483A.1.

27 Sec. ____ Section 717F.7, subsection 3, Code 2017, is
 28 amended to read as follows:

29 3. A person who keeps falcons, if the person has been issued
 30 a falconry license by the department of natural resources
 31 pursuant to rules adopted pursuant to section 483A.1.

32 Sec. ____ Section 805.8B, subsection 3, paragraph o,
 33 unnumbered paragraph 1, Code 2017, is amended to read as
 34 follows:

35 For violations of rules adopted pursuant to section 483A.1

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1 relating to licenses and permits, the scheduled fines are as
 2 follows:

3 Sec. ____ RULEMAKING. The natural resource commission
 4 shall submit a notice of intended action to the administrative
 5 rules coordinator and the administrative code editor pursuant
 6 to section 17A.4, subsection 1, not later than July 14, 2017,
 7 for the adoption of rules establishing fees pursuant to section
 8 483A.1, subsection 1, as enacted by this division of this Act.
 9 Such rules shall be effective December 15, 2017.

10 Sec. ____ EFFECTIVE DATES — TRANSITION.

11 1. With the exception of the section relating to rulemaking
 12 and the submission of a notice of intended action, this
 13 division of this Act takes effect December 15, 2017. A license
 14 issued or in effect prior to December 15, 2017, is subject to
 15 the provisions of Code 2017. This division of this Act does
 16 not affect the validity of a license issued prior to December
 17 15, 2017.

18 2. The section of this division of this Act relating to

19 rulemaking and the submission of a notice of intended action,
 20 being deemed of immediate importance, takes effect upon
 21 enactment.>
 22 2. By renumbering as necessary.

DAVID JOHNSON

S-3377

1 Amend Senate File 516 as follows:
 2 1. Page 8, before line 28 by inserting:
 3 <Sec. ___. Section 279.19A, subsection 1, Code 2017, as
 4 amended by 2017 Iowa Acts, House File 291, section 36, is
 5 amended to read as follows:
 6 1. School districts employing individuals ~~to coach~~
 7 ~~interscholastic athletic sports in relation to extracurricular~~
 8 ~~activities~~ shall issue a separate extracurricular contract
 9 for each of these ~~sports activities~~. An extracurricular
 10 contract offered under this section shall be separate from the
 11 contract issued under section 279.13. Wages for employees
 12 who coach these sports shall be paid pursuant to established
 13 or negotiated supplemental pay schedules. An extracurricular
 14 contract shall be in writing, and shall state the number of
 15 contract days for that ~~sport extracurricular activity~~, the
 16 annual compensation to be paid, and any other matters as may
 17 be mutually agreed upon. The contract shall be for a single
 18 school year.
 19 Sec. ___. Section 279.19A, subsection 2, paragraph a, Code
 20 2017, as amended by 2017 Iowa Acts, House File 291, section 36,
 21 is amended to read as follows:
 22 a. If the school district offers an extracurricular contract
 23 for a ~~sport an activity~~ for the subsequent school year to an
 24 employee who is currently performing under an extracurricular
 25 contract for that ~~sport activity~~, and the employee does not
 26 wish to accept the extracurricular contract for the subsequent
 27 year, the employee may resign from the extracurricular contract
 28 within twenty-one days after it has been received.
 29 Sec. ___. Section 279.19A, subsection 4, paragraph c, Code
 30 2017, is amended to read as follows:
 31 c. The position has not been filled by June 1 of the year
 32 in which the vacancy occurred for the ~~interscholastic athletic~~
 33 ~~sport extracurricular activity~~.>
 34 2. By renumbering as necessary.

TOD R. BOWMAN

S-3378

1 Amend Senate File 516 as follows:
 2 1. Page 20, after line 23 by inserting:
 3 <DIVISION ___
 4 MASTER MATRIX

- 5 Sec. ____ MASTER MATRIX EVALUATION ADVISORY COMMITTEE.
6 1. A master matrix advisory committee is established to
7 evaluate the use and value of the master matrix adopted by the
8 department of natural resources pursuant to section 459.305 and
9 the extent to which the process of evaluating and approving
10 or disapproving the construction of a confinement feeding
11 operation structure by the department of natural resources may
12 be improved.
- 13 2. The advisory committee shall be composed of fifteen
14 voting members, including all of the following:
- 15 a. The director of the department of natural resources or a
16 designee of the director.
- 17 b. The secretary of agriculture or a designee of the
18 secretary.
- 19 c. The director of the Iowa department of public health, or
20 the director's designee.
- 21 d. A representative of the Iowa environmental council.
- 22 e. A representative of the Iowa natural heritage
23 foundation.
- 24 f. A representative of the Iowa state association of
25 counties.
- 26 g. A representative of the Iowa league of cities.
- 27 h. A representative of the Iowa public health association.
- 28 i. A representative of the Iowa association of municipal
29 utilities.
- 30 j. A representative of the Iowa pork producers association.
- 31 k. A representative of the Iowa cattlemen's association.
- 32 l. A representative of the Iowa poultry association.
- 33 m. A representative of the Iowa corn growers association.
- 34 n. A representative of the Iowa soybean association.
- 35 o. A representative of the Iowa farm bureau federation.

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- 1 3. The advisory committee shall also include four members
2 of the general assembly appointed to serve in an ex officio,
3 nonvoting capacity. The legislative members shall be selected,
4 one member each, by the majority leader of the senate, the
5 minority leader of the senate, the speaker of the house of
6 representatives, and the minority leader of the house of
7 representatives.
- 8 4. The department of natural resources shall provide
9 administrative support to the committee. The attorney general
10 shall appoint an assistant attorney general to provide the
11 advisory committee with legal counsel and assistance. The
12 president of Iowa state university of science and technology
13 shall appoint a person to provide the advisory committee with
14 technical advice and assistance.
- 15 5. The director of the department of natural resources
16 or the director's designee shall serve as the advisory
17 committee's chairperson. The advisory committee may elect a
18 vice-chairperson. A majority of the voting members of the

19 advisory committee constitutes a quorum. Any substantive
20 action taken by the advisory committee must be adopted by the
21 affirmative vote of a majority of its voting membership. A
22 lesser number of voting members may adjourn a meeting.

23 6. Voting members of the advisory committee, other than
24 state employees, are entitled to be reimbursed for actual
25 expenses necessarily incurred in the discharge of their
26 duties as members of the advisory committee. The expenses
27 shall be paid to the advisory committee members from moneys
28 appropriated to the department of natural resources. Voting
29 members of the advisory committee, other than state employees,
30 are eligible to receive compensation as provided in section
31 7E.6. A legislative member is eligible to receive a per diem
32 and expenses as provided in section 2.10.

33 7. The advisory committee shall consider all of the
34 following in evaluating the use of the master matrix:

35 a. The extent to which the master matrix is designed for

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1 use by county boards of supervisors in making decisions for the
2 public interest.

3 b. The use and value of different subcategories of criteria
4 in the master matrix used to score an application, including
5 the impact of a proposed construction on water quality, air
6 quality, and community, as well as public health, secondary
7 road systems, and public utilities. The advisory committee
8 shall evaluate the necessity of retaining existing criteria or
9 adding new criteria.

10 c. The manner in which criteria is scored, including the use
11 of a positive and negative point system, and the calculation of
12 a minimum threshold score to receive a satisfactory rating.

13 8. The advisory committee shall determine the extent
14 to which the process of approving applications for the
15 construction of confinement feeding operation structures,
16 including the siting of such structures and the use of manure
17 management practices, may be improved. The advisory committee
18 shall consider the functions of cities and counties in this
19 process and the limitations imposed on county boards of
20 supervisors to make decisions regulating the construction and
21 management of confinement feeding operations under section
22 331.304A.

23 9. The advisory committee may conduct hearings throughout
24 the state to receive public comments. The committee shall
25 conduct surveys of county boards of supervisors throughout the
26 state. All hearings and meetings of the advisory committee
27 shall be open to the public.

28 10. The advisory committee shall prepare and submit a
29 report to the governor and general assembly not later than
30 December 15, 2017. The report shall include the findings
31 and recommendations of the advisory committee, including
32 proposed legislation for consideration by the eighty-seventh

33 general assembly and a proposed notice of intended action for
 34 the adoption of rules for consideration by the environmental
 35 protection commission. The committee shall discontinue its

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1 functions on that date.

2 Sec. ____ REPEAL. This division of this Act is repealed on
 3 July 1, 2018.

4 Sec. ____ EFFECTIVE UPON ENACTMENT. This division of this
 5 Act, being deemed of immediate importance, takes effect upon
 6 enactment.>

7 2. By renumbering as necessary.

DAVID JOHNSON

S-3379

1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:

3 1. Page 151, after line 20 by inserting:

4 <DIVISION ____

5 LEGISLATIVE INTERIM — DEPARTMENTAL STAKEHOLDER WORKGROUP —
 6 FACILITY FOR ELDERLY INDIVIDUALS WITH AGGRESSIVE, COMBATIVE OR
 7 PSYCHIATRIC BEHAVIORS

8 Sec. ____ LEGISLATIVE INTERIM — DEPARTMENTAL STAKEHOLDER
 9 WORKGROUP — FACILITY FOR ELDERLY INDIVIDUALS WITH AGGRESSIVE,
 10 COMBATIVE, OR PSYCHIATRIC BEHAVIORS.

11 1. The legislative council is requested to establish an
 12 interim study committee for the 2017 interim to examine options
 13 for designating or establishing a facility to provide care for
 14 elderly individuals who are sexually aggressive, combative, or
 15 have unmet geropsychiatric needs. The interim study committee
 16 shall meet to receive and review the report of the stakeholder
 17 workgroup established pursuant to subsection 2, and the interim
 18 study committee shall submit its report, including findings and
 19 recommendations, to the governor and the general assembly by
 20 December 15, 2017.

21 2. a. The department of inspections and appeals, in
 22 cooperation with the department of human services, shall
 23 establish and facilitate a stakeholder workgroup to examine
 24 options for designating or establishing a facility to provide
 25 care for elderly individuals in this state who are sexually
 26 aggressive, combative, or have unmet geropsychiatric needs.

27 b. The membership of the stakeholder workgroup shall
 28 include but is not limited to representatives of all of the
 29 following:

30 (1) The departments of inspections and appeals, human
 31 services, corrections, and public health, the department on
 32 aging, the state public defender, the office of ombudsman, the
 33 office of long-term care ombudsman, and the judicial branch.

34 (2) Consumers of services provided by long-term care
 35 facilities and family members of consumers.

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1 (3) Leadingage Iowa, the Iowa health care association, and
 2 the Iowa association of community providers.
 3 (4) Direct care workers providing care in long-term care
 4 facilities.
 5 (5) Iowa legal aid.
 6 (6) AARP Iowa chapter.
 7 (7) The Iowa civil liberties union.
 8 (8) Other stakeholders with interest or expertise in the
 9 subject as deemed appropriate by the department of inspections
 10 and appeals and the department of human services.
 11 c. The stakeholder workgroup shall consider options for
 12 designating or establishing a facility as specified in this
 13 subsection and shall consider whether a long-term care facility
 14 should have the ability to refuse admission to or discharge
 15 from a facility, individuals who are sexually aggressive,
 16 combative, or have unmet geropsychiatric needs. The workgroup
 17 shall identify the characteristics of individuals who are
 18 sexually aggressive, combative, or have unmet geropsychiatric
 19 needs; review workforce needs, recruitment, training, and
 20 compensation necessary to maintain such a facility; review
 21 requirements to receive Medicaid reimbursement for such
 22 a facility; provide cost projections associated with any
 23 recommendations made; and review any other relevant issues.
 24 d. The stakeholder workgroup shall provide a report to
 25 the interim study committee created pursuant to subsection
 26 1 no later than October 31, 2017, detailing its findings
 27 and recommendations for further review by the interim study
 28 committee.>
 29 2. By renumbering as necessary.

RITA HART

S-3380

1 Amend Senate File 516 as follows:
 2 1. Page 8, after line 27 by inserting:
 3 <Sec. ___. Section 20.3, subsection 10A, as enacted by 2017
 4 Iowa Acts, House File 291, section 1, is amended by adding the
 5 following new paragraph:
 6 NEW PARAGRAPH. g. A peace officer employed by a board of
 7 regents institution as set forth in section 262.13.
 8 Sec. ___. Section 20.9, subsections 1 and 3, as enacted by
 9 2017 Iowa Acts, House File 291, section 6, are amended to read
 10 as follows:
 11 1. For negotiations regarding a bargaining unit with at
 12 least ~~thirty percent of members~~ one member who ~~are~~ is a public
 13 safety ~~employees~~ employee, the public employer and the employee

14 organization shall meet at reasonable times, including meetings
 15 reasonably in advance of the public employer's budget-making
 16 process, to negotiate in good faith with respect to wages,
 17 hours, vacations, insurance, holidays, leaves of absence,
 18 shift differentials, overtime compensation, supplemental pay,
 19 seniority, transfer procedures, job classifications, health
 20 and safety matters, evaluation procedures, procedures for
 21 staff reduction, in-service training, grievance procedures
 22 for resolving any questions arising under the agreement, and
 23 other matters mutually agreed upon. For negotiations regarding
 24 a bargaining unit that does not have at least ~~thirty percent~~
 25 ~~of members~~ one member who ~~are is a~~ public safety ~~employees~~
 26 employee, the public employer and the employee organization
 27 shall meet at reasonable times, including meetings reasonably
 28 in advance of the public employer's budget-making process, to
 29 negotiate in good faith with respect to base wages and other
 30 matters mutually agreed upon. Such obligation to negotiate in
 31 good faith does not compel either party to agree to a proposal
 32 or make a concession. Mandatory subjects of negotiation
 33 specified in this subsection shall be interpreted narrowly and
 34 restrictively.
 35 3. All retirement systems, dues checkoffs, and other

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1 payroll deductions for political action committees or other
 2 political contributions or political activities shall be
 3 excluded from the scope of negotiations. For negotiations
 4 regarding a bargaining unit that does not have at least ~~thirty~~
 5 ~~percent of members~~ one member who ~~are is a~~ public safety
 6 ~~employees~~ employee, insurance, leaves of absence for political
 7 activities, supplemental pay, transfer procedures, evaluation
 8 procedures, procedures for staff reduction, and subcontracting
 9 public services shall also be excluded from the scope of
 10 negotiations.
 11 Sec. ____ Section 20.22, subsection 7, unnumbered paragraph
 12 1, Code 2017, as amended by 2017 Iowa Acts, House File 291,
 13 section 12, is amended to read as follows:
 14 For an arbitration involving a bargaining unit that has at
 15 least ~~thirty percent of members~~ one member who ~~are is a~~ public
 16 safety ~~employees~~ employee, the arbitrator shall consider and
 17 specifically address in the arbitrator's determination, in
 18 addition to any other relevant factors, the following factors:
 19 Sec. ____ Section 20.22, subsection 7A, unnumbered
 20 paragraph 1, as enacted by 2017 Iowa Acts, House File 291,
 21 section 13, is amended to read as follows:
 22 For an arbitration involving a bargaining unit that does not
 23 have at least ~~thirty percent of members~~ one employee who ~~are is~~
 24 a public safety employee, the following shall apply:
 25 Sec. ____ Section 20.22, subsection 9, paragraph b,
 26 subparagraph (1), unnumbered paragraph 1, as enacted by 2017
 27 Iowa Acts, House File 291, section 12, is amended to read as

28 follows:

29 (1) However, for an arbitration involving a bargaining
 30 unit that does not have at least ~~thirty percent of members~~ one
 31 member who are is a public safety employees employee, with
 32 respect to any increase in base wages, the arbitrator's award
 33 shall not exceed the lesser of the following percentages in any
 34 one-year period in the duration of the bargaining agreement:>
 35 2. Page 9, after line 1 by inserting:

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1 Sec. __. Section 400.18, subsection 5, as enacted by 2017
 2 Iowa Acts, House File 291, section 57, is amended to read as
 3 follows:
 4 5. A collective bargaining agreement to which a bargaining
 5 unit that has at least ~~thirty percent of members~~ one member who
 6 ~~are is a public safety employee~~ as defined in section 20.3 is a
 7 party shall provide additional procedures not inconsistent with
 8 this section for the implementation of this section.
 9 Sec. __. Section 400.28, Code 2017, as amended by 2017
 10 Iowa Acts, House File 291, section 63, is amended to read as
 11 follows:
 12 **400.28 Employees — number diminished.**
 13 A city council may implement a diminution of employees in a
 14 classification or grade under civil service. Such a diminution
 15 shall be carried out in accordance with any procedures provided
 16 in a collective bargaining agreement to which a bargaining unit
 17 that has at least ~~thirty percent of members~~ one member who ~~are~~
 18 is a public safety employees employee as defined in section
 19 20.3 is a party, if applicable.>
 20 3. By renumbering as necessary.

KEVIN KINNEY

S-3381

1 Amend Senate File 516 as follows:
 2 1. Page 5, by striking line 32 and inserting <section
 3 8.56, subsection 3 and subsection 4, paragraph "a", there is
 4 transferred from>

CHARLES SCHNEIDER

S-3382

1 Amend the amendment, S-3369, to Senate File 516 as follows:
 2 1. Page 1, after line 1 by inserting:
 3 <__. Page 5, by striking line 32 and inserting <section
 4 8.56, subsection 3 and subsection 4, paragraph "a", there is

- 5 transferred from>>
 6 2. By renumbering as necessary.

CHARLES SCHNEIDER

S-3383

- 1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 151, after line 20 by inserting:
 4 <DIVISION ____
 5 INDIVIDUAL HEALTH INSURANCE COVERAGE OPTIONS — STUDY
 6 Sec. ____ INDIVIDUAL HEALTH INSURANCE COVERAGE OPTIONS —
 7 STUDY.
 8 1. The insurance division of the department of commerce,
 9 in consultation with the Iowa Medicaid enterprise and with
 10 any other stakeholders the division deems necessary, shall
 11 conduct a study to find options for individuals in the state to
 12 purchase individual health insurance coverage for the policy
 13 years beginning on or after January 1, 2018, including but not
 14 limited to the feasibility of allowing such individuals to pay
 15 an unsubsidized premium to obtain coverage through the Iowa
 16 health and wellness plan coverage program.
 17 2. The insurance division shall submit a report that
 18 contains the division's findings and recommendations for
 19 such options to the majority leader of the senate, the
 20 minority leader of the senate, the speaker of the house
 21 of representatives, the minority leader of the house of
 22 representatives, and the chairpersons and ranking members of
 23 the senate and house standing committees on human resources and
 24 on commerce, no later than October 1, 2017.>
 25 2. By renumbering as necessary.

JANET PETERSEN

S-3384

- 1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 151, after line 20 by inserting:
 4 <DIVISION ____
 5 MEDICAID MANAGED CARE — PROGRAM EVALUATION
 6 Sec. ____ MEDICAID MANAGED CARE — PROGRAM EVALUATION.
 7 1. In addition to being consistent with options under
 8 federal law and regulations, and contingent upon receipt of
 9 approval from the office of the governor of reimbursement
 10 for each abortion performed under the Medicaid program, the
 11 medical assistance appropriation for the fiscal year beginning
 12 July 1, 2017, in this 2017 Act, shall also be contingent upon
 13 completion of the Medicaid managed care program evaluation as
 14 specified in this section.
 15 2. a. The department of human services shall utilize the

16 medical assistance advisory council to receive input from the
17 membership of the council, the university of Iowa public policy
18 center, and representatives of other entities and consumers
19 with interest or expertise relevant to the Medicaid program, to
20 review Medicaid managed care and, at a minimum, accomplish all
21 of the following:

22 (1) Evaluate the effects on the Medicaid long-term services
23 and supports population in receiving Medicaid services through
24 capitated Medicaid managed care and determine the feasibility
25 of transitioning the long-term services and supports population
26 to a fee-for-service or other payment model that best meets
27 the needs of the population. The objectives of the evaluation
28 shall include a determination of the best service delivery
29 system and reimbursement methodology to ensure sufficient
30 access by members to providers and services, to provide
31 adequate reimbursement to providers of services and supports,
32 to improve the health of the population, to improve member
33 experience of care and ensure positive outcomes, and to reduce
34 costs through these improvements.

35 (2) In addition to the evaluation of the effects on the

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1 Medicaid long-term services and supports population, evaluate
2 the effects of capitated Medicaid managed care on the remaining
3 Medicaid populations and determine the best service delivery
4 system and reimbursement methodology to ensure sufficient
5 access of members to providers and services, provide adequate
6 reimbursement to providers of services and supports, to
7 encourage the delivery of high quality services, and to ensure
8 positive outcomes for each population.

9 (3) Review the impact of capitated Medicaid managed care
10 provider reimbursement methodologies and rates on provider
11 sustainability and member access, and make recommendations
12 regarding rate and payment methodologies to ensure provider
13 sustainability and adequate access to providers.

14 (4) Review and determine measures to institute consistency
15 and uniformity across processes and procedures utilized by
16 Medicaid managed care organizations to increase efficiencies
17 and reduce duplication and delay.

18 (5) Review data needs to determine additional Medicaid
19 managed care contractor data reporting requirements to ensure
20 member access to medically necessary services and achievement
21 of overall positive health outcomes.

22 b. The department shall submit a report, summarizing the
23 evaluation and including findings and recommendations, to the
24 governor and the general assembly by December 15, 2017.

25 3. The department of human services shall require the
26 completion of an initial external quality review of the
27 Medicaid managed care program by January 1, 2018, and, as
28 part of the ongoing quality assurance activities of the
29 Iowa Medicaid program, shall continue to contract with

30 the university of Iowa public policy center to perform an
 31 evaluation of Medicaid managed care by January 1, 2018.>
 32 2. By renumbering as necessary.

AMANDA RAGAN
 LIZ MATHIS

S-3385

1 Amend House File 653, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 151, after line 20 by inserting:
 4 <DIVISION ____
 5 DEPARTMENTAL STAKEHOLDER WORKGROUP — LEGISLATIVE INTERIM —
 6 FACILITY FOR ELDERLY INDIVIDUALS WHO ARE AGGRESSIVE, COMBATIVE,
 7 HAVE DEMENTIA OR OTHER OR GEROPSYCHIATRIC BEHAVIORS
 8 Sec. __. DEPARTMENTAL STAKEHOLDER WORKGROUP —LEGISLATIVE
 9 INTERIM — FACILITY FOR ELDERLY INDIVIDUALS WHO ARE AGGRESSIVE,
 10 COMBATIVE, OR HAVE DEMENTIA OR OTHER GEROPSYCHIATRIC BEHAVIORS.
 11 1. a. In addition to the collaborative analysis of
 12 dementia-specific care in the state as required in division
 13 XXII of this 2017 Act, the department on aging, department of
 14 public health, department of inspections and appeals, and the
 15 department of human services shall facilitate a stakeholder
 16 workgroup to examine options for designating or establishing
 17 a facility to provide care for elderly individuals who are
 18 sexually aggressive, combative, require dementia-specific care,
 19 or have other unmet geropsychiatric needs.
 20 b. The membership of the stakeholder workgroup shall
 21 include but is not limited to representatives of all of the
 22 following:
 23 (1) The departments of inspections and appeals, human
 24 services, corrections, and public health, the department on
 25 aging, the state public defender, the office of ombudsman, the
 26 office of long-term care ombudsman, and the judicial branch.
 27 (2) Consumers of services provided by long-term care
 28 facilities and family members of consumers.
 29 (3) Leadingage Iowa, the Iowa health care association, and
 30 the Iowa association of community providers.
 31 (4) Direct care workers providing care in long-term care
 32 facilities.
 33 (5) Iowa legal aid.
 34 (6) AARP Iowa chapter.
 35 (7) The Iowa civil liberties union.

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- 1 (8) Other stakeholders with interest or expertise in the
 2 subject as deemed appropriate by the departments involved.
 3 c. The stakeholder workgroup shall consider options for
 4 designating or establishing a facility as specified in this
 5 subsection and shall consider whether a long-term care facility
 6 should have the ability to refuse admission to or discharge
 7 from a facility, individuals who are sexually aggressive,
 8 combative, or have unmet geropsychiatric needs. The workgroup
 9 shall identify the characteristics of individuals who are
 10 sexually aggressive, combative, or have unmet geropsychiatric
 11 needs; review workforce needs, recruitment, training, and
 12 compensation necessary to maintain such a facility; review
 13 requirements to receive Medicaid reimbursement for such
 14 a facility; provide cost projections associated with any
 15 recommendations made; and review any other relevant issues.
 16 d. The stakeholder workgroup shall provide a report to
 17 the interim study committee created pursuant to subsection
 18 2 no later than October 31, 2017, detailing its findings
 19 and recommendations for further review by the interim study
 20 committee.
 21 2. The legislative council is requested to establish an
 22 interim study committee for the 2017 interim to examine options
 23 for designating or establishing a facility to provide care for
 24 elderly individuals who are sexually aggressive, combative, or
 25 have unmet geropsychiatric needs. The interim study committee
 26 shall meet to receive and review the report of the stakeholder
 27 workgroup established pursuant to subsection 1, and the interim
 28 study committee shall submit its report, including findings and
 29 recommendations, to the governor and the general assembly by
 30 December 15, 2017.>
 31 2. By renumbering as necessary.

RITA HART

S-3386

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 463

- 1 Amend the Senate amendment, H-1295, to House File 463, as
 2 amended, passed, and reprinted by the House, as follows:
 3 1. By striking page 1, line 6, through page 2, line 7, and
 4 inserting:
 5 <1. The department may designate by resolution certain of
 6 its employees upon each of whom there is hereby conferred the
 7 authority of a peace officer to ~~control and direct traffic and~~
 8 ~~weigh vehicles, and to make arrests for violations of enforce~~
 9 all laws of the state including but not limited to the rules
 10 and regulations of the department. Employees designated as

11 peace officers pursuant to this section shall have the same
 12 powers conferred by law on peace officers for the enforcement
 13 of all laws of this state and the apprehension of violators.
 14 2. Employees designated as peace officers pursuant to this
 15 section who are assigned to the supervision of the highways
 16 of this state shall spend the preponderance of their time
 17 conducting enforcement activities that assure the safe and
 18 lawful movement and operation of commercial motor vehicles and
 19 vehicles transporting loads, including but not limited to the
 20 enforcement of motor vehicle laws relating to the operating
 21 authority, registration, size, weight, and load of motor
 22 vehicles and trailers, and registration of a motor carrier's
 23 interstate transportation service with the department.
 24 3. Employees designated as peace officers pursuant to
 25 this section shall not exercise the general powers of a peace
 26 officer within the limits of any city, except as follows:
 27 a. When so ordered by the direction of the governor.
 28 b. When request is made by the mayor of any city, with the
 29 approval of the director.
 30 c. When request is made by the sheriff or county attorney of
 31 any county, with the approval of the director.
 32 d. While in the pursuit of law violators or in investigating
 33 law violations.
 34 e. While making any inspection provided by this chapter, or
 35 any additional inspection ordered by the director.

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1 f. When engaged in the investigation and enforcement of laws
 2 relating to narcotic, counterfeit, stimulant, and depressant
 3 drugs.
 4 4. The limitations specified in subsection 3 shall in no
 5 way be construed as a limitation on the power of employees
 6 designated as peace officers pursuant to this section when a
 7 public offense is being committed in their presence.
 8 5. The department shall submit a report to the general
 9 assembly on or before December 1 of each year that details the
 10 nature and scope of enforcement activities conducted in the
 11 previous fiscal year by employees designated as peace officers
 12 pursuant to this section who are assigned to the supervision
 13 of the highways of this state. The report shall include a
 14 comparison of commercial and noncommercial motor vehicle
 15 enforcement activities conducted by such employees.
 16 6. The maximum age for a person employed as a peace officer
 17 pursuant to this section is sixty-five years of age.>>
 18 2. By renumbering as necessary.

S-3387

HOUSE AMENDMENT TO
SENATE FILE 512

1 Amend Senate File 512, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1. NEW SECTION. 8.57B Water quality
6 **infrastructure fund — creation — appropriations.**

7 1. A water quality infrastructure fund is created within
8 the division of soil conservation and water quality of the
9 department of agriculture and land stewardship. The fund shall
10 consist of all of the following:

11 a. (1) Moneys transferred to the fund pursuant to section
12 423G.6.

13 (2) This paragraph “a” is repealed upon the date on which
14 chapter 423G is repealed pursuant to section 423G.7.

15 b. Appropriations made to the fund and transfers of
16 interest, earnings, and moneys from other funds as provided by
17 law.

18 2. The fund shall be separate from the general fund of the
19 state and the balance in the fund shall not be considered part
20 of the balance of the general fund of the state. However, the
21 fund shall be considered a special account for the purposes
22 of section 8.53, relating to generally accepted accounting
23 principles.

24 3. Moneys in the fund are appropriated to the division
25 of soil conservation and water quality of the department of
26 agriculture and land stewardship for the exclusive purpose of
27 supporting water quality agriculture infrastructure programs
28 created in section 466B.43.

29 4. Notwithstanding section 8.33, moneys in the fund
30 that remain unencumbered or unobligated at the close of a
31 fiscal year shall not revert but shall remain available for
32 expenditure for the purposes designated. Notwithstanding
33 section 12C.7, subsection 2, interest or earnings on moneys in
34 the fund shall be credited to the fund.

35 Sec. 2. NEW SECTION. 16.140 Water quality protection and

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1 **wastewater treatment grant program — fund.**

2 1. As used in this section, unless the context otherwise
3 requires:

4 a. “*Clean Water Act*” means the same as defined in section
5 16.131A.

6 b. “*Eligible entity*” means either of the following:

7 (1) An entity engaged in an industry identified in the Iowa
8 nutrient reduction strategy, as determined by the authority,
9 which industry is or will be required pursuant to the Iowa

10 nutrient reduction strategy to collect data on the source,
11 concentration, and mass of total nitrogen or total phosphorus
12 in its effluent, and to evaluate alternatives for reducing the
13 amount of nutrients in its discharge.

14 (2) An entity implementing technology or operational
15 improvements to reduce nutrients in its discharge.

16 c. *"Iowa nutrient reduction strategy"* means a water
17 quality initiative developed and updated by the department of
18 agriculture and land stewardship, the department of natural
19 resources, and the college of agriculture and life sciences at
20 Iowa state university of science and technology in order to
21 assess and reduce nutrients in this state's watersheds that
22 utilizes a pragmatic, strategic, and coordinated approach with
23 the goal of accomplishing reductions over time.

24 d. *"Municipality"* means a city or a rural water district or
25 association empowered by law to provide sewage collection and
26 treatment services or drinking water, or a public utility as
27 defined in section 476.1.

28 e. *"Program"* means the water quality protection and
29 wastewater treatment grant program created in this section.

30 f. *"Safe Drinking Water Act"* means the same as defined in
31 section 16.131A.

32 g. *"Source water protection project"* means a project or
33 activity designed to prevent pollutants from entering public
34 drinking water sources.

35 h. *"Wastewater infrastructure improvement"* includes

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1 the acquisition, construction, reconstruction, extension,
2 equipping, improvement, or rehabilitation of any works or
3 facilities useful for the collection, treatment, and disposal
4 of sewage or industrial waste in a sanitary manner, including
5 treatment works as defined in section 212 of the Clean Water
6 Act, and including the implementation and development of
7 sponsor projects under section 455B.199.

8 i. *"Water infrastructure improvement"* includes the
9 acquisition, construction, reconstruction, extending,
10 remodeling, improving, repairing, or equipping of waterworks,
11 water mains, extensions, or treatment facilities useful
12 for providing potable water to residents served by a water
13 system, including the acquisition of real property needed
14 for such purposes, and such other purposes and programs as
15 may be authorized under the Safe Drinking Water Act. *"Water*
16 *infrastructure improvement"* does not include the acquisition of
17 real property through the use of eminent domain.

18 2. The Iowa finance authority shall establish and
19 administer a water quality protection and wastewater treatment
20 grant program for the purpose of providing financial assistance
21 in the form of grants to enhance water quality, upgrade water
22 and wastewater infrastructure, and to implement the Iowa
23 nutrient reduction strategy. The program shall be administered

24 in accordance with rules adopted by the authority pursuant to
25 chapter 17A.

26 3. a. A water quality protection and wastewater treatment
27 grant fund is created in the state treasury and shall consist
28 of appropriations made to the fund, transfers of interest,
29 earnings, moneys from other funds as provided by law, and
30 moneys accepted by the authority for deposit in the fund
31 from other public or private sources. Moneys credited
32 or transferred to the fund pursuant to section 16.198 are
33 appropriated to the authority for purposes of the program.
34 Moneys in the fund shall be used exclusively for purposes of
35 the program.

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1 b. Notwithstanding section 8.33, moneys in the fund
2 that remain unencumbered or unobligated at the close of a
3 fiscal year shall not revert but shall remain available for
4 expenditure for the purposes designated. Notwithstanding
5 section 12C.7, subsection 2, interest or earnings on moneys in
6 the fund shall be credited to the fund.

7 4. Grants may be awarded under the program for any of the
8 following:

9 a. To a municipality or an eligible entity participating in
10 a nutrient reduction exchange, for the purpose of purchasing
11 nutrient reduction credits or for implementing water quality
12 practices as described in the Iowa nutrient reduction strategy.
13 For purposes of this paragraph, “*nutrient reduction credit*” and
14 “*nutrient reduction exchange*” both mean the same as defined in
15 section 16.206, section 1, paragraph “d”.

16 b. To a municipality or an eligible entity for up to fifty
17 percent of the costs associated with conducting economic and
18 technical feasibility studies or developing implementation
19 plans and reports required by the Iowa nutrient reduction
20 strategy.

21 c. To a municipality for a source water protection project.

22 d. To a municipality or an eligible entity for water
24 improvements.

25 5. Priority for grants shall be given to projects or
26 activities that will provide improvement to water quality in
27 the relevant watershed.

28 6. Priority for grants shall be given to projects or
29 activities that also have private financing, or financing
30 pursuant to section 16.131 under the water pollution control
31 works and drinking water facilities financing program created
32 pursuant to section 455B.294, or other federal or state
33 financing.

34 7. Priority for grants shall be given to projects or
35 activities that are part of a project receiving financing under

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1 the water quality project financial assistance program under
2 sections 16.201 through 16.206.

3 8. Grants awarded under the program shall not exceed five
4 hundred thousand dollars per recipient.

5 9. By October 1 of each year, the authority shall submit
6 a report to the governor and the general assembly itemizing
7 expenditures under the program during the previous fiscal year,
8 if any.

9 10. *a.* Beginning September 1, 2027, and every ten years
10 thereafter, a program review committee is established for
11 purposes of reviewing the program. By December 1 of the
12 same year, the review committee shall file a report with
13 the governor and the general assembly that reviews the
14 effectiveness of the program during the previous ten fiscal
15 years.

16 *b.* The program review committee shall consist of the
17 following members:

18 (1) The governor or the governor's designee.

19 (2) The secretary of agriculture or the secretary's
20 designee.

21 (3) The executive director of the authority or the executive
22 director's designee.

23 (4) The director of the department of natural resources or
24 the director's designee.

25 (5) Four members of the general assembly, with two from the
26 senate and two from the house of representatives and not more
27 than one member from each chamber being from the same political
28 party. The two senators shall be designated one member each
29 by the president of the senate, after consultation with the
30 majority leader of the senate, and by the minority leader of
31 the senate. The two representatives shall be designated one
32 member each by the speaker of the house of representatives,
33 after consultation with the majority leader of the house of
34 representatives, and by the minority leader of the house of
35 representatives.

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1 *c.* Staffing services shall be provided by the authority.

2 Sec. 3. NEW SECTION. **16.198 Water quality financial**
3 **assistance fund.**

4 1. A water quality financial assistance fund is created in
5 the state treasury.

6 2. The fund shall consist of all of the following:

7 *a.* (1) Moneys transferred to the fund pursuant to section
8 423G.6.

9 (2) This paragraph "*a*" is repealed upon the date on which
10 chapter 423G is repealed pursuant to section 423G.7.

11 *b.* Appropriations made to the fund and transfers of
12 interest, earnings, and moneys from other funds as provided by

13 law.

14 3. For each fiscal year in the period beginning July 1,
15 2018, and ending when chapter 423G is repealed pursuant to
16 section 423G.7, there is appropriated the following amounts of
17 the balance of the fund for the following purposes:

18 a. One-sixth of the balance of the fund to the Iowa finance
19 authority to be credited to the water quality protection and
20 wastewater treatment grant fund created pursuant to section
21 16.140, subsection 3.

22 b. Five-sixths of the balance of the fund to the Iowa
23 finance authority to be credited to the water quality project
24 financial assistance fund created pursuant to section 16.204.

25 4. Moneys in the fund are not subject to section 8.33.
26 Notwithstanding section 12C.7, subsection 2, interest or
27 earnings on moneys in the fund shall be credited to the fund.

28 Sec. 4. NEW SECTION. 16.201 Definitions.

29 As used in this part, unless the context otherwise requires:

30 1. “Committee” means the water quality project financing
31 committee created in section 16.205, subsection 4.

32 2. “Eligible entity” means a financing entity meeting the
33 requirements of section 16.206, as determined by the committee.

34 3. “Financing entity” means two or more persons that have
35 entered into an agreement for purposes of joint financing of a

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1 project under the program. A financing entity may include but
2 is not limited to a governmental body such as a state agency or
3 a political subdivision of the state, a city or a city utility,
4 a public utility as defined in section 476.1 that furnishes
5 drinking water, sanitary sewage, or storm water services to the
6 public for compensation, a county, a rural water district or
7 association, a soil and water conservation district, a sanitary
8 district, a subdistrict of any of the foregoing districts, a
9 governmental body or corporation empowered to provide sewage
10 collection and treatment services or drinking water, an entity
11 jointly exercising governmental powers pursuant to chapter 28E
12 or 28F, or any other combination of two or more public agencies
13 or private agencies as defined in section 28E.2, acting jointly
14 under Iowa law in connection with a project.

15 4. “Iowa nutrient reduction strategy” means a water
16 quality initiative developed and updated by the department of
17 agriculture and land stewardship, the department of natural
18 resources, and the college of agriculture and life sciences at
19 Iowa state university of science and technology in order to
20 assess and reduce nutrients in this state’s watersheds that
21 utilizes a pragmatic, strategic, and coordinated approach with
22 the goal of accomplishing reductions over time.

23 5. “Loan recipient” means an eligible entity that has
24 received a loan under the program.

25 6. “Program” means the water quality project financial
26 assistance program created in this part.

- 27 7. “Project” means any combination of works, facilities,
 28 improvements, structures, developments, tasks, activities,
 29 constructions, modifications, operations, or practices designed
 30 to improve water quality or water resource management that are
 31 proposed by an eligible entity and approved by the committee.
 32 “Project” includes but is not limited to the following:
 33 a. A project meeting the requirements of part 2 of this
 34 subchapter.
 35 b. A project, operation, or practice undertaken or carried

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- 1 out pursuant to chapter 161A, 161C, 161E, or 161F.
 2 c. A project meeting the requirements of a sponsor project
 3 under section 455B.199.
 4 d. Other water resource restoration projects as defined in
 5 section 384.80, including ones financed pursuant to section
 6 28F.1.
 7 e. An agricultural nonpoint source project eligible for a
 8 water quality agriculture infrastructure program under section
 9 466B.43.
 10 8. “Revolving fund” means the fund created in section
 11 16.204.
 12 Sec. 5. **NEW SECTION. 16.202 Water quality project financial**
 13 **assistance program — funding — bonds and notes.**
 14 1. The authority shall cooperate with the department of
 15 natural resources and the department of agriculture and land
 16 stewardship in the creation, administration, and financing of
 17 the program established in this part.
 18 2. The authority may issue its bonds and notes until June
 19 30, 2042, for the purposes of this part, including for the
 20 purposes of funding the program established under section
 21 16.205 and of funding any fund or account created under section
 22 16.204.
 23 3. The authority may enter into one or more loan agreements
 24 or purchase agreements with one or more bondholders or
 25 noteholders containing the terms and conditions of the
 26 repayment of and the security for the bonds or notes. The
 27 authority and the bondholders or noteholders or a trustee
 28 agent designated by the authority may enter into agreements to
 29 provide for any of the following:
 30 a. That the proceeds of the bonds and notes and the
 31 investments of the proceeds may be received, held, and
 32 disbursed by the authority or by a trustee or agent designated
 33 by the authority.
 34 b. That the bondholders or noteholders or a trustee or
 35 agent designated by the authority may collect, invest, and

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- 1 apply the amount payable under the loan agreements or any
 2 other instruments securing the debt obligations under the loan

3 agreements.

4 c. That the bondholders or noteholders may enforce the
5 remedies provided in the loan agreements or other instruments
6 on their own behalf without the appointment or designation of a
7 trustee. If there is a default in the principal of or interest
8 on the bonds or notes or in the performance of any agreement
9 contained in the loan agreements or other instruments, the
10 payment or performance may be enforced in accordance with the
11 loan agreement or other instrument.

12 d. Other terms and conditions as deemed necessary or
13 appropriate by the authority.

14 4. The powers granted the authority under this section
15 are in addition to other powers contained in this chapter.
16 All other provisions of this chapter, except section 16.28,
17 subsection 4, apply to bonds or notes issued and powers granted
18 to the authority under this section except to the extent they
19 are inconsistent with this section.

20 5. All bonds or notes issued by the authority in connection
21 with the program are exempt from taxation by this state and the
22 interest on the bonds or notes is exempt from state income tax.

23 Sec. 6. NEW SECTION. 16.203 Security — reserve funds —
24 **pledges — nonliability — irrevocable contracts.**

25 1. The authority may provide in the resolution, trust
26 agreement, or other instrument authorizing the issuance of its
27 bonds or notes pursuant to section 16.202 that the principal
28 of, premium, and interest on the bonds or notes are payable
29 from any of the following and may pledge the same to its bonds
30 and notes:

31 a. The income and receipts or other moneys derived from the
32 projects financed with the proceeds of the bonds or notes.

33 b. The income and receipts or other moneys derived from
34 designated projects whether or not the projects are financed in
35 whole or in part with the proceeds of the bonds or notes.

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1 c. The amounts on deposit in the revolving fund

2 d. The amounts payable to the authority by eligible entities
3 pursuant to loan agreements with eligible entities.

4 e. Any other funds or accounts established by the authority
5 in connection with the program or the sale and issuance of its
6 bonds or notes.

7 2. The authority may establish reserve funds to secure
8 one or more issues of its bonds or notes. The authority may
9 deposit in a reserve fund established under this subsection the
10 proceeds of the sale of its bonds or notes and other moneys
11 that are made available from any other source.

12 3. It is the intention of the general assembly that a pledge
13 made in respect of bonds or notes issued under this part shall
14 be valid and binding from the time the pledge is made, that the
15 moneys or property so pledged and received after the pledge
16 by the authority shall immediately be subject to the lien of

17 the pledge without physical delivery or further act, and that
 18 the lien of the pledge shall be valid and binding as against
 19 all parties having claims of any kind in tort, contract, or
 20 otherwise against the authority whether or not the parties have
 21 notice of the lien. Neither the resolution, trust agreement,
 22 nor any other instrument by which a pledge is created needs to
 23 be recorded or filed under the Iowa uniform commercial code,
 24 chapter 554, to be valid, binding, or effective against the
 25 parties.

26 4. Neither the members of the authority nor persons
 27 executing the bonds or notes are liable personally on the bonds
 28 or notes or are subject to personal liability or accountability
 29 by reason of the issuance of the bonds or notes.

30 5. The bonds or notes issued by the authority are not
 31 an indebtedness or other liability of the state or of a
 32 political subdivision of the state within the meaning of
 33 any constitutional or statutory debt limitations but are
 34 special obligations of the authority, and are payable solely
 35 from the income and receipts or other funds or property of

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1 the authority, and the amounts on deposit in the revolving
 2 fund, and the amounts payable to the authority under its loan
 3 agreements with eligible entities to the extent that the
 4 amounts are designated in the resolution, trust agreement, or
 5 other instrument of the authority authorizing the issuance of
 6 the bonds or notes as being available as security for such
 7 bonds or notes. The authority shall not pledge the faith or
 8 credit of the state or of a political subdivision of the state
 9 to the payment of any bonds or notes. The issuance of any bonds
 10 or notes by the authority does not directly, indirectly, or
 11 contingently obligate the state or a political subdivision of
 12 the state to apply moneys from, or levy or pledge any form of
 13 taxation whatever to, the payment of the bonds or notes.

14 6. It is the intent of the general assembly, and the state
 15 hereby pledges to the holders of bonds or notes issued under
 16 this part, that the state will not limit or alter the rights
 17 and powers vested in the authority to fulfill the terms of a
 18 contract made by the authority with respect to the bonds or
 19 notes, or in any way impair the rights and remedies of the
 20 holders until the bonds or notes, together with the interest on
 21 the bonds or notes, including interest on unpaid installments
 22 of interest, and all costs and expenses in connection with an
 23 action or proceeding by or on behalf of the holders, are fully
 24 met and discharged. The authority is authorized to include
 25 this pledge and agreement of the state, as it refers to holders
 26 of bonds or notes of the authority, in a contract with the
 27 holders.

28 Sec. 7. **NEW SECTION. 16.204 Water quality project financial**
 29 **assistance fund — other funds and accounts.**

30 1. a. A water quality project financial assistance

31 fund is created in the state treasury and shall consist of
32 appropriations made to the fund, moneys credited or transferred
33 to the fund pursuant to section 16.198, and transfers of
34 interest, earnings, and moneys from other funds as provided
35 by law. The fund shall be administered by the authority as a

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1 revolving fund.
2 *b.* Moneys in the fund are not subject to section 8.33.
3 Notwithstanding section 12C.7, subsection 2, interest or
4 earnings on moneys in the fund shall be credited to the fund.
5 *c.* The authority shall use the moneys in the fund to provide
6 financial assistance to eligible entities under the program
7 pursuant to section 16.205.
8 *d.* The authority may use an amount of not more than one
9 percent of the moneys in the fund for administrative purposes.
10 2. The authority may establish and maintain other funds
11 and accounts determined to be necessary to carry out the
12 purposes of the program and shall provide for the funding,
13 administration, investment, restrictions, and disposition of
14 the funds and accounts.
15 3. Moneys appropriated to and used by the authority for
16 purposes of paying the costs and expenses associated with
17 the administration of the program shall be administered as
18 determined by the authority.
19 4. The funds or accounts held by the authority, or a trustee
20 acting on behalf of the authority pursuant to a trust agreement
21 related to the program, shall not be considered part of the
22 general fund of the state, are not subject to appropriation for
23 any other purpose by the general assembly, and in determining
24 a general fund balance shall not be included in the general
25 fund of the state, but shall remain in the funds and accounts
26 maintained by the authority or trustee pursuant to a trust
27 agreement. Funds and accounts held by the authority, or a
28 trustee acting on behalf of the authority pursuant to a trust
29 agreement related to the program, are separate dedicated funds
30 and accounts under the administration and control of the
31 authority and subject to section 16.31.
32 **Sec. 8. NEW SECTION. 16.205 Water quality project financial**
33 **assistance program — committee created — rules — use of funds.**
34 1. The authority, in cooperation with the department of
35 natural resources and the department of agriculture and land

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1 stewardship, shall establish and administer a water quality
2 project financial assistance program. The purpose of the
3 program shall be to provide financial assistance to enhance
4 the quality of surface water and groundwater, particularly
5 by providing financial assistance for projects designed to
6 improve water quality through collaboration between point

7 and nonpoint sources. The authority may provide financial
8 assistance in the form deemed most convenient for the efficient
9 financing of projects, including loans, forgivable loans, and
10 grants. However, the authority shall administer the fund and
11 the program in such a manner as to provide a permanent source
12 of water quality project financial assistance to eligible
13 entities.

14 2. The program shall be administered by the authority
15 in accordance with rules adopted by the authority pursuant
16 to chapter 17A. In adopting such rules, the authority shall
17 consult with the department of natural resources and the
18 department of agriculture and land stewardship.

19 3. The authority shall process and review financial
20 assistance applications and make recommendations to the
21 committee.

22 4. a. A water quality project financing committee is
23 created to consider applications for financial assistance from
24 eligible entities and approve awards of financial assistance
25 under the program. The committee shall consist of three
26 members, one appointed by the executive director of the
27 authority, one appointed by the director of the department
28 of natural resources, and one appointed by the secretary of
29 agriculture.

30 b. The committee shall review project plans submitted
31 pursuant to section 16.206, negotiate project details with
32 eligible entities, and make financial assistance awards. The
33 provision of financial assistance under the program shall take
34 into account the number of persons comprising an eligible
35 entity and the eligible entity's financing capacity as well as

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1 the extent to which the proposed projects will improve water
2 quality.

3 c. The committee shall score applications for financial
4 assistance according to rules adopted pursuant to this part.
5 The committee shall only provide financial assistance to
6 eligible entities that have sufficient financing capacity and
7 that propose a plan likely to make progress toward achieving
8 the goals for agricultural and nonpoint sources described in
9 the Iowa nutrient reduction strategy.

10 5. The authority shall determine the interest rate
11 and repayment terms for loans made under the program, in
12 cooperation with the department of natural resources and
13 the department of agriculture and land stewardship, and the
14 authority shall enter into loan agreements with eligible
15 entities in compliance with and subject to the terms and
16 conditions of the program.

17 6. The authority shall adopt rules relating to the
18 proportional liability, if any, of members of an eligible
19 entity when such eligible entity enters into a loan agreement
20 under the program.

21 7. The authority may charge loan recipients fees and assess
22 costs against such recipients necessary for the continued
23 operation of the program. Such fees and costs shall not exceed
24 the costs directly associated with the administration of the
25 program. Fees and costs collected pursuant to this subsection
26 shall be deposited in the appropriate fund or account created
27 in section 16.204.

28 8. Financial assistance under the program shall be used by
29 eligible entities to fund projects designed to improve water
30 quality.

31 9. Notwithstanding any other provision in this part to the
32 contrary, beginning on July 1, 2018, the authority may use any
33 amount available to support the water quality project financial
34 assistance program to instead extend and support the three-year
35 data collection of in-field agricultural practices project as

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1 enacted in 2015 Iowa Acts, ch. 132, §18.

2 Sec. 9. **NEW SECTION. 16.206 Eligible entities — project**
3 **plans — agreements required.**

4 1. A financing entity may apply to the authority for
5 financial assistance under the program. To be eligible, a
6 financing entity shall meet the following requirements:

7 a. The financing entity shall include two or more entities
8 acting jointly to propose a project plan designed to improve
9 water quality in a local area or watershed.

10 b. The plan shall include one or more projects that
11 substantially improve water quality in the local area or
12 watershed. Preference shall be given to projects that will
13 have the greatest impact on achieving the goals of the Iowa
14 nutrient reduction strategy, and plans designed to achieve
15 those goals shall be presumed to substantially improve water
16 quality in the local area or watershed.

17 c. The plan shall describe in detail the manner in which
18 the projects will be financed and undertaken, including the
19 sources of financing for the projects as well as the public or
20 private entities that will be receiving the revenues and how
21 such revenues will be spent on the projects. In describing the
22 projects and financing, the plan should attempt to quantify
23 the amount of nutrient reduction to be achieved under the
24 plan and should provide a reasonable means for verification
25 of the amount of nutrient reduction after the projects have
26 been financed and completed. Preference shall be given to
27 a financing entity that has had its plan evaluated by the
28 Iowa nutrient research center established in section 466B.47.
29 Preference shall also be given to a financing entity that has
30 contracted with the Iowa nutrient research center to verify
31 the amount of nutrient reduction achieved by the project upon
32 project completion.

33 d. (1) The plan may include a nutrient reduction exchange
34 between two or more members of the financing entity. A plan

35 that includes a nutrient reduction exchange shall be presumed

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1 to substantially improve water quality in the local area or
2 watershed.

3 (2) For purposes of this paragraph:

4 (a) “*Nutrient reduction*” means a reduction in nitrogen or
5 phosphorus as measured against standards or goals established
6 or adopted by the committee.

7 (b) “*Nutrient reduction credit*” means an amount of nutrient
8 reduction expressed as a unit of measurement that is calculated
9 using research-based modeling or other methods established or
10 adopted by the committee.

11 (c) “*Nutrient reduction exchange*” means an agreement between
12 one or more point source or nonpoint source contributors
13 and one or more other parties whereby nutrient reduction
14 credits are purchased, sold, traded, or exchanged for legal
15 consideration through a trading system approved by the
16 department of natural resources and approved in an Act of the
17 general assembly.

18 2. Any eligible entity receiving financial assistance under
19 the program shall enter into an agreement with the authority.
20 The agreement shall include standard terms for the receipt of
21 program funds and any other terms the authority deems necessary
22 and convenient for the efficient administration of the program.

23 Sec. 10. Section 28F.1, subsection 1, Code 2017, is amended
24 to read as follows:

25 1. This chapter provides a means for the joint financing
26 by public agencies of works or facilities useful and necessary
27 for the collection, treatment, purification, and disposal
28 in a sanitary manner of liquid and solid waste, sewage, and
29 industrial waste, facilities used for the conversion of solid
30 waste to energy, facilities, improvements, or projects in a
31 watershed useful for flood control, erosion control, or water
32 quality restoration by a water utility, wastewater utility,
33 or storm water utility, whether located within or without the
34 corporate boundaries of a municipal corporation, and also
35 electric power facilities constructed within the state of

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1 Iowa, except that hydroelectric power facilities may also be
2 located in the waters and on the dams of or on land adjacent
3 to either side of the Mississippi or Missouri river bordering
4 the state of Iowa, water supply systems, swimming pools
5 or golf courses. This chapter applies to the acquisition,
6 construction, reconstruction, ownership, operation, repair,
7 extension, or improvement of such works or facilities, by a
8 separate administrative or legal entity created pursuant to
9 chapter 28E or chapter 389. When the legal entity created
10 under this chapter is comprised solely of cities, counties,

11 and sanitary districts established under chapter 358, or any
12 combination thereof or any combination of the foregoing with
13 other public agencies, the entity shall be both a corporation
14 and a political subdivision with the name under which it was
15 organized. The legal entity may sue and be sued, contract,
16 acquire and hold real and personal property necessary for
17 corporate purposes, adopt a corporate seal and alter the seal
18 at pleasure, and execute all the powers conferred in this
19 chapter. This section shall not be construed or interpreted to
20 create or expand the authority to acquire real property through
21 the use of eminent domain.

22 Sec. 11. Section 161A.7, subsection 1, paragraph d, Code
23 2017, is amended to read as follows:

24 d. To cooperate, or enter into agreements with, and within
25 the limits of appropriations duly made available to it by law,
26 to furnish financial or other aid to any agency, governmental
27 or otherwise, or any owner or occupier of lands within the
28 district, in the carrying on of erosion-control and watershed
29 protection and flood prevention operations, or in the carrying
30 out of projects pursuant to paragraph "q", within the district,
31 subject to such conditions as the commissioners may deem
32 necessary to advance the purposes of this chapter.

33 Sec. 12. Section 161A.7, subsection 1, Code 2017, is amended
34 by adding the following new paragraphs:

35 NEW PARAGRAPH. p. To apply for financial assistance under

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1 the water quality project financial assistance program under
2 sections 16.201 through 16.206.

3 NEW PARAGRAPH. q. To carry out soil erosion control,
4 watershed protection or improvement, flood prevention, and
5 water quality protection projects and operations within the
6 district, including but not limited to projects and operations
7 to support water protection practices, to protect this
8 state's groundwater and surface water from point and nonpoint
9 sources of pollution, including but not limited to pollution
10 by agricultural drainage wells, sinkholes, sedimentation,
11 or chemical pollutants, to reduce or remove nutrients and
12 pollution in or from surface water and groundwater, to reduce
13 or eliminate nutrient loads to surface water and groundwater
14 from both point and nonpoint sources, to maintain, protect,
15 and improve the quality of surface water and groundwater, and
16 to achieve or further any of the goals and targets described
17 in the Iowa nutrient reduction strategy as defined in section
18 16.201.

19 Sec. 13. Section 161C.1, Code 2017, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 4A. "*Financing entity*" means the same as
22 defined in section 16.201.

23 Sec. 14. Section 161C.2, subsection 1, paragraph a, Code
24 2017, is amended to read as follows:

25 a. Each soil and water conservation district, alone and
 26 whenever practical in conjunction with other districts, ~~shall~~
 27 financing entities, or political subdivisions of the state,
 28 or other local agencies, may carry out district-wide and
 29 multiple-district projects to support soil erosion control,
 30 water resource restoration projects, watershed protection,
 31 flood prevention, and water quality protection practices,
 32 projects, and operations in the district or districts,
 33 including but not limited to projects carried out in order to
 34 protect this state's groundwater and surface water from point
 35 and nonpoint sources of ~~contamination~~ pollution, including but

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1 not limited to ~~contamination~~ pollution by agricultural drainage
 2 wells, sinkholes, sedimentation, or chemical pollutants, as
 3 described in the Iowa nutrient reduction strategy as defined
 4 in section 16.201.

5 Sec. 15. Section 161C.3, Code 2017, is amended to read as
 6 follows:

7 **161C.3 Cooperation with other agencies.**

8 Soil and water conservation districts may enter into
 9 agreements with the United States, as provided by state law,
 10 or with the state of Iowa or any agency of the state, any
 11 other soil and water conservation district, or other political
 12 subdivision of this state, or any financing entity, or other
 13 local agency, for cooperation in preventing, controlling, or
 14 attempting to prevent or control ~~contamination~~ pollution of
 15 groundwater or surface water by point and nonpoint sources
 16 of pollution. Soil and water conservation districts may
 17 accept, as provided by state law, any money disbursed for water
 18 quality preservation purposes by the federal government or any
 19 agency of the federal government, and expend the money for the
 20 purposes for which it was received.

21 Sec. 16. Section 161E.1, Code 2017, is amended to read as
 22 follows:

23 **161E.1 Authority of board.**

24 1. If a county, soil and water conservation district,
 25 subdistrict of a soil and water conservation district,
 26 financing entity, or political subdivision of the state, or
 27 other local agency engages or participates in or carries out
 28 a project for flood or soil erosion control, a water resource
 29 restoration project, watershed protection or improvement
 30 project, flood prevention, water quality protection project or
 31 operation, including but not limited to a project or operation
 32 described in the Iowa nutrient reduction strategy as defined
 33 in section 16.201, within a county, or engages or participates
 34 in the conservation, development, utilization, and disposal
 35 of water, in cooperation with the federal government, or a

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1 department or agency of the federal government, in cooperation
 2 with other districts, subdistricts, financing entities,
 3 political subdivisions, or other local agencies, the counties
 4 in which the project is carried on may, through the board of
 5 supervisors or through an intergovernmental agreement under
 6 chapter 28E or chapter 28F, construct, operate, and maintain
 7 the project on lands under the control or jurisdiction of the
 8 county dedicated to county use, or furnish financial and other
 9 assistance in connection with the projects or operations.
 10 Flood control, soil erosion control, watershed protection
 11 projects, flood prevention, water quality improvement projects,
 12 water resource restoration projects, and watershed improvement
 13 projects and operations, including but not limited to projects
 14 or operations described in the Iowa nutrient reduction strategy
 15 as defined in section 16.201, are presumed to be for the
 16 protection of the tax base of the county, for the protection of
 17 public roads and lands, and for the protection of the public
 18 health, sanitation, safety, and general welfare.
 19 2. For purposes of this chapter, "financing entity" means
 20 the same as defined in section 16.201.

21 Sec. 17. Section 161E.2, Code 2017, is amended to read as
 22 follows:

23 **161E.2 Federal aid.**

24 A county may, in accordance with this chapter, accept
 25 federal funds for aid in a project for flood or soil erosion
 26 control, flood prevention, or the conservation, development,
 27 utilization, and disposal of water, and may cooperate with
 28 the federal government or a department or agency of the
 29 federal government, a soil and water conservation district,
 30 subdistrict of a soil and water conservation district,
 31 political subdivision of the state, or other local agency, or
 32 a financing entity, and the county may assume a proportion of
 33 the cost of the project as deemed appropriate, and may assume
 34 the maintenance cost of the project on lands under the control
 35 or jurisdiction of the county which will not be discharged by

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1 federal aid or grant.
 2 Sec. 18. Section 161E.3, Code 2017, is amended to read as
 3 follows:
 4 **161E.3 Cooperation.**
 5 The counties, soil and water conservation districts,
 6 and subdistricts of soil and water conservation districts
 7 concerned; shall advise and consult with each other; upon the
 8 request of any of them or any affected landowners; and may
 9 cooperate with each other or with other state subdivisions or
 10 instrumentalities; and affected landowners, as well as with the
 11 federal government or a department or agency of the federal
 12 government, or a financing entity or other local agency, to

13 construct, operate, and maintain suitable projects for flood
 14 or soil erosion control, water resource restoration projects,
 15 watershed protection or improvement projects, flood prevention,
 16 water quality protection or improvement projects, or the
 17 conservation, development, utilization, and disposal of water
 18 on public roads or other public lands or other land granted
 19 county use.

20 Sec. 19. Section 161E.5, Code 2017, is amended to read as
 21 follows:

22 **161E.5 Maintenance cost.**

23 If construction of projects has been completed by the soil
 24 and water conservation district, subdistricts of soil and
 25 water conservation districts, political subdivisions of the
 26 state, or other local agencies, or the federal government, or a
 27 department or agency of the federal government, or a financing
 28 entity on private lands under the easement granted to the
 29 county, only the cost of maintenance may be assumed by the
 30 county.

31 Sec. 19. Section 161E.9, Code 2017, is amended to read as
 32 follows:

33 **161E.9 Tax levy.**

34 The county board of supervisors may annually levy a tax not
 35 to exceed six and three-fourths cents per thousand dollars of

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1 assessed value of all agricultural lands in the county, to
 2 be used for flood and soil erosion control, water resource
 3 restoration projects, watershed protection or improvement
 4 projects, flood prevention and water quality protection
 5 projects and operations within a county, including but not
 6 limited to projects or operations described in the Iowa
 7 nutrient reduction strategy as defined in section 16.201, and
 8 including acquisition of land or interests in land, and repair,
 9 alteration, maintenance, and operation of works of improvement
 10 on lands under the control or jurisdiction of the county as
 11 provided in this chapter, or to furnish financial assistance in
 12 connection with such projects and operations.

13 Sec. 21. Section 161E.10, Code 2017, is amended to read as
 14 follows:

15 **161E.10 Assumption of obligations.**

16 This chapter contemplates that actual direction of the
 17 project, or projects, and the actual work done in connection
 18 with ~~them~~ the projects, will be assumed by the soil and water
 19 conservation district, a subdistrict of a soil and water
 20 conservation district, or the federal government, and that the
 21 county or other state subdivisions or instrumentalities or
 22 financing entities jointly will meet the obligation required
 23 for federal cooperation and may make proper commitment for
 24 the care and maintenance of the project after its completion
 25 for the general welfare of the public and residents of the
 26 respective counties.

27 Sec. 22. Section 161F.1, Code 2017, is amended to read as
28 follows:

29 **161F.1 Presumption of benefit — definitions.**

30 1. The conservation of the soil resources of the state
31 of Iowa, the improvement of water quality through projects,
32 the proper control of water resources of the state and the
33 prevention of damage to property and lands through the control
34 of floods, the drainage of surface waters or the protection of
35 lands from overflow shall be presumed to be a public benefit

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1 and conducive to the public health, convenience and welfare and
2 essential to the economic well-being of the state.

3 2. For purposes of this chapter, “financing entity” and
4 “project” both mean the same as defined in section 16.201.

5 Sec. 23. Section 161F.2, Code 2017, is amended to read as
6 follows:

7 **161F.2 Board of supervisors to establish districts — strip**
8 **coal mining.**

9 1. The board of supervisors of any county shall have
10 jurisdiction, power and authority at any regular, special or
11 adjourned session to establish, subject to the provisions
12 of this chapter, districts having for their purpose soil
13 conservation and the control of flood waters, or the
14 improvement of water quality, and to cause to be constructed
15 as hereinafter provided, such improvements, projects, and
16 facilities as shall be deemed essential for the accomplishment
17 of the purpose of soil conservation and flood control, or of
18 water quality improvement.

19 2. ~~Such~~ The board of supervisors shall also have
20 jurisdiction, power, and authority at any regular, special,
21 or adjourned session to establish, in the same manner that
22 the districts ~~hereinabove referred to in subsection 1~~
23 are established, districts having for their purpose soil
24 conservation in mining areas within the county, and provide
25 that anyone engaged in removing the surface soil over any
26 bed or strata of coal in such district for the purpose of
27 obtaining ~~such~~ coal shall replace the surface soil as nearly
28 as practicable to its original position, and provide that,
29 upon abandonment of such removal operation, all surface soil
30 shall be so replaced. This ~~section~~ subsection shall apply only
31 to surface soil so removed after July 4, 1949, and then only
32 if it is essential for the accomplishment of the purpose of
33 soil conservation and flood control within the purview of this
34 chapter.

35 Sec. 24. Section 161F.3, Code 2017, is amended to read as

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1 follows:

2 **161F.3 Combination of functions.**

3 Such districts shall have the power to combine in their
 4 functions activities affecting soil conservation, flood control
 5 and drainage, water quality improvement, or any of these
 6 objects, singly or in combination with another district or
 7 financing entity under the provisions of an intergovernmental
 8 agreement pursuant to chapter 28E or 28F.

9 Sec. 25. Section 161F.6, subsection 1, Code 2017, is amended
 10 to read as follows:

11 1. In the organization, operation, and financing of
 12 districts established under this chapter, the provisions of
 13 chapter 468 shall apply and any procedure provided under
 14 chapter 468 in connection with the organization, financing,
 15 and operation of any drainage district shall apply to the
 16 organization, financing, and operation of districts organized
 17 under this chapter. However, a district established under this
 18 chapter shall not be considered a drainage district established
 19 pursuant to chapter 468.

20 Sec. 26. Section 384.80, subsection 15, Code 2017, is
 21 amended to read as follows:

22 15. “*Water resource restoration project*” means the
 23 acquisition of real property or improvements, a project as
 24 defined in section 16.201, or any other activity or undertaking
 25 that will assist in improving flood control, erosion control,
 26 or the quality of the water in the watershed where a city
 27 water, storm water, or wastewater utility is located.

28 Sec. 27. Section 384.84, subsection 2, Code 2017, is amended
 29 to read as follows:

30 2. The governing body of a city water or wastewater utility
 31 may enter into an agreement with a qualified entity to use
 32 proceeds from revenue bonds for a water resource restoration
 33 project if the rate imposed is no greater than if there was not
 34 a water resource restoration project agreement. For purposes
 35 of this subsection, “*qualified entity*” is an entity created

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1 pursuant to chapter 28E or chapter 28F or two entities that
 2 have entered into an agreement pursuant to chapter 28E or
 3 chapter 28F, whose purpose is to undertake a watershed project
 4 that has been approved for water quality improvements in the
 5 watershed.

6 Sec. 28. Section 422.7, subsection 2, Code 2017, is amended
 7 by adding the following new paragraph:

8 NEW PARAGRAPH. *0h.* Iowa finance authority water quality
 9 project financial assistance program bonds or notes pursuant to
 10 section 16.202, subsection 5.

11 Sec. 29. Section 423.3, Code 2017, is amended by adding the
 12 following new subsection:

13 NEW SUBSECTION. 103. *a.* The sales price from the sale or
 14 furnishing by a water utility of a water service in the state
 15 to consumers or users.

16 *b.* For purposes of this subsection:

17 (1) “*Water service*” means the delivery of water by piped
18 distribution system.

19 (2) “*Water utility*” means a public utility as defined in
20 section 476.1 that furnishes water by piped distribution system
21 to the public for compensation.

22 Sec. 30. NEW SECTION. **423G.1 Short title.**

23 This chapter may be cited as the “*Water Service Tax Act*”.

24 Sec. 31. NEW SECTION. **423G.2 Definitions.**

25 1. All words and phrases used in this chapter and defined in
26 section 423.1 have the same meaning given them by section 423.1
27 for purposes of this chapter.

28 2. As used in this chapter, “*water service*” and “*water*
29 *utility*” mean the same as defined in section 423.3, subsection
30 103.

31 Sec. 32. NEW SECTION. **423G.3 Water service tax.**

32 An excise tax at the rate of six percent is imposed on the
33 sales price from the sale or furnishing by a water utility of a
34 water service in the state to consumers or users.

35 Sec. 33. NEW SECTION. **423G.4 Exemptions.**

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1 The sales price from transactions exempt from state sales
2 tax under section 423.3, except section 423.3, subsection 103,
3 is also exempt from the tax imposed by this chapter.

4 Sec. 34. NEW SECTION. **423G.5 Administration by director.**

5 1. The director of revenue shall administer the state
6 water service tax as nearly as possible in conjunction with
7 the administration of the state sales and use tax law, except
8 that portion of the law that implements the streamlined sales
9 and use tax agreement. The director shall provide appropriate
10 forms, or provide on the regular state tax forms, for reporting
11 state water service tax liability.

12 2. The director may require all persons who are engaged
13 in the business of deriving any sales price or purchase
14 price subject to tax under this chapter to register with
15 the department. The director may also require a tax permit
16 applicable only to this chapter for any retailer not
17 collecting, or any user not paying, taxes under chapter 423.

18 3. Section 422.25, subsection 4, sections 422.30, 422.67,
19 and 422.68, section 422.69, subsection 1, sections 422.70,
20 422.71, 422.72, 422.74, and 422.75, section 423.14, subsection
21 1, and sections 423.23, 423.24, 423.25, 423.31 through
22 423.35, 423.37 through 423.42, and 423.47, consistent with the
23 provisions of this chapter, shall apply with respect to the tax
24 authorized under this chapter in the same manner and with the
25 same effect as if the excise taxes on the sale or furnishing of
26 a water service were retail sales taxes within the meaning of
27 those statutes. Notwithstanding this subsection, the director
28 shall provide for quarterly filing of returns and for other
29 than quarterly filing of returns both as prescribed in section
30 423.31. All taxes collected under this chapter by a retailer

31 or any user are deemed to be held in trust for the state of
32 Iowa.

33 Sec. 35. NEW SECTION. **423G.6 Deposit of revenues.**

34 1. All moneys received and all refunds shall be deposited in
35 or withdrawn from the general fund of the state.

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1 2. Subsequent to the deposit in the general fund of the
2 state, the department shall transfer the following amounts of
3 revenues collected as follows:

4 a. For revenues collected on or after July 1, 2018, but
5 before August 1, 2019, one-sixth of the revenues to the water
6 quality infrastructure fund created in section 8.57B, and
7 one-sixth of the revenues to the water quality financial
8 assistance fund created in section 16.198.

9 b. For revenues collected on or after August 1, 2019,
10 but before August 1, 2020, one-sixth of the revenues to the
11 water quality infrastructure fund created in section 8.57B,
12 and one-third of the revenues to the water quality financial
13 assistance fund created in section 16.198.

14 c. For revenues collected on or after August 1, 2020,
15 but before August 1, 2021, one-sixth of the revenues to the
16 water quality infrastructure fund created in section 8.57B,
17 and one-half of the revenues to the water quality financial
18 assistance fund created in section 16.198.

19 d. For revenues collected on or after August 1, 2021,
20 but before August 1, 2022, one-sixth of the revenues to the
21 water quality infrastructure fund created in section 8.57B,
22 and two-thirds of the revenues to the water quality financial
23 assistance fund created in section 16.198.

24 e. For revenues collected on or after August 1, 2022,
25 one-sixth of the revenues to the water quality infrastructure
26 fund created in section 8.57B, and five-sixths of the revenues
27 to the water quality financial assistance fund created in
28 section 16.198.

29 Sec. 36. NEW SECTION. **423G.7 Future repeal.**

30 This chapter is repealed on the date on which all bonds,
31 notes, or other debt instruments issued on or before June
32 30, 2042, pursuant to section 16.202, are fully paid. The
33 executive director of the Iowa finance authority shall notify
34 the Iowa Code editor upon the occurrence of this condition.

35 Sec. 37. Section 455B.171, subsection 19, Code 2017, is

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1 amended to read as follows:

2 19. "*Point source*" means any discernible, confined, and
3 discrete conveyance, including but not limited to any pipe,
4 ditch, channel, tunnel, conduit, well, discrete fissure,
5 container, rolling stock, concentrated animal feeding
6 operation, or vessel or other floating craft, from which

7 pollutants are or may be discharged. “Point source” does not
8 include agricultural storm water discharges and return flows
9 from irrigated agriculture.

10 Sec. 38. Section 455B.176A, subsection 1, Code 2017, is
11 amended by adding the following new paragraphs:
12 NEW PARAGRAPH. 0d. “Iowa nutrient reduction strategy” means
13 the same as defined in section 16.201.
14 NEW PARAGRAPH. 00d. “Nutrient” means total nitrogen and
15 total phosphorus.

16 Sec. 39. Section 455B.176A, subsection 5, Code 2017, is
17 amended to read as follows:
18 5. a. The commission shall adopt rules designating water
19 quality standards which shall be specific to each designated
20 use adopted pursuant to subsection 4. The standards shall take
21 into account the different characteristics of each designated
22 use and shall provide for only the appropriate level of
23 protection based upon that particular use. The standards shall
24 not be identical for each designated use unless required for
25 the appropriate level of protection. The appropriate level of
26 protection and standards shall be determined on a scientific
27 basis.

28 b. In the development process for the water quality
29 standards, input shall be received from a water quality
30 standards advisory committee convened by the department. The
31 water quality standards advisory committee shall be comprised
32 of experts in the scientific fields relating to water quality,
33 such as environmental engineering, aquatic toxicology,
34 fisheries biology, and other life sciences and experts in
35 the development of the appropriate levels of aquatic life

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1 protection and standards. The water quality standards shall be
2 reviewed and revised by the department as new scientific data
3 becomes available to support revision.

4 c. The department shall provide support to the department of
5 agriculture and land stewardship in their efforts to implement
6 their responsibilities under the Iowa nutrient reduction
7 strategy.

8 Sec. 40. Section 455B.177, Code 2017, is amended by adding
9 the following new subsection:
10 NEW SUBSECTION. 3. The general assembly further finds
11 and declares that it is in the interest of the people of Iowa
12 to assess and reduce nutrients in surface waters over time by
13 implementing the Iowa nutrient reduction strategy, as defined
14 in section 455B.176A. To evaluate the progress achieved over
15 time toward the goals of the Iowa nutrient reduction strategy
16 and the United States environmental protection agency gulf
17 hypoxia action plan, the baseline condition shall be calculated
18 for the time period from 1980 to 1996.

19 Sec. 41. Section 466B.3, subsection 3, paragraph c, Code
20 2017, is amended to read as follows:

21 c. Whether the funds, programs, and regulatory efforts
 22 coordinated by the council eventually result in a long-term
 23 improvement to the quality of surface water in Iowa. To
 24 evaluate the progress achieved over time toward the goals of
 25 the Iowa nutrient reduction strategy, as defined in section
 26 455B.176A, and the United States environmental protection
 27 agency gulf hypoxia action plan, the baseline condition shall
 28 be calculated for the time period from 1980 to 1996.

29 Sec. 42. Section 466B.42, Code 2017, is amended to read as
 30 follows:

31 **466B.42 Water quality initiative.**

32 The division shall establish a water quality initiative
 33 in order to assess and reduce nutrients in this state's
 34 watersheds, including subwatersheds, and regional watersheds,
 35 and for implementing its responsibilities under the Iowa

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1 nutrient reduction strategy as defined in section 455B.176A.
 2 The division shall establish and administer projects to
 3 reduce nutrients in surface waters from nonpoint sources in
 4 a scientific, reasonable, and cost-effective manner. The
 5 division shall utilize a pragmatic, strategic, and coordinated
 6 approach with the goal of accomplishing reductions over time.
 7 To evaluate the progress achieved over time toward the goals
 8 of the Iowa nutrient reduction strategy and the United States
 9 environmental protection agency gulf hypoxia action plan, the
 10 baseline condition shall be calculated for the time period from
 11 1980 to 1996.

12 Sec. 43. **NEW SECTION. 466B.43 Water quality agriculture**
 13 **infrastructure programs.**

14 1. As part of the water quality initiative established
 15 pursuant to section 466B.42, the division shall administer
 16 water quality agriculture infrastructure programs created in
 17 this section.

18 2. a. The purpose of the programs is to support projects
 19 for the installation of infrastructure, including conservation
 20 structures, practices, or other measures that reduce
 21 contributing nutrient loads, associated sediment, or pollutants
 22 from point and nonpoint sources to surface waters. The
 23 programs shall be administered in a manner that is consistent
 24 with the Iowa nutrient reduction strategy, as defined in
 25 section 16.201.

26 b. In making awards of financial assistance under the
 27 programs, the division shall attempt to complement the purposes
 28 of the water quality project financial assistance program
 29 under sections 16.201 through 16.206 and the water quality
 30 protection and wastewater treatment grant program under section
 31 16.140. Preference shall be given to landowners that are
 32 part of a financing entity participating in the water quality
 33 project financial assistance program and to landowners that are
 34 participating in the water quality protection and wastewater

35 treatment grant program. The division, the Iowa finance

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1 authority, landowners, and financing entities shall, when
2 possible, coordinate financing between the programs created in
3 this section, the water quality project financial assistance
4 program, and the water quality protection and wastewater
5 treatment grant program, in order to promote the most effective
6 use of resources.

7 3. An edge-of-field infrastructure program is created.
8 The program shall support projects located on agricultural
9 land, which may include demonstration projects, that capture
10 or filter nutrients entering into a surface water. The
11 program's projects shall be limited to infrastructure designed
12 and installed for use over multiple years, including but not
13 limited to wetlands, bioreactor systems, saturated buffers,
14 edge-of-stream buffers, or land use changes. The program shall
15 be financed on a cost-share basis.

16 4. An in-field infrastructure program is created. The
17 program shall support projects located on agricultural land,
18 which may include demonstration projects, that decrease erosion
19 and precipitation-induced surface runoff, increase water
20 infiltration rates, and increase soil sustainability. The
21 program's projects shall be limited to infrastructure designed
22 and installed for use over multiple years, including but not
23 limited to structures, terraces, and waterways located on
24 cropland or pastureland, and including but not limited to soil
25 conservation or erosion control structures, managed drainage
26 systems, or edge-of-stream buffers. The program shall be
27 financed on a cost-share basis.

28 5. Any state moneys used to finance a project under
29 a water quality agriculture infrastructure program shall
30 be administered according to an agreement entered into by
31 the division and either the owner of the land where the
32 infrastructure is to be installed or a financing entity
33 participating in the water quality project financial assistance
34 program under sections 16.201 through 16.206. The agreement
35 shall include standard terms and conditions for the receipt of

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1 program moneys and any other terms and conditions the division
2 deems necessary or convenient for the efficient administration
3 of the project or program. The division may support multiple
4 installations of infrastructure on a single parcel of land.
5 The division may also combine programs if cost effective.
6 The division may annually use an amount of not more than
7 four percent of the moneys used to support each program for
8 administrative purposes.

9 6. By October 1, 2018, and each October 1, thereafter, the
10 division shall submit a report to the governor and the general

11 assembly itemizing expenditures, by hydrologic unit code 8
 12 watershed, under the programs during the previous fiscal year,
 13 if any.

14 7. Any information obtained by the division identifying
 15 a person holding a legal interest in agricultural land or
 16 specific agricultural land shall be a confidential record under
 17 section 22.7.

18 Sec. 44. LEGISLATIVE INTENT. It is the intent of the
 19 general assembly that the amendment in this Act to the
 20 definition of "point source" in section 455B.171, subsection
 21 19, is a conforming amendment consistent with current state
 22 and federal law, and that the amendment does not change the
 23 application of current law but instead reflects current law
 24 both before and after the enactment of this Act.

25 Sec. 45. EFFECTIVE DATE. The following provision or
 26 provisions of this Act take effect July 1, 2018:

27 1. The section of this Act enacting section 423.3,
 28 subsection 103.

29 2. The sections of this Act enacting sections 423G.1,
 30 423G.2, 423G.3, 423G.4, 423G.5, 423G.6, and 423G.7.

31 Sec. 46. RETROACTIVE APPLICABILITY. The following
 32 provision or provisions of this Act apply retroactively to
 33 January 1, 2017, for tax years beginning on or after that date:

34 1. The section of this Act enacting section 422.7,
 35 subsection 2, paragraph "0h".>

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1 2. Title page, by striking lines 1 through 9 and
 2 inserting <An Act relating to water quality by providing for
 3 appropriations from the rebuild Iowa infrastructure fund,
 4 creating a water quality infrastructure fund, establishing new
 5 water quality programs, providing for cost-share programs for
 6 infrastructure on agricultural land under the water quality
 7 initiative, creating a state water service excise tax and a
 8 related sales tax exemption, making appropriations and other
 9 changes properly related to water quality, and including
 10 retroactive applicability provisions.>

S-3389

HOUSE AMENDMENT TO
 SENATE FILE 516

1 Amend Senate File 516, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
 4 inserting:

5 <DIVISION I
 6 STANDING APPROPRIATIONS AND RELATED MATTERS
 7 Section 1. BUDGET PROCESS FOR FISCAL YEAR 2018-2019.
 8 1. For the budget process applicable to the fiscal year

9 beginning July 1, 2018, on or before October 1, 2017, in lieu
 10 of the information specified in section 8.23, subsection
 11 1, unnumbered paragraph 1, and section 8.23, subsection 1,
 12 paragraph “a”, all departments and establishments of the
 13 government shall transmit to the director of the department
 14 of management, on blanks to be furnished by the director,
 15 estimates of their expenditure requirements, including every
 16 proposed expenditure, for the ensuing fiscal year, together
 17 with supporting data and explanations as called for by the
 18 director of the department of management after consultation
 19 with the legislative services agency.

20 2. The estimates of expenditure requirements shall be
 21 in a form specified by the director of the department of
 22 management, and the expenditure requirements shall include all
 23 proposed expenditures and shall be prioritized by program or
 24 the results to be achieved. The estimates shall be accompanied
 25 by performance measures for evaluating the effectiveness of the
 26 programs or results.

27 Sec. 2. BUDGET PROCESS FOR FISCAL YEAR 2019–2020.

28 1. For the budget process applicable to the fiscal year
 29 beginning July 1, 2019, on or before October 1, 2018, in lieu
 30 of the information specified in section 8.23, subsection
 31 1, unnumbered paragraph 1, and section 8.23, subsection 1,
 32 paragraph “a”, all departments and establishments of the
 33 government shall transmit to the director of the department
 34 of management, on blanks to be furnished by the director,
 35 estimates of their expenditure requirements, including every

Page 2

1 proposed expenditure, for the ensuing fiscal year, together
 2 with supporting data and explanations as called for by the
 3 director of the department of management after consultation
 4 with the legislative services agency.

5 2. The estimates of expenditure requirements shall be
 6 in a form specified by the director of the department of
 7 management, and the expenditure requirements shall include all
 8 proposed expenditures and shall be prioritized by program or
 9 the results to be achieved. The estimates shall be accompanied
 10 by performance measures for evaluating the effectiveness of the
 11 programs or results.

12 Sec. 3. LIMITATIONS OF STANDING APPROPRIATIONS — FY

13 2017–2018. Notwithstanding the standing appropriations
 14 in the following designated sections for the fiscal year
 15 beginning July 1, 2017, and ending June 30, 2018, the amounts
 16 appropriated from the general fund of the state pursuant to
 17 these sections for the following designated purposes shall not
 18 exceed the following amounts:

19 1. For payment of claims for nonpublic school		
20 transportation under section 285.2:		
21	\$	8,197,091
22 If total approved claims for reimbursement for nonpublic		

23 school pupil transportation exceed the amount appropriated in
 24 accordance with this subsection, the department of education
 25 shall prorate the amount of each approved claim.
 26 2. For distribution for the tribal council of the Sac and
 27 Fox Indian settlement for educating American Indian children
 28 under section 256.30:

29 \$ 95,750

30 Sec. 4. LIMITATIONS OF STANDING APPROPRIATIONS — FY

31 2018–2019. Notwithstanding the standing appropriations
 32 in the following designated sections for the fiscal year
 33 beginning July 1, 2018, and ending June 30, 2019, the amounts
 34 appropriated from the general fund of the state pursuant to
 35 these sections for the following designated purposes shall not

Page 3

1 exceed the following amounts:

2 1. For payment of claims for nonpublic school
 3 transportation under section 285.2:

4 \$ 8,197,091

5 If total approved claims for reimbursement for nonpublic
 6 school pupil transportation exceed the amount appropriated in
 7 accordance with this subsection, the department of education
 8 shall prorate the amount of each approved claim.

9 2. For distribution for the tribal council of the Sac and
 10 Fox Indian settlement for educating American Indian children
 11 under section 256.30:

12 \$ 95,750

13 Sec. 5. GENERAL ASSEMBLY.

14 1. The appropriations made pursuant to section 2.12 for the
 15 expenses of the general assembly and legislative agencies for
 16 the fiscal year beginning July 1, 2017, and ending June 30,
 17 2018, are reduced by the following amount:

18 \$ 400,000

19 2. The budgeted amounts for the general assembly and
 20 legislative agencies for the fiscal year beginning July 1,
 21 2017, may be adjusted to reflect the unexpended budgeted
 22 amounts from the previous fiscal year.

23 3. Annual membership dues for organizations, associations,
 24 and conferences shall not be paid from moneys appropriated
 25 pursuant to section 2.12.

26 4. Costs for out-of-state travel and per diems for
 27 out-of-state travel shall not be paid from moneys appropriated
 28 pursuant to section 2.12.

29 Sec. 6. INSTRUCTIONAL SUPPORT STATE AID — FY 2017–2018. In
 30 lieu of the appropriation provided in section 257.20,
 31 subsection 2, the appropriation for the fiscal year
 32 beginning July 1, 2017, and ending June 30, 2018, for paying
 33 instructional support state aid under section 257.20 for such
 34 fiscal years is zero.

35 Sec. 7. SPECIAL FUNDS — SALARY ADJUSTMENTS — FY 2017–2018

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1 — FY 2018–2019. For the fiscal year beginning July 1, 2017,
2 and ending June 30, 2018, and for the fiscal year beginning
3 July 1, 2018, and ending June 30, 2019, salary adjustments may
4 be funded using departmental revolving, trust, or special funds
5 for which the general assembly has established an operating
6 budget, provided that doing so does not exceed the operating
7 budget established by the general assembly.

8 Sec. 8. OPERATIONAL APPROPRIATIONS — REVERSION — FY
9 2016–2017. Notwithstanding section 8.62, at the close of
10 the fiscal year beginning July 1, 2016, and ending June 30,
11 2017, any balance of an operational appropriation that remains
12 unexpended or unencumbered shall not be encumbered or deposited
13 in the cash reserve fund as provided in section 8.62, but shall
14 instead revert to the general fund of the state at the close of
15 the fiscal year as provided in section 8.33.

16 Sec. 9. SPECIAL FUNDS — SALARY ADJUSTMENTS —
17 UNAPPROPRIATED MONEYS — FY 2017–2018 — FY 2018–2019. For the
18 fiscal year beginning July 1, 2017, and ending June 30, 2018,
19 and for the fiscal year beginning July 1, 2018, and ending
20 June 30, 2019, salary adjustments otherwise provided may be
21 funded as determined by the department of management using
22 unappropriated moneys remaining in the department of commerce
23 revolving fund, the gaming enforcement revolving fund, the
24 gaming regulatory revolving fund, the primary road fund, the
25 road use tax fund, the fish and game protection fund, the Iowa
26 public employees' retirement fund, and in other departmental
27 revolving, trust, or special funds for which the general
28 assembly has not made an operating budget appropriation.

29 Sec. 10. SALARY MODEL ADMINISTRATOR. The salary model
30 administrator shall work in conjunction with the legislative
31 services agency to maintain the state's salary model used for
32 analyzing, comparing, and projecting state employee salary
33 and benefit information, including information relating to
34 employees of the state board of regents. The department of
35 revenue, the department of administrative services, the five

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1 institutions under the jurisdiction of the state board of
2 regents, the judicial district departments of correctional
3 services, and the state department of transportation shall
4 provide salary data to the department of management and the
5 legislative services agency to operate the state's salary
6 model. The format and frequency of provision of the salary
7 data shall be determined by the department of management and
8 the legislative services agency. The information shall be
9 used in collective bargaining processes under chapter 20 and
10 in calculating the funding needs contained within the annual
11 salary adjustment legislation. A state employee organization
12 as defined in section 20.3, subsection 4, may request

13 information produced by the model, but the information provided
14 shall not contain information attributable to individual
15 employees.

16 Sec. 11. Section 257.35, Code 2017, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 11A. Notwithstanding subsection 1, and in
19 addition to the reduction applicable pursuant to subsection
20 2, the state aid for area education agencies and the portion
21 of the combined district cost calculated for these agencies
22 for the fiscal year beginning July 1, 2017, and ending June
23 30, 2018, shall be reduced by the department of management by
24 fifteen million dollars. The reduction for each area education
25 agency shall be prorated based on the reduction that the agency
26 received in the fiscal year beginning July 1, 2003.

27 Sec. 12. EFFECTIVE UPON ENACTMENT. The following provision
28 or provisions of this division of this Act, being deemed of
29 immediate importance, take effect upon enactment:

30 1. The section of this division of this Act reverting to
31 the general fund any unexpended or unencumbered moneys from
32 operational appropriations.

33 DIVISION II

34 MISCELLANEOUS APPROPRIATIONS

35 Sec. 13. TRANSFER FROM CASH RESERVE FUND. Notwithstanding

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1 section 8.56, subsection 3 and subsection 4, paragraph “a”,
2 there is transferred from the cash reserve fund created in
3 section 8.56 to the general fund of the state for the fiscal
4 year beginning July 1, 2016, and ending June 30, 2017, the
5 following amount:

6 \$ 131,100,000

7 Sec. 14. CASH RESERVE FUND APPROPRIATION — FY
8 2017–2018. There is appropriated from the general fund of the
9 state to the cash reserve fund created in section 8.56 for the
10 fiscal year beginning July 1, 2017, and ending June 30, 2018,
11 the following amount:

12 \$ 20,000,000

13 Sec. 15. CASH RESERVE FUND APPROPRIATION — FY
14 2018–2019. There is appropriated from the general fund of the
15 state to the cash reserve fund for the fiscal year beginning
16 July 1, 2018, and ending June 30, 2019, the following amount:

17 \$ 111,100,000

18 Sec. 16. SEXUAL ABUSE EVIDENCE COLLECTION KITS. There
19 is appropriated from the general fund of the state to the
20 department of public safety for the fiscal year beginning July
21 1, 2017, and ending June 30, 2018, the following amount, or
22 so much thereof as is necessary, to be used for the purposes
23 designated:

24 For expediting the processing of sexual abuse evidence
25 collection kits, including salaries, support, maintenance,
26 miscellaneous purposes, and for not more than the following

27 full-time equivalent positions:
 28 \$ 200,000
 29 FTEs 2.00
 30 Sec. 17. DEPARTMENT OF EDUCATION — VOCATIONAL
 31 REHABILITATION SERVICES DIVISION.
 32 1. There is appropriated from the general fund of the state
 33 to the department of education for the fiscal year beginning
 34 July 1, 2017, and ending June 30, 2018, the following amount,
 35 or so much thereof as is necessary, to be used for the purposes

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1 designated:
 2 For purposes of meeting federal maintenance of effort
 3 requirements:
 4 \$ 106,705
 5 2. Moneys appropriated in this section shall supplement,
 6 not supplant, moneys appropriated for the same purposes in 2017
 7 Iowa Acts, House File 642, section 5, subsection 3, paragraph
 8 “a”.
 9 Sec. 18. GUBERNATORIAL TRANSITION. There is appropriated
 10 from the general fund of the state to the offices of the
 11 governor and the lieutenant governor for the fiscal year
 12 beginning July 1, 2017, and ending June 30, 2018, the following
 13 amount, or so much thereof as is necessary, to be used for the
 14 purposes designated:
 15 For expenses incurred during the gubernatorial transition:
 16 \$ 150,000
 17 Sec. 19. EFFECTIVE UPON ENACTMENT. The following provision
 18 or provisions of this division of this Act, being deemed of
 19 immediate importance, take effect upon enactment:
 20 1. The section of this division of this Act transferring
 21 moneys from the cash reserve fund to the general fund of the
 22 state for the fiscal year beginning July 1, 2016.

DIVISION III

MISCELLANEOUS PROVISIONS

25 Sec. 20. Section 2.43, unnumbered paragraph 1, Code 2017,
 26 is amended to read as follows:
 27 The legislative council in cooperation with the officers of
 28 the senate and house shall have the duty and responsibility for
 29 preparing for each session of the general assembly. Pursuant
 30 to such duty and responsibility, the legislative council
 31 shall assign the use of areas in the state capitol except for
 32 the areas used by the governor as of January 1, 1986, ~~and by~~
 33 ~~the courts as of July 1, 2003,~~ and, in consultation with the
 34 director of the department of administrative services and the
 35 capitol planning commission, may assign areas in other state

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- 1 office buildings, except for the judicial branch building,
- 2 for use of the general assembly or legislative agencies.

3 The legislative council shall provide the courts with use
 4 of space in the state capitol for ceremonial purposes. The
 5 legislative council may authorize the renovation, remodeling
 6 and preparation of the physical facilities used or to be used
 7 by the general assembly or legislative agencies subject to the
 8 jurisdiction of the legislative council and award contracts
 9 pursuant to such authority to carry out such preparation. The
 10 legislative council may purchase supplies and equipment deemed
 11 necessary for the proper functioning of the legislative branch
 12 of government.

13 Sec. 21. Section 8A.322, subsection 2, Code 2017, is amended
 14 to read as follows:

15 2. Except for buildings and grounds described in section
 16 216B.3, subsection 6; section 2.43, unnumbered paragraph 1; and
 17 any buildings under the custody and control of the Iowa public
 18 employees' retirement system, the director shall assign office
 19 space at the capitol, other state buildings, and elsewhere in
 20 the city of Des Moines, and the state laboratories facility
 21 in Ankeny, for all executive and judicial state agencies.
 22 Assignments may be changed at any time. The various officers
 23 to whom rooms have been so assigned may control the same while
 24 the assignment to them is in force. Official apartments shall
 25 be used only for the purpose of conducting the business of the
 26 state. The term "*capitol*" or "*capitol building*" as used in the
 27 Code shall be descriptive of all buildings upon the capitol
 28 grounds. The capitol building itself is reserved for the
 29 operations of the general assembly, and the governor, and, for
 30 ceremonial purposes, for the courts and the. The assignment
 31 and use of physical facilities for the general assembly shall
 32 be pursuant to section 2.43.

33 Sec. 22. Section 8C.7A, subsection 3, paragraph b,
 34 unnumbered paragraph 1, if enacted by 2017 Iowa Acts, Senate
 35 File 431, is amended to read as follows:

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1 An authority shall not require a person to apply for or
 2 enter into an individual license, franchise, or other agreement
 3 with the authority or any other entity for the siting of
 4 a small wireless facility on a utility pole located in a
 5 public right-of-way. However, an authority may, through the
 6 conditions set forth in a ~~building~~ permit obtained pursuant to
 7 this subsection, do any of the following:

8 Sec. 23. **NEW SECTION. 9.4A Technology modernization fund.**

9 1. A technology modernization fund is created in the state
 10 treasury under the control of the secretary of state. Moneys
 11 in the fund are appropriated to the secretary of state for
 12 purposes of modernizing technology used by the secretary of
 13 state to fulfill the duties of office.

14 2. On and after July 1, 2017, any increased fee amount
 15 collected by the secretary of state shall be credited to the
 16 technology modernization fund. From each fee collected, the

17 amount credited to the fund equals the difference between the
18 fee amount collected and the amount assessed for the same fee
19 on June 30, 2017.

20 3. Each fiscal year, not more than two million dollars shall
21 be credited to the fund.

22 4. This section is repealed July 1, 2022.

23 Sec. 24. Section 270.10, Code 2017, is amended to read as
24 follows:

25 **270.10 Merger requirements.**

26 1. The state board of regents shall not merge the school
27 for the deaf at Council Bluffs with the Iowa braille and sight
28 saving school at Vinton or close either of those institutions
29 until all of the following requirements have been met:

30 ~~1. a.~~ a. The department of management has presented to the
31 general assembly a comprehensive plan, program, and fiscal
32 analysis of the existing circumstances and the circumstances
33 which would prevail upon the proposed merger or closing,
34 together with data which would support the contention that
35 the merger or closing will be more efficient and effective

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1 than continuation of the existing facilities. The analysis
2 shall include a detailed study of the educational implications
3 of the merger or closing, the impact on the students, and
4 the opinions and research of nationally recognized experts
5 in the field of the education of visually impaired and deaf
6 students. The comprehensive plan shall further include a
7 study relating to the programming, fiscal consequences, and
8 political implications which would result if either a merger or
9 an agreement under chapter 28E should be implemented between
10 the school for the deaf in Council Bluffs and comparable state
11 programs in the state of Nebraska.

12 ~~2. b.~~ b. The general assembly has studied the plans, programs,
13 and fiscal analysis and has reviewed their impact on the
14 programs.

15 ~~3. c.~~ c. The general assembly has enacted legislation
16 authorizing either the closing or the merger to take effect not
17 sooner than two years after the enactment of the legislation.

18 2. This section shall not apply to an agreement related to
19 the sale or transfer of the property of the Iowa braille and
20 sight saving school at Vinton entered into between the state
21 of Iowa and the city of Vinton.

22 Sec. 25. Section 321N.4, subsection 6, Code 2017, is amended
23 to read as follows:

24 6. Insurance maintained under this chapter shall be
25 provided by an insurer governed by chapter 515 ~~or 518~~, or by a
26 surplus lines insurer governed by chapter 515I. ~~A surplus lines~~
27 ~~insurer that issues a policy pursuant to this section shall be~~
28 ~~considered an insurance carrier duly authorized to transact~~
29 ~~business in this state for the purposes of chapter 321A.~~

30 Sec. 26. EFFECTIVENESS AND IMPLEMENTATION. The general

31 assembly declares that the appropriation from the general fund
 32 of the state to the secretary of state, serving as the state
 33 commissioner of elections, made pursuant to 2017 Iowa Acts,
 34 House File 640, section 21, subsection 1, is sufficient for the
 35 implementation of section 48A.10A contained in 2017 Iowa Acts,

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1 House File 516.
 2 Sec. 27. ALCOHOLIC BEVERAGE CONTROL — STUDY.
 3 1. It is the intent of the general assembly that the
 4 three-tiered system of regulating the alcohol beverage industry
 5 is critical to maintaining a fair and competitive marketplace.
 6 The study required by this section does not preclude the
 7 alcoholic beverages division from applying regulatory
 8 discretion that aligns with the performance of the powers and
 9 duties granted to the administrator in chapter 123.
 10 2. The alcoholic beverages division of the department of
 11 commerce, in conjunction with other stakeholders the division
 12 deems necessary, shall conduct a study concerning enforcement
 13 issues related to alcoholic beverage control, including
 14 consideration of the manner of properly balancing appropriate
 15 regulation of the manufacturing, distribution, and sale of
 16 alcoholic liquor, wine, and beer in this state with emerging
 17 trends in the industry.
 18 3. In conducting the study, the division shall consider
 19 any other relevant issues the division identifies for study,
 20 issues relating to the three-tiered system and section 123.45,
 21 as it impacts the ability of manufacturers, wholesalers, and
 22 retailers to meet changing marketplace conditions and business
 23 opportunities.
 24 4. By July 1, 2018, the division shall submit a final report
 25 to the general assembly. The report shall provide the results
 26 of the study including any findings and recommendations.
 27 5. During the time period of the study and consideration of
 28 the issue by the general assembly during the 2019 legislative
 29 session, if an applicant has a conflict with section 123.45,
 30 subsection 1, paragraphs “c” or “d”, the administrator
 31 may elect to defer on a final determination regarding the
 32 eligibility and issue a temporary license or permit with
 33 conditions, if applicable. In making a determination of
 34 whether to defer on a final determination, the administrator
 35 shall balance regulatory principles and practices that ensure a

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1 fair and competitive marketplace with the protections of the
 2 public interests as provided in chapter 123.
 3 6. This section is repealed July 1, 2019.
 4 Sec. 28. SEXUAL ABUSE EVIDENCE COLLECTION KITS. Any sexual
 5 abuse evidence collection kit identified by a jurisdictional
 6 law enforcement agency through the inventory required pursuant

7 to 2016 Iowa Acts, chapter 1042, shall be maintained by the law
8 enforcement agency indefinitely. A law enforcement agency in
9 possession of any sexual abuse evidence kit identified through
10 the inventory shall submit for analysis any kit at the request
11 of the department of justice.

12 Sec. 29. REPEAL. Chapter 304A, Code 2017, is repealed.

13 DIVISION IV

14 CORRECTIVE PROVISIONS

15 Sec. 30. Section 22.13A, subsection 5, paragraph b, as
16 enacted by 2017 Iowa Acts, House File 291, section 51, is
17 amended to read as follows:

18 *b.* If paragraph "a", subparagraph (1) or (2) is not
19 consistent with the provision of a collective bargaining
20 agreement, a state agency shall provide the individuals
21 referenced in this subsection, as applicable, with regular
22 reports regarding any personnel settlement agreements entered
23 into with state employees by the state agency.

24 Sec. 31. Section 27.1, as enacted by 2017 Iowa Acts, Senate
25 File 499, section 1, is amended to read as follows:

26 **27.1 Definitions.**

27 ~~+~~ For purposes of this ~~section~~ chapter:

28 ~~e.~~ 1. "*Monitoring device*" means a digital video or audio
29 streaming or recording device that is part of a system of
30 monitoring activity in an area or building using a system in
31 which signals are transmitted from a video camera or microphone
32 to the receivers by cables or wirelessly, forming a closed
33 circuit.

34 ~~b.~~ 2. "*Public hospital*" means a hospital licensed pursuant
35 to chapter 135B and governed pursuant to chapter 145A, 263,

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1 347, 347A, or 392.

2 ~~e.~~ 3. "*Public library*" means a library district as
3 described in chapter 336.

4 ~~d.~~ 4. "*Public school*" means a school district as described
5 in chapter 274.

6 ~~e.~~ 5. "*Reasonable expectation of privacy*" means a person's
7 reasonable belief, under the circumstances, that the person can
8 disrobe or partially disrobe in privacy without being concerned
9 that the person is being viewed, photographed, or filmed when
10 doing so.

11 Sec. 32. Section 73A.26, as enacted by 2017 Iowa Acts,
12 Senate File 438, section 6, is amended to read as follows:

13 **73A.26 Purpose.**

14 The purpose of this ~~chapter~~ subchapter is to provide for
15 more economical, nondiscriminatory, neutral, and efficient
16 procurement of construction-related goods and services by this
17 state and political subdivisions of this state.

18 Sec. 33. Section 80B.19, subsection 2, if enacted by 2017
19 Iowa Acts, Senate File 509, section 22, is amended to read as
20 follows:

21 2. Internal training funds in the internal training
 22 clearing fund shall be administered by the academy and shall
 23 consist of moneys collected by the academy from billings issued
 24 in accordance with this chapter ~~80B~~, and any other moneys
 25 obtained or accepted by the academy, including but not limited
 26 to gifts, loans, donations, grants, and contributions, which
 27 are obtained or designated to support the activities of the
 28 academy.

29 Sec. 34. Section 84A.1A, subsection 1, paragraph a,
 30 subparagraph (8), subparagraph division (b), subparagraph
 31 subdivision (iii), as enacted by 2017 Iowa Acts, House File
 32 572, section 1, is amended to read as follows:

33 (iii) Two representatives of community-based organizations
 34 that have demonstrated experience and expertise in addressing
 35 the employment, training, or education needs of individuals

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1 with barriers to employment as defined in the federal Workforce
 2 Innovation and Opportunity Act, Pub. L. No. 113-128, §3(24),
 3 including but not limited to organizations that serve veterans;
 4 or that provide or support competitive, integrated employment
 5 for individuals with disabilities; or that serve eligible
 6 youth, as defined in the federal Workforce Innovation and
 7 Opportunity Act, Pub. L. No. 113-128, §3(18), including
 8 representatives of organizations that serve out-of-school
 9 youth, as defined in the federal Workforce Innovation and
 10 Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).

11 Sec. 35. Section 225D.1, subsection 8, Code 2017, as amended
 12 by 2017 Iowa Acts, House File 215, section 1, is amended to
 13 read as follows:

14 8. *“Eligible individual”* means a child less than fourteen
 15 years of age who has been diagnosed with autism based on a
 16 diagnostic assessment of autism, is not otherwise eligible for
 17 coverage for applied behavioral analysis treatment or applied
 18 behavior analysis treatment under the medical assistance
 19 program, section 514C.28, 514C.31, or other private insurance
 20 coverage, and whose household income does not exceed five
 21 hundred percent of the federal poverty level.

22 Sec. 36. Section 261.9, subsection 2A, paragraph b, if
 23 enacted by 2017 Iowa Acts, House File 642, section 15, is
 24 amended to read as follows:

25 b. Is a barber school licensed under section 158.7 or
 26 a school of cosmetology arts and sciences licensed under
 27 chapter 157 and is accredited by a national accrediting agency
 28 recognized by the United States department of education. For
 29 the fiscal year beginning July 1, 2017, an eligible institution
 30 under this paragraph shall provide a matching aggregate amount
 31 of institutional financial aid equal to at least seventy-five
 32 percent of the amount received by the institution's students
 33 for Iowa tuition grant assistance under section 261.16A.

34 For the fiscal year beginning July 1, 2018, the institution

35 shall provide a matching aggregate amount of institutional

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1 financial aid equal to at least eighty-five percent of the
 2 amount received in that fiscal year. Commencing with the
 3 fiscal year beginning July 1, 2019, and each succeeding fiscal
 4 year, the matching aggregate amount of institutional financial
 5 aid shall be at least equal to the match provided by eligible
 6 institutions under ~~section 261.16A, subsection 2~~ paragraph "a".
 7 Sec. 37. Section 422.7, subsection 41, paragraph a,
 8 subparagraph (1), subparagraph division (b), as enacted by 2017
 9 Iowa Acts, Senate File 505, section 1, is amended to read as
 10 follows:

11 (b) For the tax year beginning in the 2018 calendar year
 12 and for each subsequent tax year, the director shall multiply
 13 each dollar amount set forth in subparagraph division (a),
 14 subparagraph subdivisions (i) and (ii) by the latest cumulative
 15 inflation factor, shall round off the resulting product to
 16 the nearest one dollar, and shall incorporate the result into
 17 the income tax forms and instructions for each tax year. For
 18 purposes of this subparagraph division, "cumulative inflation
 19 factor" means the product of the annual inflation factor for
 20 the 2018 calendar year and all annual inflation factors for
 21 subsequent calendar years as determined by section 422.4,
 22 subsection 1, paragraph "a". The cumulative inflation factor
 23 applies to all tax years beginning on or after January 1 of
 24 the calendar year for which the latest annual inflation factor
 25 has been determined. Notwithstanding any other provision,
 26 the annual inflation factor for the 2018 calendar year is one
 27 hundred percent.

28 Sec. 38. 2017 Iowa Acts, House File 488, section 57, as
 29 enacted, is amended by striking the section and inserting in
 30 lieu thereof the following:

31 SEC. 57. Section 455B.474, subsection 2, paragraph a,
 32 subparagraph (1), Code 2017, is amended to read as follows:

33 (1) (a) Financial responsibility required by this
 34 subsection may be established in accordance with rules adopted
 35 by the commission by any one, or any combination, of the

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1 following methods: ~~insurance, guarantee, surety bond, letter~~
 2 (i) Insurance.
 3 (ii) Guarantee.
 4 (iii) Surety bond.
 5 (iv) Letter of credit, or qualification.
 6 (v) Qualification as a self-insurer.

7 (b) In adopting requirements under this subsection, the
 8 commission may specify policy or other contractual terms,
 9 conditions, or defenses which are necessary or are unacceptable
 10 in establishing the evidence of financial responsibility.

11 Sec. 39. 2017 Iowa Acts, House File 642, section 44,
 12 subsection 1, paragraph f, unnumbered paragraph 2, if enacted,
 13 is amended to read as follows:

14 From the moneys appropriated in this lettered paragraph
 15 “f”, not more than \$50,000 shall be used by the department ~~for~~
 16 ~~expenses associated with the activities of the secondary career~~
 17 ~~and technical programming task force convened pursuant to this~~
 18 ~~Act to provide statewide support for work-based learning.~~

19 Sec. 40. 2017 Iowa Acts, House File 642, section 52,
 20 subsection 4, paragraph c, subparagraph (4), is amended to read
 21 as follows:

22 (4) Notwithstanding section 8.33, of the moneys
 23 appropriated in this paragraph “c” that remain unencumbered
 24 or unobligated at the close of the fiscal year, an amount
 25 equivalent to not more than 5 percent of the amount
 26 appropriated in this paragraph “c” shall not revert ~~by but~~
 27 shall remain available for expenditure for summer programs for
 28 students until the close of the succeeding fiscal year.

29 Sec. 41. 2017 Iowa Acts, House File 642, section 55,
 30 subsection 1, paragraph f, unnumbered paragraph 2, if enacted,
 31 is amended to read as follows:

32 From the moneys appropriated in this lettered paragraph
 33 “f”, not more than \$25,000 shall be used by the department ~~for~~
 34 ~~expenses associated with the activities of the secondary career~~
 35 ~~and technical programming task force convened pursuant to this~~

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1 ~~Act to provide statewide support for work-based learning.~~

2 Sec. 42. 2017 Iowa Acts, Senate File 510, section 22,
 3 subsection 1, if enacted, is amended to read as follows:

4 1. Notwithstanding section 466A.2, and the repeal of
 5 chapter 466A as provided in this division of this Act, on and
 6 after December 31, 2017, the department of agriculture and
 7 land stewardship shall manage moneys credited to the watershed
 8 improvement fund in the same manner as required in 2016
 9 Acts, chapter 1134, section 35, including by making necessary
 10 payments to satisfy any outstanding obligations incurred by the
 11 watershed improvement review board prior to December 31, 2017.

12 Sec. 43. EFFECTIVE UPON ENACTMENT. The following sections
 13 of this division of this Act, being deemed of immediate
 14 importance, take effect upon enactment:

15 1. The section of this division of this Act amending section
 16 22.13A, subsection 5, paragraph “b”.

17 2. The section of this division of this Act amending section
 18 73A.26.

19 3. The section of this division of this Act amending
 20 section 84A.1A, subsection 1, paragraph “a”, subparagraph (8),
 21 subparagraph division (b), subparagraph subdivision (iii).

22 Sec. 44. EFFECTIVE DATE. The section of this division of
 23 this Act amending section 225D.1, subsection 8, takes effect
 24 January 1, 2018.

25 Sec. 45. APPLICABILITY. The section of this division of
26 this Act amending section 422.7, subsection 41, paragraph a,
27 subparagraph (1), subparagraph division (b), applies to tax
28 years beginning on or after January 1, 2018.

29 DIVISION V

30 WEAPONS

31 Sec. 46. Section 724.2A, as enacted by 2017 Iowa Acts, House
32 File 517, section 5, is amended to read as follows:

33 **724.2A Peace officer and reserve peace officer — defined.**

34 As used in sections 724.4, 724.6, and 724.11, “*peace officer*”
35 ~~means a certified “*peace officer*” and~~ includes a reserve peace

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1 officer as defined in section 80D.1A.

2 Sec. 47. Section 724.4C, subsection 1, unnumbered paragraph
3 1, as enacted by 2017 Iowa Acts, House File 517, section 8, is
4 amended to read as follows:

5 Except as provided in subsection 2, a person commits a
6 serious misdemeanor if the person is intoxicated as provided
7 under the conditions set out in section 321J.2, subsection
8 1, paragraph “a,” “b,” or “c,” and the person does any of the
9 following:

10 Sec. 48. Section 724.17, subsection 1, as enacted by 2017
11 Iowa Acts, House File 517, section 22, is amended to read as
12 follows:

13 1. The application for a permit to acquire pistols or
14 revolvers may be made to the sheriff of the county of the
15 applicant’s residence and shall be on a form prescribed
16 and published by the commissioner of public safety. The
17 application shall require only the full name of the applicant,
18 the driver’s license or nonoperator’s identification card
19 number of the applicant, the residence of the applicant, ~~and~~
20 the date and place of birth of the applicant, and whether the
21 applicant meets the criteria specified in section 724.15.
22 The applicant shall also display an identification card that
23 bears a distinguishing number assigned to the cardholder, the
24 full name, date of birth, sex, residence address, and brief
25 description and color photograph of the cardholder, or other
26 identification as specified by rule of the department of public
27 safety. The sheriff shall conduct a criminal history check
28 concerning each applicant by obtaining criminal history data
29 from the department of public safety which shall include an
30 inquiry of the national instant criminal background check
31 system maintained by the federal bureau of investigation or any
32 successor agency. A person who makes what the person knows
33 to be a false statement of material fact on an application
34 submitted under this section or who submits what the person
35 knows to be any materially falsified or forged documentation in

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1 connection with such an application commits a class “D” felony.

2 Sec. 49. Section 724.22, subsection 9, as enacted by 2017
3 Iowa Acts, House File 517, section 29, is amended to read as
4 follows:

5 9. A parent, guardian, spouse, or instructor, who knowingly
6 provides direct supervision under subsection 5, of a person
7 while intoxicated as provided under the conditions set out
8 in section 321J.2, subsection 1, ~~or under the influence of~~
9 ~~an illegal drug~~ paragraph “a”, “b”, or “c”, commits child
10 endangerment in violation of section 726.6, subsection 1,
11 paragraph “i”.

12 Sec. 50. Section 726.6, subsection 1, paragraph i, as
13 enacted by 2017 Iowa Acts, House File 517, section 30, is
14 amended to read as follows:

15 i. Knowingly provides direct supervision of a person under
16 section 724.22, subsection 5, while intoxicated as provided
17 under the conditions set out in section 321J.2, subsection 1,
18 ~~or under the influence of an illegal drug~~ paragraph “a”, “b”,
19 or “c”.

20 Sec. 51. 2017 Iowa Acts, House File 517, section 50,
21 subsection 1, as enacted, is amended to read as follows:

22 1. The ~~section~~ sections of this Act amending ~~section~~
23 sections 724.22 and 726.6.

24 Sec. 52. REPEAL. 2017 Iowa Acts, House File 517, section
25 16, as enacted, is repealed.

26 Sec. 53. EFFECTIVE UPON ENACTMENT. The section of this
27 division of this Act amending 2017 Iowa Acts, House File 517,
28 section 50, subsection 1, being deemed of immediate importance,
29 takes effect upon enactment.

30 Sec. 54. RETROACTIVE APPLICABILITY. The section of this
31 division of this Act amending 2017 Iowa Acts, House File 517,
32 section 50, subsection 1, applies retroactively to April 13,
33 2017.

34 DIVISION VI
35 MERCHANT LINES

Page 20

1 Sec. 55. Section 6A.21, subsection 1, Code 2017, is amended
2 by adding the following new paragraph:

3 NEW PARAGRAPH. 0a. “Aboveground merchant line” means
4 “merchant line” as defined in section 478.6A, subsection 1,
5 excluding those merchant lines that are underground.

6 Sec. 56. Section 6A.21, subsection 1, paragraph b, Code
7 2017, is amended to read as follows:

8 b. “Private development purposes” means the construction of,
9 or improvement related to, recreational trails, recreational
10 development paid for primarily with private funds, aboveground
11 merchant lines, housing and residential development, or
12 commercial or industrial enterprise development.

13 Sec. 57. Section 6A.21, subsection 2, Code 2017, is amended
14 to read as follows:

15 2. The limitation on the definition of public use,
16 public purpose, or public improvement does not apply to the
17 establishment, relocation, or improvement of a road pursuant
18 to chapter 306, or to the establishment of a railway under the
19 supervision of the department of transportation as provided in
20 section 327C.2, or to an airport as defined in section 328.1,
21 or to land acquired in order to replace or mitigate land used
22 in a road project when federal law requires replacement or
23 mitigation. This limitation also does not apply to utilities,
24 persons, companies, or corporations under the jurisdiction of
25 the Iowa utilities board in the department of commerce or to
26 any other utility conferred the right by statute to condemn
27 private property or to otherwise exercise the power of eminent
28 domain, except to the extent such purpose includes construction
29 of aboveground merchant lines.

30 Sec. 58. Section 6A.22, subsection 2, paragraph a,
31 subparagraph (2), Code 2017, is amended to read as follows:

32 (2) The acquisition of any interest in property necessary to
33 the function of a public or private utility to the extent such
34 purpose does not include construction of aboveground merchant
35 lines, common carrier, or airport or airport system.

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1 Sec. 59. EFFECTIVE UPON ENACTMENT. This division of this
2 Act, being deemed of immediate importance, takes effect upon
3 enactment.

4 Sec. 60. APPLICABILITY. This division of this Act applies
5 to projects or condemnation proceedings commenced on or after
6 the effective date of this division of this Act.

7 DIVISION VII

8 VAPOR AND ALTERNATIVE NICOTINE PRODUCTS —TAX

9 Sec. 61. Section 453A.1, Code 2017, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 7A. “*Delivery sale*” means any sale of
12 an alternative nicotine product or a vapor product to a
13 purchaser in this state where the purchaser submits the order
14 for such sale by means of a telephonic or other method of
15 voice transmission, mail or any other delivery service, or the
16 internet or other online service and the alternative nicotine
17 product or vapor product is delivered by use of mail or a
18 delivery service. The sale of an alternative nicotine product
19 or vapor product shall constitute a delivery sale regardless of
20 whether the seller is located in this state. “*Delivery sale*”
21 does not include a sale to a distributor or retailer of any
22 alternative nicotine product or vapor product not for personal
23 consumption.

24 Sec. 62. Section 453A.1, subsection 20, Code 2017, is
25 amended to read as follows:

26 20. “*Place of business*” is construed to mean and include any

27 place where cigarettes are sold or where cigarettes are stored
 28 within or without the state of Iowa by the holder of an Iowa
 29 permit or kept for the purpose of sale or consumption; or if
 30 sold from any vehicle or train, the vehicle or train on which
 31 or from which such cigarettes are sold shall constitute a place
 32 of business; or for a business within or without the state that
 33 conducts delivery sales, any place where alternative nicotine
 34 products or vapor products are sold or where alternative
 35 nicotine products or vapor products are kept for the purpose

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1 of sale.
 2 Sec. 63. Section 453A.13, subsection 1, Code 2017, is
 3 amended to read as follows:
 4 1. *Permits required.* Every distributor, wholesaler,
 5 cigarette vendor, and retailer, now engaged or who desires to
 6 become engaged in the sale or use of cigarettes, upon which a
 7 tax is required to be paid, and every retailer now engaged or
 8 who desires to become engaged in selling, offering for sale, or
 9 distributing alternative nicotine products or vapor products,
 10 including through delivery sales, shall obtain a state or
 11 retail permit as a distributor, wholesaler, cigarette vendor,
 12 or retailer, as the case may be.
 13 Sec. 64. Section 453A.13, subsection 2, paragraph a, Code
 14 2017, is amended to read as follows:
 15 a. The department shall issue state permits to distributors,
 16 wholesalers, and cigarette vendors and retailers that make
 17 delivery sales of alternative nicotine products and vapor
 18 products subject to the conditions provided in this division.
 19 If an out-of-state retailer makes delivery sales of alternative
 20 nicotine products or vapor products, an application shall be
 21 filed with the department and a permit shall be issued for the
 22 out-of-state retailer's principal place of business. Cities
 23 may issue retail permits to ~~dealers~~ retailers with a place of
 24 business located within their respective limits. County boards
 25 of supervisors may issue retail permits to ~~dealers~~ retailers
 26 with a place of business in their respective counties, outside
 27 of the corporate limits of cities.
 28 Sec. 65. Section 453A.42, Code 2017, is amended by adding
 29 the following new subsection:
 30 NEW SUBSECTION. 2A. "Delivery sale" means any sale of
 31 an alternative nicotine product or a vapor product to a
 32 purchaser in this state where the purchaser submits the order
 33 for such sale by means of a telephonic or other method of
 34 voice transmission, mail or any other delivery service, or the
 35 internet or other online service and the alternative nicotine

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1 product or vapor product is delivered by use of mail or a
 2 delivery service. The sale of an alternative nicotine product

3 or vapor product shall constitute a delivery sale regardless of
 4 whether the seller is located in this state. *“Delivery sale”*
 5 does not include a sale to a distributor or retailer of any
 6 alternative nicotine product or vapor product not for personal
 7 consumption.

8 Sec. 66. Section 453A.42, subsection 8, Code 2017, is
 9 amended to read as follows:

10 8. *“Place of business”* means any place where tobacco
 11 products are sold or where tobacco products are manufactured,
 12 stored, or kept for the purpose of sale or consumption,
 13 including any vessel, vehicle, airplane, train, or vending
 14 machine; or for a business within or without the state that
 15 conducts delivery sales, any place where alternative nicotine
 16 products or vapor products are sold or where alternative
 17 nicotine products or vapor products are kept for the purpose of
 18 sale, including delivery sales.

19 Sec. 67. Section 453A.47A, subsections 1, 3, and 6, Code
 20 2017, are amended to read as follows:

21 1. *Permits required.* A person shall not engage in
 22 the business of a retailer of tobacco, tobacco products,
 23 alternative nicotine products, or vapor products at any place
 24 of business, or through delivery sales, without first having
 25 received a permit as a retailer.

26 3. *Number of permits.* An application shall be filed and a
 27 permit obtained for each place of business owned or operated by
 28 a retailer located in the state. If an out-of-state retailer
 29 makes delivery sales of alternative nicotine products or vapor
 30 products, an application shall be filed with the department
 31 and a permit shall be issued for the out-of-state retailer’s
 32 principal place of business.

33 6. *Issuance.* Cities ~~shall~~ may issue retail permits to
 34 retailers located within their respective limits. County
 35 boards of supervisors ~~shall~~ may issue retail permits to

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1 retailers located in their respective counties, outside of the
 2 corporate limits of cities. The city or county shall submit a
 3 duplicate of any application for a retail permit and any retail
 4 permit issued by the entity under this section to the alcoholic
 5 beverages division of the department of commerce within thirty
 6 days of issuance. The alcoholic beverages division of the
 7 department of commerce shall submit the current list of all
 8 retail permits issued to the Iowa department of public health
 9 by the first day of each quarter of a state fiscal year.

10 Sec. 68. **NEW SECTION. 453A.47B Requirements for mailing or**
 11 **shipping — alternative nicotine products or vapor products.**

12 A retailer shall not mail, ship, or otherwise cause to be
 13 delivered any alternative nicotine product or vapor product in
 14 connection with a delivery sale unless all of the following
 15 apply:

16 1. Prior to sale to the purchaser, the retailer verifies

- 17 that the purchaser is at least eighteen years of age through or
 18 by one of the following:
- 19 a. A commercially available database, or aggregate of
 20 databases, that is regularly used by government and businesses
 21 for the purpose of age and identity verification.
 - 22 b. Obtaining a copy of a valid government-issued document
 23 that provides the name, address, and date of birth of the
 24 purchaser.
- 25 2. The retailer uses a method of mailing, shipping, or
 26 delivery that requires the signature of a person who is at
 27 least eighteen years of age before the shipping package is
 28 released to the purchaser.
- 29 Sec. 69. NEW SECTION. 453A.47C Sales and use tax on
 30 **delivery sales — alternative nicotine products or vapor**
 31 **products.**
- 32 1. A delivery sale of alternative nicotine products or vapor
 33 products within this state shall be subject to the sales tax
 34 provided in chapter 423, subchapter II.
 - 35 2. The use in this state of alternative nicotine products

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- 1 or vapor products purchased for use in this state through a
 2 delivery sale shall be subject to the use tax provided in
 3 chapter 423, subchapter III.
- 4 3. A retailer required to possess or possessing a permit
 5 under section 453A.13 or 453A.47A to make delivery sales of
 6 alternative nicotine products or vapor products within this
 7 state shall be deemed to have waived all claims that such
 8 retailer lacks physical presence within this state for purposes
 9 of collecting and remitting sales and use tax.
- 10 4. A retailer making taxable delivery sales of alternative
 11 nicotine products or vapor products within this state shall
 12 remit to the department all sales and use tax due on such sales
 13 at the times and in the manner provided by chapter 423.
- 14 5. The director shall adopt rules pursuant to chapter 17A to
 15 administer this section.

16 DIVISION VIII

17 NATIONAL JUNIOR ANGUS SHOW

- 18 Sec. 70. 2015 Iowa Acts, chapter 132, section 25, as amended
 19 by 2016 Iowa Acts, chapter 1134, section 2, is amended to read
 20 as follows:
- 21 **SEC. 25. UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —**
 22 **HORSE AND DOG RACING.** There is appropriated from the moneys
 23 available under section 99D.13 to the department of agriculture
 24 and land stewardship for the fiscal year beginning July 1,
 25 2016, and ending June 30, 2017, the following amount, or so
 26 much thereof as is necessary, to be used for the purposes
 27 designated:
- 28 1. For purposes of supporting the department's
 29 administration and enforcement of horse and dog racing law
 30 pursuant to section 99D.22, including for salaries, support,

31	maintenance, and miscellaneous purposes:	
32	\$ 295,516
33	2. <u>a.</u> For allocation to the Iowa junior angus association	
34	in connection with the 2016 <u>2017</u> national junior angus show:	
35	\$ 10,000

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1 b. Notwithstanding section 8.33, moneys appropriated in
 2 this subsection that remain unencumbered or unobligated at the
 3 close of the fiscal year shall not revert but shall remain
 4 available to be used to support the purpose designated in
 5 paragraph “a” until the close of the succeeding fiscal year.
 6 Sec. 71. EFFECTIVE UPON ENACTMENT. This division of this
 7 Act, being deemed of immediate importance, takes effect upon
 8 enactment.>

S-3388

HOUSE AMENDMENT TO
 SENATE AMENDMENT TO
 HOUSE FILE 524

1 Amend the Senate amendment, H-1341, to House File 524, as
 2 amended, passed, and reprinted by the House, as follows:
 3 1. Page 1, by striking lines 1 through 7 and inserting:
 4 <Amend House File 524, as amended, passed, and reprinted by
 5 the House, as follows:
 6 1. By striking everything after the enacting clause and
 7 inserting:
 8 <Section 1. NEW SECTION. 124.201A Cannabidiol
 9 investigational product — rules.
 10 1. If a cannabidiol investigational product approved as
 11 a prescription drug medication by the United States food and
 12 drug administration is eliminated from or revised in the
 13 federal schedule of controlled substances by the federal drug
 14 enforcement agency and notice of the elimination or revision
 15 is given to the board, the board shall similarly eliminate
 16 or revise the prescription drug medication in the schedule
 17 of controlled substances under this chapter. Such action by
 18 the board shall be immediately effective upon the date of
 19 publication of the final regulation containing the elimination
 20 or revision in the federal register.
 21 2. The board shall adopt rules pursuant to chapter 17A
 22 to administer this section. The board may adopt rules on an
 23 emergency basis as provided in section 17A.4, subsection 3, and
 24 section 17A.5, subsection 2, to administer this section, and
 25 the rules shall be effective immediately upon filing unless
 26 a later date is specified in the rules. Any emergency rules
 27 adopted in accordance with this section shall also be published
 28 as a notice of intended action as provided in section 17A.4,
 29 subsection 1.

30 Sec. 2. Section 124.401, subsection 5, unnumbered paragraph
 31 3, Code 2017, is amended to read as follows:
 32 A person may knowingly or intentionally recommend, possess,
 33 use, dispense, deliver, transport, or administer cannabidiol
 34 if the recommendation, possession, use, dispensing, delivery,
 35 transporting, or administering is in accordance with the

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1 provisions of chapter ~~124D~~ 124E. For purposes of this
 2 paragraph, “*cannabidiol*” means the same as defined in section
 3 ~~124D.2~~ 124E.2.
 4 Sec. 3. Section 124.553, subsection 8, Code 2017, is amended
 5 to read as follows:
 6 8. The board may enter into an agreement with a prescription
 7 database or monitoring program operated in ~~a state bordering~~
 8 ~~this state or in the state of Kansas~~ any state for the mutual
 9 exchange of information. Any agreement entered into pursuant
 10 to this subsection shall specify that all the information
 11 exchanged pursuant to the agreement shall be used and
 12 disseminated in accordance with the laws of this state.
 13 Sec. 4. NEW SECTION. 124E.1 Short title.
 14 This chapter shall be known and may be cited as the “*Medical*
 15 *Cannabidiol Act*”.
 16 Sec. 5. NEW SECTION. 124E.2 Definitions.
 17 As used in this chapter:
 18 1. “*Bordering state*” means the same as defined in section
 19 331.910.
 20 2. “*Debilitating medical condition*” means any of the
 21 following:
 22 a. Cancer, if the underlying condition or treatment produces
 23 one or more of the following:
 24 (1) Severe or chronic pain.
 25 (2) Nausea or severe vomiting.
 26 (3) Cachexia or severe wasting.
 27 b. Multiple sclerosis with severe and persistent muscle
 28 spasms.
 29 c. Seizures, including those characteristic of epilepsy.
 30 d. AIDS or HIV as defined in section 141A.1.
 31 e. Crohn’s disease.
 32 f. Amyotrophic lateral sclerosis.
 33 g. Any terminal illness, with a probable life expectancy of
 34 under one year, if the illness or its treatment produces one or
 35 more of the following:

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1 (1) Severe or chronic pain.
 2 (2) Nausea or severe vomiting.
 3 (3) Cachexia or severe wasting.
 4 h. Parkinson’s disease.
 5 i. Untreatable pain.

6 3. “*Department*” means the department of public health.

7 4. “*Disqualifying felony offense*” means a violation under
8 federal or state law of a felony under federal or state law,
9 which has as an element the possession, use, or distribution of
10 a controlled substance, as defined in 21 U.S.C. §802(6).

11 5. “*Health care practitioner*” means an individual licensed
12 under chapter 148 to practice medicine and surgery or
13 osteopathic medicine and surgery who is a patient’s primary
14 care provider. “*Health care practitioner*” shall not include a
15 physician assistant licensed under chapter 148C or an advanced
16 registered nurse practitioner licensed pursuant to chapter 152
17 or 152E.

18 6. “*Medical cannabidiol*” means any pharmaceutical
19 grade cannabinoid found in the plant *Cannabis sativa L.* or
20 *Cannabis indica* or any other preparation thereof that has
21 a tetrahydrocannabinol level of no more than three percent
22 and that is delivered in a form recommended by the medical
23 cannabidiol board, approved by the board of medicine, and
24 adopted by the department pursuant to rule.

25 7. “*Primary caregiver*” means a person who is a resident of
26 this state or a bordering state as defined in section 331.910,
27 including but not limited to a parent or legal guardian, at
28 least eighteen years of age, who has been designated by a
29 patient’s health care practitioner as a necessary caretaker
30 taking responsibility for managing the well-being of the
31 patient with respect to the use of medical cannabidiol pursuant
32 to the provisions of this chapter.

33 8. “*Untreatable pain*” means any pain whose cause cannot be
34 removed and, according to generally accepted medical practice,
35 the full range of pain management modalities appropriate for

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1 the patient has been used without adequate result or with
2 intolerable side effects.

3 9. “*Written certification*” means a document signed by a
4 health care practitioner, with whom the patient has established
5 a patient-provider relationship, which states that the patient
6 has a debilitating medical condition and identifies that
7 condition and provides any other relevant information.

8 Sec. 6. **NEW SECTION. 124E.3 Health care practitioner**
9 **certification — duties.**

10 1. Prior to a patient’s submission of an application for
11 a medical cannabidiol registration card pursuant to section
12 124E.4, a health care practitioner shall do all of the
13 following:

14 a. Determine, in the health care practitioner’s medical
15 judgment, whether the patient whom the health care practitioner
16 has examined and treated suffers from a debilitating medical
17 condition that qualifies for the use of medical cannabidiol
18 under this chapter, and if so determined, provide the patient
19 with a written certification of that diagnosis.

- 20 **b.** Provide explanatory information as provided by the
 21 department to the patient about the therapeutic use of medical
 22 cannabidiol and the possible risks, benefits, and side effects
 23 of the proposed treatment.
- 24 **2.** Subsequently, the health care practitioner shall do the
 25 following:
- 26 **a.** Determine, on an annual basis, if the patient continues
 27 to suffer from a debilitating medical condition and, if so,
 28 issue the patient a new certification of that diagnosis.
- 29 **b.** Otherwise comply with all requirements established by the
 30 department pursuant to rule.
- 31 **3.** A health care practitioner may provide, but has no duty
 32 to provide, a written certification pursuant to this section.
- 33 **Sec. 7. NEW SECTION. 124E.4 Medical cannabidiol**
 34 **registration card.**
- 35 **1. *Issuance to patient.*** Subject to subsection 7, the

Page 5

- 1 department may approve the issuance of a medical cannabidiol
 2 registration card by the department of transportation to a
 3 patient who:
- 4 **a.** Is at least eighteen years of age.
- 5 **b.** Is a permanent resident of this state.
- 6 **c.** Submits a written certification to the department signed
 7 by the patient's health care practitioner that the patient is
 8 suffering from a debilitating medical condition.
- 9 **d.** Submits an application to the department, on a form
 10 created by the department, in consultation with the department
 11 of transportation, that contains all of the following:
- 12 **(1)** The patient's full name, Iowa residence address, date
 13 of birth, and telephone number.
- 14 **(2)** A copy of the patient's valid photograph
 15 identification.
- 16 **(3)** Full name, address, and telephone number of the
 17 patient's health care practitioner.
- 18 **(4)** Full name, residence address, date of birth, and
 19 telephone number of each primary caregiver of the patient, if
 20 any.
- 21 **(5)** Any other information required by rule.
- 22 **e.** Submits a medical cannabidiol registration card fee of
 23 one hundred dollars to the department. If the patient attests
 24 to receiving social security disability benefits, supplemental
 25 security insurance payments, or being enrolled in the medical
 26 assistance program, the fee shall be twenty-five dollars.
- 27 **f.** Has not been convicted of a disqualifying felony offense.
- 28 **2. *Patient card contents.*** A medical cannabidiol
 29 registration card issued to a patient by the department of
 30 transportation pursuant to subsection 1 shall contain, at a
 31 minimum, all of the following:
- 32 **a.** The patient's full name, Iowa residence address, and date
 33 of birth.

- 34 b. The patient's photograph.
35 c. The date of issuance and expiration date of the medical

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- 1 cannabidiol registration card.
2 d. Any other information required by rule.
3 3. *Issuance to primary caregiver.* For a patient in a
4 primary caregiver's care, subject to subsection 7, the
5 department may approve the issuance of a medical cannabidiol
6 registration card by the department of transportation to the
7 primary caregiver who:
8 a. Submits a written certification to the department signed
9 by the patient's health care practitioner that the patient in
10 the primary caregiver's care is suffering from a debilitating
11 medical condition.
12 b. Submits an application to the department, on a form
13 created by the department, in consultation with the department
14 of transportation, that contains all of the following:
15 (1) The primary caregiver's full name, residence address,
16 date of birth, and telephone number.
17 (2) The patient's full name.
18 (3) A copy of the primary caregiver's valid photograph
19 identification.
20 (4) Full name, address, and telephone number of the
21 patient's health care practitioner.
22 (5) Any other information required by rule.
23 c. Has not been convicted of a disqualifying felony offense.
24 d. Submits a medical cannabidiol registration card fee of
25 twenty-five dollars to the department.
26 4. *Primary caregiver card contents.* A medical cannabidiol
27 registration card issued by the department of transportation to
28 a primary caregiver pursuant to subsection 3 shall contain, at
29 a minimum, all of the following:
30 a. The primary caregiver's full name, residence address, and
31 date of birth.
32 b. The primary caregiver's photograph.
33 c. The date of issuance and expiration date of the
34 registration card.
35 d. The medical cannabidiol registration card number of each

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- 1 patient in the primary caregiver's care. If the patient in the
2 primary caregiver's care is under the age of eighteen, the full
3 name of the patient's parent or legal guardian.
4 e. Any other information required by rule.
5 5. *Expiration date of card.* A medical cannabidiol
6 registration card issued pursuant to this section shall expire
7 one year after the date of issuance and may be renewed.
8 6. *Card issuance — department of transportation.* The
9 department may enter into a chapter 28E agreement with the

10 department of transportation to facilitate the issuance of
 11 medical cannabidiol registration cards pursuant to subsections
 12 1 and 3.

13 7. *Federally approved clinical trials.* The department shall
 14 not approve the issuance of a medical cannabidiol registration
 15 card pursuant to this section for a patient who is enrolled
 16 in a federally approved clinical trial for the treatment of a
 17 debilitating medical condition with medical cannabidiol.

18 Sec. 8. NEW SECTION. 124E.4A Medical cannabidiol board —
 19 **duties.**

20 1. *a.* A medical cannabidiol board is created consisting of
 21 eight practitioners representing the fields of neurology, pain
 22 management, gastroenterology, oncology, psychiatry, pediatrics,
 23 family medicine, and pharmacy, and one representative from law
 24 enforcement.

25 *b.* The practitioners shall be licensed in this state and
 26 nationally board-certified in their area of specialty and
 27 knowledgeable about the use of medical cannabidiol.

28 *c.* Applicants for membership on the board shall submit a
 29 membership application to the department and the governor shall
 30 appoint members from the applicant pool.

31 *d.* For purposes of this subsection, “*representative from*
 32 *law enforcement*” means a regularly employed member of a police
 33 force of a city or county, including a sheriff, or of the state
 34 patrol, in this state, who is responsible for the prevention
 35 and detection of crime and the enforcement of the criminal laws

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1 of this state.

2 2. The medical cannabidiol board shall convene at least
 3 twice but no more than four times per year.

4 3. The duties of the medical cannabidiol board shall include
 5 but not be limited to the following:

6 *a.* Accepting and reviewing petitions to add medical
 7 conditions, medical treatments, or debilitating diseases to the
 8 list of debilitating medical conditions for which the medical
 9 use of cannabidiol would be medically beneficial under this
 10 chapter.

11 *b.* Making recommendations relating to the removal or
 12 addition of debilitating medical conditions to the list of
 13 allowable debilitating medical conditions for which the medical
 14 use of cannabidiol under this chapter would be medically
 15 beneficial.

16 *c.* Working with the department regarding the requirements
 17 for the licensure of medical cannabidiol manufacturers
 18 and medical cannabidiol dispensaries, including licensure
 19 procedures.

20 *d.* Advising the department regarding the location of medical
 21 cannabidiol manufacturers and medical cannabidiol dispensaries
 22 throughout the state.

23 *e.* Making recommendations relating to the form and quantity

24 of allowable medical uses of cannabidiol.

25 4. Recommendations made by the medical cannabidiol board
26 pursuant to section 3, paragraphs “b” and “e”, shall be made to
27 the board of medicine for consideration, and if approved, shall
28 be adopted by the board of medicine by rule.

29 5. On or before January 1 of each year, beginning January
30 1, 2018, the medical cannabidiol board shall submit a report
31 detailing the activities of the board.

32 6. The medical cannabidiol board may recommend a statutory
33 revision to the definition of medical cannabidiol contained in
34 this chapter that increases the tetrahydrocannabinol level to
35 more than three percent, however, any such recommendation shall

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1 be submitted to the general assembly during the regular session
2 of the general assembly following such submission. The general
3 assembly shall have the sole authority to revise the definition
4 of medical cannabidiol for purposes of this chapter.

5 Sec. 9. NEW SECTION. 124E.5 Medical cannabidiol
6 **manufacturer licensure.**

7 1. a. The department shall issue a request for proposals
8 to select and license by December 1, 2017, up to two medical
9 cannabidiol manufacturers to manufacture and to possess,
10 cultivate, harvest, transport, package, process, or supply
11 medical cannabidiol within this state consistent with the
12 provisions of this chapter. The department shall license new
13 medical cannabidiol manufacturers or relicense the existing
14 medical cannabidiol manufacturers by December 1 of each year.

15 b. Information submitted during the application process
16 shall be confidential until a medical cannabidiol manufacturer
17 is licensed by the department unless otherwise protected from
18 disclosure under state or federal law.

19 2. As a condition for licensure, a medical cannabidiol
20 manufacturer must agree to begin supplying medical cannabidiol
21 to medical cannabidiol dispensaries in this state no later than
22 December 1, 2018.

23 3. The department shall consider the following factors in
24 determining whether to select and license a medical cannabidiol
25 manufacturer:

26 a. The technical expertise of the medical cannabidiol
27 manufacturer regarding medical cannabidiol.

28 b. The qualifications of the medical cannabidiol
29 manufacturer’s employees.

30 c. The long-term financial stability of the medical
31 cannabidiol manufacturer.

32 d. The ability to provide appropriate security measures on
33 the premises of the medical cannabidiol manufacturer.

34 e. Whether the medical cannabidiol manufacturer has
35 demonstrated an ability to meet certain medical cannabidiol

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1 production needs for medical use regarding the range of
 2 recommended dosages for each debilitating medical condition,
 3 the range of chemical compositions of any plant of the genus
 4 cannabis that will likely be medically beneficial for each
 5 of the debilitating medical conditions, and the form of the
 6 medical cannabidiol in the manner determined by the department
 7 pursuant to rule.

8 *f.* The medical cannabidiol manufacturer's projection of
 9 and ongoing assessment of fees on patients with debilitating
 10 medical conditions.

11 4. The department shall require each medical cannabidiol
 12 manufacturer to contract with the state hygienic laboratory at
 13 the university of Iowa in Iowa City or an independent medical
 14 cannabidiol testing laboratory to perform spot-check testing
 15 of the medical cannabidiol produced by the manufacturer as
 16 provided in section 124E.6. The department shall require that
 17 the laboratory report testing results to the manufacturer in a
 18 manner determined by the department pursuant to rule.

19 5. Each entity submitting an application for licensure as
 20 a medical cannabidiol manufacturer shall pay a nonrefundable
 21 application fee of seven thousand five hundred dollars to the
 22 department.

23 **Sec. 10. NEW SECTION. 124E.6 Medical cannabidiol**
 24 **manufacturers.**

25 1. A medical cannabidiol manufacturer shall contract with
 26 the state hygienic laboratory at the university of Iowa in Iowa
 27 City or an independent medical cannabidiol testing laboratory
 28 to perform spot-check testing of the medical cannabidiol
 29 manufactured by the medical cannabidiol manufacturer as to
 30 content, contamination, and consistency. The cost of all
 31 laboratory testing shall be paid by the medical cannabidiol
 32 manufacturer.

33 2. The operating documents of a medical cannabidiol
 34 manufacturer shall include all of the following:

35 *a.* Procedures for the oversight of the medical cannabidiol

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1 manufacturer and procedures to ensure accurate recordkeeping.

2 *b.* Procedures for the implementation of appropriate security
 3 measures to deter and prevent the theft of medical cannabidiol
 4 and unauthorized entrance into areas containing medical
 5 cannabidiol.

6 3. A medical cannabidiol manufacturer shall implement
 7 security requirements, including requirements for protection
 8 of each location by a fully operational security alarm system,
 9 facility access controls, perimeter intrusion detection
 10 systems, and a personnel identification system.

11 4. A medical cannabidiol manufacturer shall not share
 12 office space with, refer patients to, or have any financial

13 relationship with a health care practitioner.

14 5. A medical cannabidiol manufacturer shall not permit any
15 person to consume medical cannabidiol on the property of the
16 medical cannabidiol manufacturer.

17 6. A medical cannabidiol manufacturer is subject to
18 reasonable inspection by the department.

19 7. A medical cannabidiol manufacturer shall not employ
20 a person who is under eighteen years of age or who has been
21 convicted of a disqualifying felony offense. An employee
22 of a medical cannabidiol manufacturer shall be subject to a
23 background investigation conducted by the division of criminal
24 investigation of the department of public safety and a national
25 criminal history background check.

26 8. A medical cannabidiol manufacturer owner shall not have
27 been convicted of a disqualifying felony offense and shall be
28 subject to a background investigation conducted by the division
29 of criminal investigation of the department of public safety
30 and a national criminal history background check.

31 9. A medical cannabidiol manufacturer shall not operate at
32 the same physical location as a medical cannabidiol dispensary.

33 10. A medical cannabidiol manufacturer shall not operate
34 in any location, whether for manufacturing, possessing,
35 cultivating, harvesting, transporting, packaging, processing,

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1 or supplying, within one thousand feet of a public or private
2 school existing before the date of the medical cannabidiol
3 manufacturer's licensure by the department.

4 11. A medical cannabidiol manufacturer shall comply
5 with reasonable restrictions set by the department relating
6 to signage, marketing, display, and advertising of medical
7 cannabidiol.

8 12. *a.* A medical cannabidiol manufacturer shall provide a
9 reliable and ongoing supply of medical cannabidiol to medical
10 cannabidiol dispensaries pursuant to this chapter.

11 *b.* All manufacturing, cultivating, harvesting, packaging,
12 and processing of medical cannabidiol shall take place in an
13 enclosed, locked facility at a physical address provided to the
14 department during the licensure process.

15 *c.* A medical cannabidiol manufacturer shall not manufacture
16 edible medical cannabidiol products.

17 Sec. 11. NEW SECTION. **124E.7 Medical cannabidiol dispensary**
18 **licensure.**

19 1. *a.* The department shall issue a request for proposals
20 to select and license by April 1, 2018, up to five medical
21 cannabidiol dispensaries to dispense medical cannabidiol within
22 this state consistent with the provisions of this chapter. The
23 department shall license new medical cannabidiol dispensaries
24 or relicense the existing medical cannabidiol dispensaries by
25 December 1 of each year.

26 *b.* Information submitted during the application process

27 shall be confidential until a medical cannabidiol dispensary
 28 is licensed by the department unless otherwise protected from
 29 disclosure under state or federal law.
 30 2. As a condition for licensure, a medical cannabidiol
 31 dispensary must agree to begin supplying medical cannabidiol to
 32 patients by December 1, 2018.
 33 3. The department shall consider the following factors in
 34 determining whether to select and license a medical cannabidiol
 35 dispensary:

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1 a. The technical expertise of the medical cannabidiol
 2 dispensary regarding medical cannabidiol.
 3 b. The qualifications of the medical cannabidiol
 4 dispensary's employees.
 5 c. The long-term financial stability of the medical
 6 cannabidiol dispensary.
 7 d. The ability to provide appropriate security measures on
 8 the premises of the medical cannabidiol dispensary.
 9 e. The medical cannabidiol dispensary's projection and
 10 ongoing assessment of fees for the purchase of medical
 11 cannabidiol on patients with debilitating medical conditions.
 12 4. Each entity submitting an application for licensure as
 13 a medical cannabidiol dispensary shall pay a nonrefundable
 14 application fee of five thousand dollars to the department.
 15 **Sec. 12. NEW SECTION. 124E.8 Medical cannabidiol**
 16 **dispensaries.**
 17 1. a. The medical cannabidiol dispensaries shall be located
 18 based on geographical need throughout the state to improve
 19 patient access.
 20 b. A medical cannabidiol dispensary may dispense medical
 21 cannabidiol pursuant to the provisions of this chapter but
 22 shall not dispense any medical cannabidiol in a form or
 23 quantity other than the form or quantity allowed by the
 24 department pursuant to rule.
 25 2. The operating documents of a medical cannabidiol
 26 dispensary shall include all of the following:
 27 a. Procedures for the oversight of the medical cannabidiol
 28 dispensary and procedures to ensure accurate recordkeeping.
 29 b. Procedures for the implementation of appropriate security
 30 measures to deter and prevent the theft of medical cannabidiol
 31 and unauthorized entrance into areas containing medical
 32 cannabidiol.
 33 3. A medical cannabidiol dispensary shall implement
 34 security requirements, including requirements for protection
 35 by a fully operational security alarm system, facility

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1 access controls, perimeter intrusion detection systems, and a
 2 personnel identification system.

- 3 4. A medical cannabidiol dispensary shall not share
4 office space with, refer patients to, or have any financial
5 relationship with a health care practitioner.
- 6 5. A medical cannabidiol dispensary shall not permit any
7 person to consume medical cannabidiol on the property of the
8 medical cannabidiol dispensary.
- 9 6. A medical cannabidiol dispensary is subject to
10 reasonable inspection by the department.
- 11 7. A medical cannabidiol dispensary shall not employ a
12 person who is under eighteen years of age or who has been
13 convicted of a disqualifying felony offense. An employee
14 of a medical cannabidiol dispensary shall be subject to a
15 background investigation conducted by the division of criminal
16 investigation of the department of public safety and a national
17 criminal history background check.
- 18 8. A medical cannabidiol dispensary owner shall not have
19 been convicted of a disqualifying felony offense and shall be
20 subject to a background investigation conducted by the division
21 of criminal investigation of the department of public safety
22 and a national criminal history background check.
- 23 9. A medical cannabidiol dispensary shall not operate at the
24 same physical location as a medical cannabidiol manufacturer.
- 25 10. A medical cannabidiol dispensary shall not operate in
26 any location within one thousand feet of a public or private
27 school existing before the date of the medical cannabidiol
28 dispensary's licensure by the department.
- 29 11. A medical cannabidiol dispensary shall comply with
30 reasonable restrictions set by the department relating to
31 signage, marketing, display, and advertising of medical
32 cannabidiol.
- 33 12. Prior to dispensing of any medical cannabidiol, a
34 medical cannabidiol dispensary shall do all of the following:
35 a. Verify that the medical cannabidiol dispensary has

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- 1 received a valid medical cannabidiol registration card from a
2 patient or a patient's primary caregiver, if applicable.
- 3 b. Assign a tracking number to any medical cannabidiol
4 dispensed from the medical cannabidiol dispensary.
- 5 c. Properly package medical cannabidiol in compliance
6 with federal law regarding child resistant packaging and
7 exemptions for packaging for elderly patients, and label
8 medical cannabidiol with a list of all active ingredients and
9 individually identifying information.
- 10 **Sec. 13. NEW SECTION. 124E.9 Fees.**
- 11 Medical cannabidiol registration card fees and medical
12 cannabidiol manufacturer and medical cannabidiol dispensary
13 application and annual fees collected by the department
14 pursuant to this chapter shall be retained by the department,
15 shall be considered repayment receipts as defined in section
16 8.2, and shall be used for the purpose of regulating medical

17 cannabidiol manufacturers and medical cannabidiol dispensaries,
 18 for the cost of salaries for two agents of the division of
 19 criminal investigation of the department of public safety
 20 to inspect medical cannabidiol manufacturers and medical
 21 cannabidiol dispensaries, and for other expenses necessary for
 22 the administration of this chapter.

23 Sec. 14. NEW SECTION. 124E.10 Department duties — rules.

24 1. *a.* The department shall maintain a confidential file
 25 of the names of each patient to or for whom the department
 26 issues a medical cannabidiol registration card and the name of
 27 each primary caregiver to whom the department issues a medical
 28 cannabidiol registration card under section 124E.4.

29 *b.* Individual names contained in the file shall be
 30 confidential and shall not be subject to disclosure, except as
 31 provided in subparagraph (1).

32 (1) Information in the confidential file maintained
 33 pursuant to paragraph “*a*” may be released on an individual basis
 34 to the following persons under the following circumstances:

35 (a) To authorized employees or agents of the department and

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1 the department of transportation as necessary to perform the
 2 duties of the department and the department of transportation
 3 pursuant to this chapter.

4 (b) To authorized employees of law enforcement agencies
 5 of a state or political subdivision thereof, but only for the
 6 purpose of verifying that a person is lawfully in possession
 7 of a medical cannabidiol registration card issued pursuant to
 8 this chapter.

9 (c) To authorized employees of a medical cannabidiol
 10 dispensary, but only for the purpose of verifying that a person
 11 is lawfully in possession of a medical cannabidiol registration
 12 card issued pursuant to this chapter.

13 (d) To any other authorized persons recognized by the
 14 department by rule, but only for the purpose of verifying that
 15 a person is lawfully in possession of a medical cannabidiol
 16 registration card issued pursuant to this chapter.

17 (2) Release of information pursuant to subparagraph
 18 (1) shall be consistent with the federal Health Insurance
 19 Portability and Accountability Act of 1996, Pub. L. No.
 20 104-191.

21 2. The department shall adopt rules pursuant to chapter
 22 17A to administer this chapter which shall include but not be
 23 limited to rules to do all of the following:

24 *a.* Govern the manner in which the department shall
 25 consider applications for new and renewal medical cannabidiol
 26 registration cards.

27 *b.* Ensure that the medical cannabidiol registration card
 28 program operates on a self-sustaining basis.

29 *c.* Establish the form and quantity of medical cannabidiol
 30 allowed to be dispensed to a patient or primary caregiver

31 pursuant to this chapter as appropriate to serve the medical
32 needs of patients with debilitating medical conditions, subject
33 to recommendation by the medical cannabidiol board and approval
34 by the board of medicine.
35 *d.* Establish requirements for the licensure of medical

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1 cannabidiol manufacturers and medical cannabidiol dispensaries
2 and set forth procedures for medical cannabidiol manufacturers
3 and medical cannabidiol dispensaries to obtain licenses.
4 *e.* Develop a dispensing system for medical cannabidiol
5 within this state that provides for all of the following:
6 (1) Medical cannabidiol dispensaries within this state
7 housed on secured grounds and operated by licensed medical
8 cannabidiol dispensaries.
9 (2) The dispensing of medical cannabidiol to patients and
10 their primary caregivers to occur at locations designated by
11 the department.
12 *f.* Establish and collect annual fees from medical
13 cannabidiol manufacturers and medical cannabidiol dispensaries
14 to cover the costs associated with regulating and inspecting
15 medical cannabidiol manufacturers and medical cannabidiol
16 dispensaries.
17 *g.* Specify and implement procedures that address public
18 safety including security procedures and product quality
19 including measures to ensure contaminant-free cultivation of
20 medical cannabidiol, safety, and labeling.
21 *h.* Establish and implement a real-time, statewide
22 medical cannabidiol registry management sale tracking system
23 that is available to medical cannabidiol dispensaries on a
24 twenty-four-hour-a-day, seven-day-a-week basis for the purpose
25 of verifying that a person is lawfully in possession of a
26 medical cannabidiol registration card issued pursuant to this
27 chapter and for tracking the date of the sale and quantity
28 of medical cannabidiol purchased by a patient or a primary
29 caregiver.
30 *i.* Establish and implement a medical cannabidiol inventory
31 and delivery tracking system to track medical cannabidiol
32 from production by a medical cannabidiol manufacturer through
33 dispensing at a medical cannabidiol dispensary.
34 **Sec. 15. NEW SECTION. 124E.11 Use of medical cannabidiol**
35 **— affirmative defenses.**

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1 1. A health care practitioner, including any authorized
2 agent or employee thereof, shall not be subject to
3 prosecution for the unlawful certification, possession, or
4 administration of marijuana under the laws of this state for
5 activities arising directly out of or directly related to the
6 certification or use of medical cannabidiol in the treatment

7 of a patient diagnosed with a debilitating medical condition
8 as authorized by this chapter.

9 2. A medical cannabidiol manufacturer, including any
10 authorized agent or employee thereof, shall not be subject
11 to prosecution for manufacturing, possessing, cultivating,
12 harvesting, transporting, packaging, processing, or supplying
13 medical cannabidiol pursuant to this chapter.

14 3. A medical cannabidiol dispensary, including any
15 authorized agent or employee thereof, shall not be subject to
16 prosecution for dispensing medical cannabidiol pursuant to this
17 chapter.

18 4. *a.* In a prosecution for the unlawful possession of
19 marijuana under the laws of this state for the possession of
20 medical cannabidiol, including but not limited to chapters
21 124 and 453B, it is an affirmative and complete defense to
22 the prosecution that the patient has been diagnosed with a
23 debilitating medical condition, used or possessed medical
24 cannabidiol pursuant to a certification by a health care
25 practitioner as authorized under this chapter, and, for a
26 patient eighteen years of age or older, is in possession of a
27 valid medical cannabidiol registration card issued pursuant to
28 this chapter.

29 *b.* In a prosecution for the unlawful possession of
30 marijuana under the laws of this state for the possession of
31 medical cannabidiol, including but not limited to chapters
32 124 and 453B, it is an affirmative and complete defense to
33 the prosecution that the person possessed medical cannabidiol
34 because the person is a primary caregiver of a patient who
35 has been diagnosed with a debilitating medical condition and

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1 is in possession of a valid medical cannabidiol registration
2 card issued pursuant to this chapter, and where the primary
3 caregiver's possession of the medical cannabidiol is on behalf
4 of the patient and for the patient's use only as authorized
5 under this chapter.

6 *c.* If a patient or primary caregiver is charged with the
7 unlawful possession of marijuana under the laws of this state
8 for the possession of medical cannabidiol, including but not
9 limited to chapters 124 and 453B, and is not in possession
10 of the person's medical cannabidiol registration card, any
11 charge or charges filed against the person for the possession
12 of medical cannabidiol shall be dismissed by the court if the
13 person produces to the court prior to or at the person's trial
14 a medical cannabidiol registration card issued to that person
15 and valid at the time the person was charged.

16 5. An agency of this state or a political subdivision
17 thereof, including any law enforcement agency, shall not remove
18 or initiate proceedings to remove a patient under the age
19 of eighteen from the home of a parent based solely upon the
20 parent's or patient's possession or use of medical cannabidiol

21 as authorized under this chapter.

22 6. The department, the department of transportation,
23 and any health care practitioner, including any authorized
24 agent or employee thereof, are not subject to any civil
25 or disciplinary penalties by the board of medicine or any
26 business, occupational, or professional licensing board or
27 entity, solely for activities conducted relating to a patient's
28 possession or use of medical cannabidiol as authorized under
29 this chapter. Nothing in this section affects a professional
30 licensing board from taking action in response to violations of
31 any other section of law.

32 7. Notwithstanding any law to the contrary, the department,
33 the department of transportation, the governor, or any employee
34 of any state agency shall not be held civilly or criminally
35 liable for any injury, loss of property, personal injury, or

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1 death caused by any act or omission while acting within the
2 scope of office or employment as authorized under this chapter.

3 8. An attorney shall not be subject to disciplinary action
4 by the Iowa supreme court or attorney disciplinary board for
5 providing legal assistance to a patient, primary caregiver, or
6 others based upon a patient's or primary caregiver's possession
7 or use of medical cannabidiol as authorized under this chapter.

8 9. Possession of a medical cannabidiol registration card or
9 an application for a medical cannabidiol registration card by a
10 person entitled to possess or apply for a medical cannabidiol
11 registration card shall not constitute probable cause or
12 reasonable suspicion, and shall not be used to support a search
13 of the person or property of the person possessing or applying
14 for the medical cannabidiol registration card, or otherwise
15 subject the person or property of the person to inspection by
16 any governmental agency.

17 Sec. 16. NEW SECTION. **12E.12 Medical cannabidiol source.**

18 Medical cannabidiol provided exclusively pursuant to a
19 written certification of a health care practitioner, if not
20 legally available in this state or from any other bordering
21 state, shall be obtained from an out-of-state source.

22 Sec. 17. NEW SECTION. **124E.13 Out-of-state medical
23 cannabidiol dispensaries.**

24 The department of public health shall utilize a request for
25 proposals process to select and license by December 1, 2017,
26 up to two out-of-state medical cannabidiol dispensaries from a
27 bordering state to sell and dispense medical cannabidiol to a
28 patient or primary caregiver in possession of a valid medical
29 cannabidiol registration card issued under this chapter.

30 Sec. 18. NEW SECTION. **124E.14 Iowa patients and primary
31 caregivers registering in the state of Minnesota.**

32 A patient or a primary caregiver with a valid medical
 33 cannabidiol registration card issued pursuant to this chapter
 34 may register in the state of Minnesota as a visiting qualified
 35 patient or primary caregiver and may register with one or more

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1 medical cannabis manufacturers registered under the laws of
 2 Minnesota.
 3 **Sec. 19. NEW SECTION. 124E.15 Penalties.**
 4 1. A person who knowingly or intentionally possesses or uses
 5 medical cannabidiol in violation of the requirements of this
 6 chapter is subject to the penalties provided under chapters 124
 7 and 453B.
 8 2. A medical cannabidiol manufacturer or a medical
 9 cannabidiol dispensary shall be assessed a civil penalty of up
 10 to one thousand dollars per violation for any violation of this
 11 chapter in addition to any other applicable penalties.
 12 **Sec. 20. NEW SECTION. 124E.16 Use of medical cannabidiol —**
 13 **smoking prohibited.**
 14 A patient shall not consume medical cannabidiol possessed
 15 or used as authorized under this chapter by smoking medical
 16 cannabidiol.
 17 **Sec. 21. NEW SECTION. 124E.17 Reciprocity.**
 18 A valid medical cannabidiol registration card, or its
 19 equivalent, issued under the laws of another state that allows
 20 an out-of-state patient to possess or use medical cannabidiol
 21 in the jurisdiction of issuance shall have the same force and
 22 effect as a valid medical cannabidiol registration card issued
 23 pursuant to this chapter, except that an out-of-state patient
 24 in this state shall not obtain medical cannabidiol from a
 25 medical cannabidiol dispensary in this state.
 26 **Sec. 22.** Section 730.5, subsection 11, Code 2017, is amended
 27 by adding the following new paragraph:
 28 **NEW PARAGRAPH.** *f.* Testing or taking action against an
 29 individual with a confirmed positive test result due to the
 30 individual's use of medical cannabidiol as authorized under
 31 chapter 124E.
 32 **Sec. 23. REPEAL.** Chapter 124D, Code 2017, is repealed.
 33 **Sec. 24. TRANSITION PROVISIONS.** A medical cannabidiol
 34 registration card issued under chapter 124D prior to the
 35 effective date of this Act, remains effective and continues

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1 in effect as issued for the twelve-month period following its
 2 issuance. This Act does not preclude the medical cannabidiol
 3 registration cardholder from seeking to renew the holder's
 4 medical cannabidiol registration card under this Act prior to

5 the expiration of the twelve-month period.

6 Sec. 25. EFFECTIVE UPON ENACTMENT. This Act, being of
7 immediate importance, takes effect upon enactment.>

8 2. Title page, by striking lines 1 through 3 and inserting
9 <An Act relating to medical cannabidiol and prescription drugs,
10 including the establishment of the medical cannabidiol Act, the
11 federal scheduling of a cannabidiol investigational product,
12 and the exchange of prescription drug information, providing
13 for civil and criminal penalties and fees, and including
14 effective date provisions.>>

RESOLUTIONS ADOPTED

EIGHTY-SEVENTH GENERAL ASSEMBLY 2017 REGULAR SESSION

SENATE JOINT RESOLUTION

Senate Joint Resolution 9: filed March 8, 2017; adopted by the Senate on March 16, 2017; printed on Senate Journal page 655.

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 1: filed January 17, 2017; adopted by the Senate on January 26, 2017; adopted by the House on March 22, 2017.

SENATE CONCURRENT RESOLUTION 1 By Committee on Rules and Administration

1 A concurrent resolution relating to the compensation
2 of chaplains, officers, and employees of the
3 eighty-seventh general assembly.
4 WHEREAS, section 2.11 of the Code provides that "The
5 compensation of the chaplains, officers, and employees
6 of the general assembly shall be fixed by joint action
7 of the house and senate by resolution at the opening of
8 each session, or as soon thereafter as conveniently can
9 be done."; NOW THEREFORE,
10 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
11 REPRESENTATIVES CONCURRING, That the compensation of
12 the employees of the eighty-seventh general assembly is
13 set, effective from January 9, 2017, until January 14,
14 2019, in accordance with the following salary schedule:

15 #9

16 \$18,636.80

17 8.96

18 #10	#11	#12	#13	#14
19 \$19,656.00	\$20,696.00	\$21,694.40	\$22,796.80	\$23,982.40
20 9.45	9.95	10.43	10.96	11.53
21 #15	#16	#17	#18	#19
22 \$25,272.00	\$26,561.60	\$27,684.80	\$29,099.20	\$30,409.60
23 12.15	12.77	13.31	13.99	14.62
24 #20	#21	#22	#23	#24
25 \$31,990.40	\$33,384.00	\$35,048.00	\$36,774.40	\$38,417.60
26 15.38	16.05	16.85	17.68	18.47
27 #25	#26	#27	#28	#29
28 \$40,372.80	\$42,265.60	\$44,304.00	\$46,488.00	\$48,672.00

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1	19.41	20.32	21.30	2.35	23.40
2	#30	#31	#32	#33	#34
3	\$51,022.40	\$53,560.00	\$56,035.20	\$8,760.00	\$61,484.80
4	24.53	25.75	26.94	2.25	29.56
5	#35	#36	#37	#38	#39
6	\$64,459.20	\$67,516.80	\$70,824.00	\$4,172.80	\$77,812.80
7	30.99	32.46	34.05	3.66	37.41
8	#40	#41	#42	#43	#44
9	\$81,556.80	\$85,467.20	\$89,648.00	\$3,808.00	\$98,404.80
10	39.21	41.09	43.10	45.10	47.31
11	#45	#46	#47	#48	#49
12	\$103,126.40	\$108,035.20	\$113,193.60	\$118,622.40	\$124,321.60
13	49.58	51.94	54.42	57.03	59.77
14	#50	#51			
15	\$130,374.40	\$136,593.60			
16	62.68	65.67			

17 In this schedule, each numbered block shall be
18 the yearly and hourly compensation for the pay grade
19 of the number heading the block. Within each grade
20 there shall be eight steps numbered "1" through "8".
21 In the above schedule the steps for all grades are
22 determined in the following manner. Each numbered
23 block is counted as the "1" step for that grade. The
24 next higher block is counted as the "2" step; the next
25 higher block is the "3" step; the next higher block is
26 the "4" step; the next higher block is the "5" step;
27 the next higher block is the "6" step; the next higher
28 block is the "7" step; and the next higher block plus
29 2.5% is the "8" step.
30 Alternatively, the senate rules and administration

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1 committee for senate employees, and the house
2 administration and rules committee for house employees
3 may allow their employees' compensation to be flexibly
4 set anywhere between steps "1" through "8" for an
5 employee's prescribed pay grade.
6 All employees shall be available to work daily
7 until completion of the senate's and house of
8 representatives' business. The employee's division
9 supervisor shall schedule all employees' working hours
10 to, as far as possible, maintain regular working hours.
11 All employees, other than those designated "part-
12 time", shall be compensated for 40 hours of work in
13 a one-week pay period. Secretaries to senators and
14 representatives are presumed to have 32 hours of work
15 each week the legislature is in session and shall
16 be paid only on that basis. Full-time employees

17 who are required to work in excess of 80 hours in a
18 two-week pay period shall be allowed compensatory time
19 off at a rate of one hour for each hour of overtime
20 up to a maximum of 120 hours of compensatory time.
21 Joint security employees of the senate and house of
22 representatives may be compensated for each hour of
23 overtime at a rate of pay equal to one-and-one-half
24 times the hourly pay provided.

25 BE IT FURTHER RESOLVED, That part-time employees
26 shall be compensated at the scheduled hourly rate for
27 their pay grade and step.

28 BE IT FURTHER RESOLVED, That in the event the
29 salary schedule for employees of the State of Iowa
30 as promulgated by the department of administrative

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1 services pursuant to section 8A.413, subsection 3, is
2 revised upward at any time during the eighty-seventh
3 general assembly, such revised schedule shall
4 simultaneously be adopted for the compensation of
5 the employees of the eighty-seventh general assembly
6 assigned a grade by this resolution, unless otherwise
7 provided by the senate and house of representatives.

8 BE IT FURTHER RESOLVED, That adjustments in
9 the positions and compensation listed in this
10 resolution may be made through an interim review of
11 all legislative employees for internal equity and to
12 assure compliance with appropriate legal standards
13 for granting of overtime and compensatory time off.
14 Such review shall be conducted by a legislative
15 committee made up of members of the service committee
16 of legislative council and the appropriate salary
17 subcommittees of the senate and house. Only one such
18 review may be done in any fiscal year and adjustments
19 suggested must be approved by the appropriate hiring
20 body.

21 BE IT FURTHER RESOLVED, That the employees of
22 the eighty-seventh general assembly be placed in the
23 following pay grades:

24 EMPLOYEES OF THE HOUSE

25 Chief Clerk of the House	Grade 44
26 Sr. Assistant Chief Clerk of the House.....	Grade 41
27 Assistant Chief Clerk of the House III.....	Grade 38
28 Assistant Chief Clerk of the House II.....	Grade 35
29 Assistant Chief Clerk of the House I.....	Grade 32
30 Legal Counsel II.....	Grade 35

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1	Legal Counsel I.....	Grade 32
2	Legal Counsel.....	Grade 30
3	Sr. Caucus Staff Director	Grade 41
4	Caucus Staff Director	Grade 38
5	Sr. Deputy Caucus Staff Director	Grade 39
6	Deputy Caucus Staff Director.....	Grade 36
7	Administrative Assistant to Leader or	
8	Speaker.....	Grade 27
9	Administrative Assistant I to Leader or	
10	Speaker.....	Grade 29
11	Administrative Assistant II to Leader or	
12	Speaker.....	Grade 32
13	Administrative Assistant III to Leader or	
14	Speaker.....	Grade 35
15	Sr. Administrative Assistant to Leader or	
16	Speaker I	Grade 38
17	Sr. Administrative Assistant to Leader or	
18	Speaker II.....	Grade 41
19	Research Assistant	Grade 24
20	Legislative Research Analyst.....	Grade 27
21	Legislative Research Analyst I	Grade 29
22	Legislative Research Analyst II.....	Grade 32
23	Legislative Research Analyst III	Grade 35
24	Sr. Legislative Research Analyst.....	Grade 38
25	Assistant Secretary to Leader or Speaker.....	Grade 18
26	Secretary to Leader or Speaker	Grade 19
27	Caucus Secretary	Grade 21
28	Senior Caucus Secretary	Grade 24
29	Administrative Secretary to Leader, Speaker,	
30	or Chief Clerk.....	Grade 21

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1	Executive Secretary to Leader, Speaker or	
2	Chief Clerk	Grade 24
3	Confidential Secretary to Leader, Speaker,	
4	or Chief Clerk.....	Grade 27
5	Clerk to Chief Clerk.....	Grade 16
6	Supervisor of Secretaries.....	Grade 21
7	Supervisor of Secretaries I.....	Grade 24
8	Supervisor of Secretaries II.....	Grade 27
9	Sr. Administrative Services Officer	Grade 35
10	Administrative Services Officer III	Grade 32
11	Administrative Services Officer II.....	Grade 29
12	Administrative Services Officer I	Grade 26
13	Administrative Services Officer.....	Grade 23
14	Administrative Services Assistant	Grade 20
15	Senior Editor.....	Grade 30
16	Editor II.....	Grade 25
17	Editor I	Grade 22

18 Assistant Editor	Grade 19
19 Compositor/Desk Top Specialist	Grade 17
20 Sr. Text Processor	Grade 25
21 Text Processor II	Grade 22
22 Text Processor I	Grade 19
23 Senior Finance Officer III	Grade 38
24 Senior Finance Officer II	Grade 35
25 Senior Finance Officer I	Grade 31
26 Finance Officer II	Grade 27
27 Finance Officer I	Grade 24
28 Assistant Finance Officer	Grade 21
29 Recording Clerk II	Grade 24
30 Recording Clerk I	Grade 21

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1 Assistant Legal Counsel I	Grade 30
2 Assistant Legal Counsel	Grade 27
3 Engrossing & Enrolling Processor	Grade 27
4 Assistant to the Legal Counsel	Grade 19
5 Senior Indexer	Grade 28
6 Indexer II	Grade 25
7 Indexer I	Grade 22
8 Indexing Assistant	Grade 19
9 Supply Clerk	Grade 16
10 Switchboard Operator	Grade 14
11 Legislative Secretary	Grade 15
12 Legislative Committee Secretary	Grade 17
13 Bill Clerk	Grade 14
14 Assistant Bill Clerk	Grade 12
15 Postmaster	Grade 12
16 Sergeant-at-Arms II	Grade 20
17 Sergeant-at-Arms I	Grade 17
18 Assistant Sergeant-at-Arms	Grade 14
19 Chief Doorkeeper	Grade 12
20 Doorkeepers	Grade 11
21 Pages	Grade 9
22	
EMPLOYEES OF THE SENATE	
23 Secretary of the Senate	Grade 44
24 Sr. Assistant Secretary of the Senate	Grade 41
25 Assistant Secretary of the Senate III	Grade 38
26 Assistant Secretary of the Senate II	Grade 35
27 Assistant Secretary of the Senate I	Grade 32
28 Legal Counsel II	Grade 35
29 Legal Counsel I	Grade 32
30 Legal Counsel	Grade 30

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1 Sr. Caucus Staff Director	Grade 41
2 Caucus Staff Director	Grade 38
3 Sr. Deputy Caucus Staff Director	Grade 39
4 Deputy Caucus Staff Director	Grade 36
5 Administrative Assistant to Leader 6 or President	Grade 27
7 Administrative Assistant I to Leader 8 or President	Grade 29
9 Administrative Assistant II to Leader 10 or President	Grade 32
11 Administrative Assistant III to Leader 12 or President	Grade 35
13 Sr. Administrative Assistant to Leader 14 or President I	Grade 38
15 Sr. Administrative Assistant to Leader 16 or President II	Grade 41
17 Research Assistant	Grade 24
18 Legislative Research Analyst	Grade 27
19 Legislative Research Analyst I	Grade 29
20 Legislative Research Analyst II	Grade 32
21 Legislative Research Analyst III	Grade 35
22 Sr. Legislative Research Analyst	Grade 38
23 Caucus Secretary II	Grade 21
24 Senior Caucus Secretary	Grade 24
25 Secretary to Leader, President, or 26 Caucus	Grade 18
27 Administrative Secretary to Leader, 28 President, or Secretary of the Senate	Grade 21
29 Executive Secretary to Leader, President, 30 or Secretary of the Senate	Grade 24

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1 Confidential Secretary to Leader, President, 2 or Secretary of the Senate	Grade 27
3 Supervisor of Secretaries	Grade 21
4 Supervisor of Secretaries I	Grade 24
5 Supervisor of Secretaries II	Grade 27
6 Sr. Administrative Services Officer	Grade 35
7 Administrative Services Officer III	Grade 32
8 Administrative Services Officer II	Grade 29
9 Administrative Services Officer I	Grade 26
10 Administrative Services Officer	Grade 23
11 Administrative Services Assistant	Grade 20
12 Senior Editor	Grade 30
13 Editor II	Grade 25
14 Editor I	Grade 22
15 Assistant Editor	Grade 19
16 Compositor/Desk Top Specialist	Grade 17
17 Assistant Legal Counsel I	Grade 30

18 Assistant Legal Counsel.....	Grade 27
19 Assistant to the Legal Counsel	Grade 19
20 Proofreader.....	Grade 16
21 Senior Finance Officer III	Grade 38
22 Senior Finance Officer II.....	Grade 35
23 Senior Finance Officer I	Grade 13
24 Finance Officer II.....	Grade 27
25 Finance Officer I.....	Grade 24
26 Assistant Finance Officer.....	Grade 21
27 Recording Clerk II	Grade 24
28 Recording Clerk I.....	Grade 21
29 Senior Indexer.....	Grade 28
30 Indexer II	Grade 25

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1 Indexer I.....	Grade 22
2 Indexing Assistant.....	Grade 19
3 Records and Supply Clerk.....	Grade 18
4 Switchboard Operator	Grade 14
5 Legislative Secretary.....	Grade 15
6 Legislative Committee Secretary.....	Grade 17
7 Bill Clerk	Grade 14
8 Assistant Bill Clerk	Grade 12
9 Postmaster	Grade 12
10 Sergeant-at-Arms II	Grade 20
11 Sergeant-at-Arms I.....	Grade 17
12 Assistant Sergeant-at-Arms.....	Grade 14
13 Chief Doorkeeper	Grade 12
14 Doorkeepers	Grade 11
15 Pages	Grade 9

JOINT SENATE/HOUSE EMPLOYEES

17 Facilities Manager I.....	Grade 35
18 Facilities Manager II.....	Grade 38
19 Sr. Facilities Manager	Grade 41
20 Legislative Security Coordinator I	Grade 23
21 Legislative Security Coordinator II.....	Grade 26
22 Legislative Security Officer I.....	Grade 20
23 Legislative Security Officer II.....	Grade 23
24 Conservation/Restoration Specialist I.....	Grade 28
25 Conservation/Restoration Specialist II.....	Grade 31
26 Sr. Legislative Lobbyist Clerk	Grade 24
27 Legislative Lobbyist Clerk	Grade 21
28 Sr. Copy Center Operator.....	Grade 21
29 Copy Center Operator	Grade 18
30 BE IT FURTHER RESOLVED, That there shall be four	

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1 classes of appointments as employees of the general
2 assembly:
3 A “permanent full-time” or “permanent part-time”
4 employee is one who is employed the year around and
5 eligible to receive state benefits.
6 An “exempt full-time” employee is one who is
7 employed for only a portion of the year, usually the
8 period of the legislative sessions with extensions
9 post-session and pre-session as scheduled. This class
10 is eligible to receive state benefits with the cost of
11 benefits to the state to be paid, using accrued leave
12 if authorized, by the employee when not on the payroll.
13 A “session-only” employee is one who is employed for
14 only a portion of the year, usually the legislative
15 session. This class is not eligible for state
16 benefits, except IPERS, and insurance as provided in
17 section 2.40.
18 A “part-time” employee is one who is employed to
19 work less than 40 hours per week. This class is not
20 eligible for state benefits, except IPERS if eligible.
21 BE IT FURTHER RESOLVED, That the exact
22 classification for individuals in a job series
23 created by this resolution shall be set or changed for
24 senate employees by the senate rules and administration
25 committee and for the house employees by the house
26 administration and rules committee. The committees
27 shall base the classification upon the following
28 factors:
29 1. The extent of formal education required of the
30 position; and,

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1 2. The extent of the responsibilities to be
2 assigned to the position; and,
3 3. The amount of supervision placed over the
4 position; and,
5 4. The number of persons the position is assigned
6 to supervise and skills and responsibilities of those
7 positions supervised.
8 The committees shall report the exact
9 classifications assigned to each individual on the
10 next legislative day, or, if such action is during
11 the interim, on the first day the senate or house
12 shall convene. Any action by the senate or house to
13 disapprove a report or a portion of a report shall be
14 effective the day after the action.
15 Recommendations for a pay grade for a new position
16 shall be developed in accordance with the factor scores
17 in the comparable worth report. Every four years the

18 senate rules and administration committee, the house
19 administration and rules committee, and the legislative
20 council may review all positions in the legislative

21 branch to assure conformity to comparable worth.
22 BE IT FURTHER RESOLVED, That a senator or
23 representative may employ a secretary who in the
24 judgment of the senator or representative employing
25 such person, possesses the necessary skills to perform
26 the duties such senator or representative shall
27 designate, under the administrative direction, as
28 appropriate, of the secretary of the senate or the
29 chief clerk of the house.

30 Each standing committee chairperson, ethics

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1 committee chairperson, and each appropriations
2 subcommittee chairperson shall designate a secretary
3 who is competent to perform the following duties:
4 prepare committee minutes, committee reports, type
5 committee correspondence, maintain committee records,
6 and otherwise assist the committee. Such duties
7 shall be performed in accordance with standards which
8 shall be provided by the secretary of the senate and
9 chief clerk of the house. In making the designation,
10 chairpersons shall consider persons for possible
11 designation as the secretary to the committee in the
12 following order:

13 First: The secretary to the chairperson.

14 Second: The secretary to the committee's
15 vice-chairperson.

16 Third: The secretary to any other member of the
17 committee.

18 Fourth: The secretary to any other member in the
19 same house as the committee.

20 BE IT FURTHER RESOLVED, That a Legal Counsel II
21 shall be a person who has graduated from an accredited
22 school of law and is admitted to practice in Iowa as
23 an Attorney and Counselor at Law and possesses either
24 a Masters of Law degree or has at least two years of
25 legal experience after admission to practice.

26 A Legal Counsel I shall be a person who has
27 graduated from an accredited school of law and is
28 admitted to practice in Iowa as an Attorney and
29 Counselor at Law.

30 BE IT FURTHER RESOLVED, That employees of the

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1 general assembly may be eligible for either:
 2 1. Increases in salary grade or step based on
 3 evaluation of their job performance and recommendations
 4 of their administrative officers, subject to approval
 5 of the senate committee on rules and administration
 6 or the house committee on administration and rules, as
 7 appropriate or
 8 2. Mobility within a pay grade at the discretion
 9 of the chief clerk of the house upon recommendation by
 10 the employee's division supervisor on the part of the
 11 house, and the discretion of the employee's division
 12 supervisor on the part of the senate, subject to the
 13 approval of the house committee on administration
 14 and rules or the senate committee on rules and
 15 administration, as appropriate — either in accord with
 16 a flexible pay plan approved by the senate rules and
 17 administration committee or the house administration
 18 and rules committee, or in accord with the following
 19 schedule:
 20 (a) Progression from step "1" to "2" for a newly
 21 hired employee — six months of actual employment.
 22 (b) Progression from step "1" to "2" following
 23 promotion within a job series — twelve months of
 24 actual employment in that position.
 25 (c) Progression from step "2" to "3", and step "3"
 26 to "4", and step "4" to "5", and step "5" to "6", and
 27 step "6" to "7", and step "7" to "8" — twelve months
 28 of actual employment at the lower step.
 29 BE IT FURTHER RESOLVED, That in addition to the
 30 steps provided in the preceding paragraph, that

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1 secretaries to senators and representatives who were
 2 employees of the senate or house of representatives
 3 during any general assembly prior to January 9, 1989,
 4 and who have received certification for passing a
 5 typing and shorthand performance examination shall be
 6 eligible for two additional steps.
 7 BE IT FURTHER RESOLVED, That in addition to the
 8 steps provided in the preceding paragraph, that
 9 secretaries to senators and representatives shall
 10 be eligible for a maximum of three additional grades
 11 beyond grade 15, in any combination, as provided in
 12 this paragraph:
 13 1. One additional grade for a secretary to a
 14 standing committee chair, ethics committee chair
 15 or appropriations subcommittee chair who is not the
 16 designated committee secretary.
 17 2. One additional grade for a secretary to a vice-

18 chairperson or ranking member of a standing committee,
 19 ethics committee or appropriations subcommittee.
 20 3. One additional grade for a secretary to the
 21 chairperson of the chaplain's committee.
 22 4. Two additional grades for a secretary to an
 23 assistant floor leader or speaker pro tempore or
 24 president pro tempore.
 25 5. One additional grade for a designated committee
 26 secretary who is also the designated committee
 27 secretary for an additional standing committee, ethics
 28 committee, or appropriations subcommittee.
 29 BE IT FURTHER RESOLVED, That in the event the
 30 secretary to the chairperson of the chaplain's

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1 committee is the secretary to the president, president
 2 pro tempore, speaker, speaker pro tempore, or the
 3 majority or minority leader, such secretary shall
 4 receive one additional step.
 5 BE IT FURTHER RESOLVED, That the entrance salary for
 6 employees of the general assembly shall be at step 1 in
 7 the grade of the position held. Such employee may be
 8 hired above the entrance step if possessing outstanding
 9 and unusual experience for the position. Such employee
 10 who is hired above the entrance step shall be mobile
 11 above that step in the same period of time as other
 12 employees in that same step. An officer or employee
 13 who is moved to another position may be considered for
 14 partial or full credit for their experience in the
 15 former position in determining the step in the new
 16 grade.
 17 The entry level for the position of research
 18 analyst shall be Legislative Research Analyst, unless
 19 extraordinary conditions justify increasing that entry
 20 level.
 21 BE IT FURTHER RESOLVED, That a pay increase for
 22 employees of one step within the pay grade for the
 23 position may be made for exceptionally meritorious
 24 service in addition to step increases provided
 25 for in this resolution, at the discretion of the
 26 chief clerk upon recommendation by the employee's
 27 division supervisor on the part of the house, and upon
 28 recommendation by the employee's division supervisor on
 29 the part of the senate, and the approval of the senate
 30 committee on rules and administration or the house

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1 committee on administration and rules. Exceptionally
 2 meritorious service pay increases shall be governed by
 3 the following:

4 a. The employee must have served in the position
 5 for at least twelve months;
 6 b. Written justification, setting forth in detail
 7 the nature of the exceptionally meritorious service
 8 rendered, must be submitted to the senate rules and
 9 administration committee or house administration and
 10 rules committee and approved in advance of granting the
 11 pay increase;
 12 c. No more than one exceptionally meritorious
 13 service pay increase may be granted in any twelve-month
 14 period.
 15 d. Such meritorious service pay increase shall
 16 not be granted beyond the eight-step maximum for that
 17 position.
 18 BE IT FURTHER RESOLVED, That the senate rules and
 19 administration committee and the house administration
 20 and rules committee shall both hire officers and
 21 employees for their respective bodies and fill any
 22 vacancies which may occur, to be effective at such time
 23 as they shall set. The committee shall report the
 24 names of those it has hired for the positions specified
 25 in this resolution or the filling of any vacancies on
 26 the next legislative day or, if such action is during
 27 the interim, on the first day the senate or house shall
 28 convene. Any action by the senate or house to amend or
 29 disapprove a report or a portion of a report shall be
 30 effective the day after the action.

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1 The chief clerk of the house shall submit to the
 2 house committee on administration and rules and
 3 the secretary of the senate shall submit to the
 4 senate committee on rules and administration the
 5 list of names, or amendments thereto, of employee
 6 classifications and recommended pay step for each
 7 officer and employee. Such list shall include
 8 recommendations for the pay step for all employees.
 9 Each respective committee shall approve or amend the
 10 list of recommended classifications and pay steps and
 11 publish said list in the journal.
 12 BE IT FURTHER RESOLVED, That permanent employees of
 13 the general assembly shall receive vacation allowances,
 14 sick leave, health and accident insurance, life
 15 insurance, and disability income insurance as are
 16 comparably provided for full-time permanent state
 17 employees. The computations shall be maintained by the
 18 finance officers in each house and coordinated with the
 19 department of administrative services.
 20 BE IT FURTHER RESOLVED, That should any employee
 21 have a grievance, the grievance shall be resolved as
 22 provided by procedures determined by the senate rules

23 and administration committee for senate employees or
 24 the house administration and rules committee for house
 25 employees.

26 BE IT FURTHER RESOLVED, That the legislative
 27 council take action to provide the same compensation
 28 and benefits to all legislative central staff agency
 29 employees for the eighty-seventh general assembly
 30 as is provided by this resolution. The director of

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1 each legislative central staff agency shall report
 2 to the chief clerk of the house and the secretary
 3 of the senate the list of approved positions for
 4 their agencies and the names, grades and steps of
 5 each employee. Such lists shall be published in the
 6 journals of the house and the senate within two weeks
 7 after the adoption of this resolution by both houses.

8 BE IT FURTHER RESOLVED, That the compensation of
 9 chaplains officiating at the opening of the daily
 10 sessions of the house of representatives and the senate
 11 of the eighty-seventh general assembly be fixed at
 12 ten dollars for each house of the general assembly,
 13 and that mileage to and from the State Capitol for
 14 chaplains be fixed at the rate established for members
 15 of the general assembly.

Senate Concurrent Resolution 2: filed January 19, 2017;
 adopted by the Senate on January 26, 2017; adopted by the House on
 March 7, 2017.

SENATE CONCURRENT RESOLUTION 2
 By Committee on Ethics

1 A concurrent resolution relating to the joint rules
 2 governing lobbyists of the Senate and House of
 3 Representatives for the Eighty-seventh General
 4 Assembly.

5 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 6 REPRESENTATIVES CONCURRING, That the joint rules
 7 governing lobbyists of the Senate and House of
 8 Representatives for the ~~Eighty-sixth~~ Eighty-seventh
 9 General Assembly shall be as follows:

10 JOINT RULES GOVERNING LOBBYISTS

11 Rule 1

12 DEFINITIONS

13 As used in these rules, "client", "gift",
 14 "honoraria" or "honorarium", "immediate family member",
 15 and "lobbyist" have the meaning provided in chapter
 16 68B of the Code. As used in these rules, the term

17 “political action committee” means a committee, but not
 18 a candidate’s committee, which accepts contributions,
 19 makes expenditures, or incurs indebtedness in the
 20 aggregate of more than ~~seven hundred fifty~~ one thousand
 21 dollars in any one calendar year to expressly advocate
 22 the nomination, election, or defeat of a candidate for
 23 public office or to expressly advocate the passage or
 24 defeat of a ballot issue or influencing legislative
 25 action, or an association, lodge, society, cooperative,
 26 union, fraternity, sorority, educational institution,
 27 civic organization, labor organization, religious

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1 organization, or professional or other organization
 2 which makes contributions in the aggregate of more than
 3 ~~seven hundred fifty~~ one thousand dollars in any one
 4 calendar year to expressly advocate the nomination,
 5 election, or defeat of a candidate for public office or
 6 to expressly advocate the passage or defeat of a ballot
 7 issue or influencing legislative action.

8 Rule 2

9 REGISTRATION REQUIRED

10 1. All lobbyists shall register with the chief
 11 clerk of the house and secretary of the senate on or
 12 before the day their lobbying activity begins. In
 13 addition, the lobbyist shall file with the chief clerk
 14 of the house and secretary of the senate a statement
 15 of the general subjects of legislation in which the
 16 lobbyist is or may be interested, and a declaration
 17 of the numbers of the bills and resolutions and the
 18 bill number of study bills, if known, which will be
 19 lobbied, whether the lobbyist intends to lobby for or
 20 against each bill, resolution, or study bill, if known,
 21 and on whose behalf the lobbyist is lobbying the bill,
 22 resolution, or study bill.

23 2. A declaration on a bill, resolution, or study
 24 bill shall be filed prior to the lobbyist advocating
 25 for or against the bill, resolution, or study bill
 26 or stating that the lobbyist’s client is undecided.
 27 If such a prior declaration is impracticable, a
 28 declaration shall be made within one working day
 29 of the commencement of advocating for or against
 30 the bill, resolution, or study bill or stating that

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1 the lobbyist’s client is undecided. A change to a
 2 declaration for a bill, resolution, or study bill shall
 3 be filed within one working day of when the change
 4 becomes effective.

5 3. Registration expires upon the commencement of

6 the next regular session of the general assembly,
7 except that the chief clerk of the house and secretary
8 of the senate may adopt and implement a reasonable
9 preregistration procedure in advance of each regular
10 session during which persons may register for that
11 session and the following legislative interim.

12 4. If a lobbyist's service on behalf of a
13 particular employer, client, or cause is concluded
14 prior to the end of the calendar year, the lobbyist may
15 cancel the registration on appropriate forms supplied
16 by the chief clerk of the house and the secretary
17 of the senate. Upon cancellation of registration, a
18 lobbyist is prohibited from engaging in any lobbying
19 activity on behalf of that particular employer, client,
20 or cause until reregistering and complying with these
21 rules. A lobbyist's registration is valid for only one
22 session of a general assembly.

23 5. If a registered lobbyist represents more than
24 one employer, client, or cause and the lobbyist's
25 services are concluded on behalf of a particular
26 employer, client, or cause after the lobbyist registers
27 but before the first day of the next legislative
28 session, the lobbyist shall file an amendment to the
29 lobbyist's registration indicating which employer,
30 client, or cause is no longer represented by the

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1 lobbyist and the date upon which the representation
2 concluded.

3 6. If a lobbyist is retained by one or more
4 additional employers, clients, or causes after the
5 lobbyist registers but before the first day of the
6 next legislative session, the lobbyist shall file an
7 amendment to the lobbyist's registration indicating the
8 employer, client, or cause to be added and the date
9 upon which the representation begins.

10 7. Amendments to a lobbyist's registration
11 regarding changes which occur during the time that the
12 general assembly is in session shall be filed within
13 one working day after the date upon which the change in
14 the lobbyist's representation becomes effective.

15 Rule 3

16 ELECTRONIC FILING

17 A lobbyist or client of a lobbyist required to
18 file information with the chief clerk of the house
19 or the secretary of the senate is required to make
20 such filings in an electronic format as directed by
21 the chief clerk of the house and the secretary of the
22 senate.

23 Rule 4

24 LOBBYIST'S CLIENT REPORTING

25 1. Each lobbyist's client shall file the reports
 26 required under section 68B.38 with the chief clerk of
 27 the house or the secretary of the senate.
 28 2. For purposes of this rule, and the report
 29 required under section 68B.38, "lobbying purposes"
 30 include but are not limited to the following:

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1 a. Time spent by the lobbyist at the state capitol
 2 building commencing with the first day of a legislative
 3 session and ending with the day of final adjournment of
 4 each legislative session as indicated by the journals
 5 of the house and senate.
 6 b. Time spent by the lobbyist attending meetings or
 7 hearings which results in the lobbyist communicating
 8 with members of the general assembly or legislative
 9 employees about current or proposed legislation.
 10 c. Time spent by the lobbyist researching and
 11 drafting proposed legislation with the intent to submit
 12 the legislation to a member of the general assembly or
 13 a legislative employee.
 14 d. Time spent by the lobbyist actually
 15 communicating with members of the general assembly
 16 and legislative employees about current or proposed
 17 legislation.

18 Rule 5

19 GOVERNMENT OFFICIALS — OPPOSITION LOBBYING

20 Federal, state, and local officials who wish to
 21 lobby in opposition to their departments, commissions,
 22 boards, or agencies must indicate such on their
 23 lobbyist registration statements.

24 Rule 6

25 PUBLIC ACCESS

26 All information filed by a lobbyist or a client
 27 of a lobbyist pursuant to chapter 68B of the Code is
 28 a public record and open to public inspection at any
 29 reasonable time.

30 Rule 7

Page 6

1 CHARGE ACCOUNTS

2 Lobbyists and clients of lobbyists shall not allow
 3 members to charge any amounts or items to a charge
 4 account to be paid for by those lobbyists or clients of
 5 lobbyists.

6 Rule 8

7 MEMBERSHIP CONTRIBUTIONS

8 A lobbyist or client of a lobbyist shall not
 9 pay for membership in or contributions to clubs or
 10 organizations on behalf of a member.

11 Rule 9

12 FEE OR BONUS PROHIBITED

13 A fee or bonus shall not be paid to any lobbyist
14 with reference to any legislative action that is
15 conditioned wholly or in part upon the results attained
16 by the lobbyist.

17 Rule 10

18 OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY

19 1. A lobbyist, an employer or client of a lobbyist,
20 or a political action committee shall not offer
21 economic or investment opportunity or promise of
22 employment to any member with intent to influence
23 conduct in the performance of official duties.

24 2. A lobbyist shall not take action intended to
25 negatively affect the economic interests of a member.
26 For purposes of this rule, supporting or opposing a
27 candidate for office or supporting or opposing a bill,
28 amendment, or resolution shall not be considered to
29 be action intended to negatively affect the economic
30 interests of a member.

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1 Rule 11

2 PERSONAL OR FINANCIAL OBLIGATION

3 A lobbyist shall not do anything with the purpose of
4 placing a member under personal or financial obligation
5 to a lobbyist or a lobbyist's principal or agent.

6 Rule 12

7 ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT

8 A lobbyist shall not cause or influence the
9 introduction of any bill or amendment for the purpose
10 of being employed to secure its passage or defeat.

11 Rule 13

12 CAMPAIGN SUPPORT

13 A lobbyist shall not influence or attempt to
14 influence a member's actions by the promise of
15 financial support for the member's candidacy or threat
16 of financial support for an opposition candidate. A
17 lobbyist shall not make a campaign contribution to a
18 member or to a member's candidate's committee during
19 the time that the general assembly is in session.

20 Rule 14

21 COMMUNICATION WITH MEMBER'S EMPLOYER PROHIBITED

22 A lobbyist shall not communicate with a member's
23 employer for the purpose of influencing a vote of the
24 member.

25 Rule 15

26 EXCESS PAYMENTS

27 A lobbyist shall not pay or agree to pay to a member
28 a price, fee, compensation, or other consideration for
29 the sale or lease of any property or the furnishing of
30 services which is substantially in excess of that which

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1 other persons in the same business or profession would
2 charge in the ordinary course of business.

3 Rule 16

4 PROHIBITION AGAINST GIFTS

5 1. A lobbyist or client of a lobbyist shall not,
6 directly or indirectly, offer or make a gift or series
7 of gifts to any member or full-time permanent employee
8 of the house or senate or the immediate family members
9 of a member or full-time permanent employee of the
10 house or senate except as otherwise provided in section
11 68B.22 of the Code. A lobbyist or client of a lobbyist
12 who intends or plans to give a nonmonetary item, other
13 than food or drink consumed in the presence of the
14 donor, which does not have a readily ascertainable
15 value, to a member or full-time permanent employee of
16 the house or senate, prior to giving or sending the
17 item to the member or employee, shall seek approval
18 of the item from the chief clerk of the house or the
19 secretary of the senate, as applicable. A lobbyist or
20 client of a lobbyist who seeks approval of an item from
21 the chief clerk of the house or the secretary of the
22 senate shall submit the item and evidence of the value
23 of the item at the time that approval is requested.

24 2. A lobbyist shall inform each of the lobbyist's
25 clients of the requirements of section 68B.22 of the
26 Code and of the responsibility to seek approval prior
27 to giving or sending a nonmonetary item which does not
28 have a readily ascertainable value to a member or a
29 full-time permanent employee of the house or senate.

30 Rule 17

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1 FINANCIAL TRANSACTIONS

2 1. A lobbyist shall not, directly or indirectly,
3 make a loan to a member or to an employee of the house
4 or senate.

5 2. A loan prohibited under this section does not
6 include a loan made in the ordinary course of business
7 of a lobbyist if the primary business of the lobbyist
8 is something other than lobbying, if consideration of
9 equal or greater value is received by the lobbyist,
10 and if fair market value is given or received for the
11 benefit conferred.

12 Rule 18

13 HONORARIA — RESTRICTIONS

14 A lobbyist or client of a lobbyist shall not pay
 15 an honorarium to a member or employee of the house or
 16 senate for a speaking engagement or other formal public
 17 appearance in the official capacity of the member or
 18 employee except as otherwise provided in section 68B.23
 19 of the Code.

20 Rule 19

21 COMPLAINTS

22 The procedures for complaints and enforcement of
 23 these rules shall be the same as those provided in the
 24 house or senate code of ethics.

25 Rule 20

26 PROCEDURES AND FORMS

27 The chief clerk of the house and the secretary of
 28 the senate, subject to the approval of the house or
 29 senate ethics committee, as applicable, shall prescribe
 30 procedures for compliance with these rules, and shall

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1 prepare forms for the filing of complaints and make
 2 them available to any person.

3 Rule 21

4 EFFECTIVE PERIOD

5 These rules governing lobbyists and clients of
 6 lobbyists shall be in effect throughout the calendar
 7 year, whether or not the general assembly is in
 8 session.

9 Rule 22

10 ADDITIONAL RULES

11 The senate and the house of representatives may
 12 adopt rules relating to the activities of lobbyists in
 13 the senate rules and house rules that supplement these
 14 joint rules.

Senate Concurrent Resolution 3: filed February 8, 2017;
 adopted by the Senate on March 1, 2017; adopted by the House on
 March 22, 2017.

SENATE CONCURRENT RESOLUTION 3
 By Committee on Rules and Administration

1 A concurrent resolution to approve and confirm the
 2 appointment of Kristie Hirschman as Ombudsman.
 3 WHEREAS, chapter 2C provides for the appointment of
 4 the Ombudsman with the approval and confirmation of
 5 a constitutional majority of both the Senate and the
 6 House of Representatives; and
 7 WHEREAS, on January 4, 2017, the Legislative
 8 Council appointed Ms. Kristie Hirschman as

9 Ombudsman for a four-year term commencing July 1,
 10 2017, subject to approval and confirmation of the
 11 appointment by resolution of the Senate and House of
 12 Representatives; NOW THEREFORE,
 13 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 14 REPRESENTATIVES CONCURRING, That Ms. Kristie Hirschman
 15 is approved and confirmed as Ombudsman for a four-year
 16 term which commences July 1, 2017, as provided in
 17 sections 2C.3 and 2C.5.

SENATE RESOLUTIONS

Senate Resolution 2: filed January 19, 2017; adopted by the
 Senate on January 26, 2017.

SENATE RESOLUTION 2 By Committee on Ethics

1 A resolution relating to the Senate Code of Ethics
 2 governing the conduct of members of the Senate in
 3 relation to their senatorial duties during the
 4 Eighty-seventh General Assembly.
 5 BE IT RESOLVED BY THE SENATE, That the Senate Code
 6 of Ethics for the ~~Eighty-sixth~~ Eighty-seventh General
 7 Assembly shall be amended to read as follows:
 8 SENATE CODE OF ETHICS
 9 PREAMBLE. Every legislator owes a duty to uphold
 10 the integrity and honor of the general assembly, to
 11 encourage respect for the law and for the general
 12 assembly and the members thereof, and to observe the
 13 legislative code of ethics.
 14 In doing so, members of the senate have a duty to
 15 conduct themselves so as to reflect credit on the
 16 general assembly, and to inspire the confidence,
 17 respect, and trust of the public, and to strive to
 18 avoid both unethical and illegal conduct and the
 19 appearance of unethical and illegal conduct.
 20 Recognizing that service in the Iowa general
 21 assembly is a part-time endeavor and that members of
 22 the general assembly are honorable individuals who
 23 are active in the affairs of their localities and
 24 elsewhere and that it is necessary that they maintain
 25 a livelihood and source of income apart from their
 26 legislative compensation, the following rules are
 27 adopted pursuant to section 68B.31, to assist the

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- 1 members in the conduct of their legislative affairs.
2 1. ECONOMIC INTEREST OF SENATOR. Taking into
3 account that legislative service is part-time, a
4 senator shall not accept economic or investment
5 opportunity, under circumstances where the senator
6 knows, or should know, that there is a reasonable
7 possibility that the opportunity is being afforded the
8 senator with intent to influence the senator's conduct
9 in the performance of official duties.
10 2. DIVESTITURE. Where a senator learns that
11 an economic or investment opportunity previously
12 accepted was offered with the intent of influencing
13 the senator's conduct in the performance of official
14 duties, the senator shall take steps to divest that
15 senator of that investment or economic opportunity, and
16 shall report the facts of the situation to the senate
17 ethics committee.
18 3. CHARGES FOR SERVICES. A senator shall not
19 charge to or accept from a person, corporation,
20 partnership, or association known to have a legislative
21 interest a price, fee, compensation, or other
22 consideration for the sale or lease of any property or
23 the furnishing of services which is in excess of that
24 which the senator would charge another.
25 4. USE OF CONFIDENTIAL INFORMATION. A senator in
26 order to further the senator's own economic or other
27 interests, or those of any other person, shall not
28 disclose or use confidential information acquired in
29 the course of official duties.
30 5. HONORARIA. A senator shall not accept an

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- 1 honorarium from a restricted donor for a speech,
2 writing for publication, or other similar activity,
3 except as otherwise provided in section 68B.23.
4 6. EMPLOYMENT. A senator shall not accept
5 employment, either directly or indirectly, from a
6 political action committee or from an organization
7 exempt from taxation under section 501(c)(4),
8 501(c)(6), or 527 of the Internal Revenue Code that
9 engages in activities related to the nomination,
10 election, or defeat of a candidate for public office.
11 A senator may accept employment from a political
12 party, but shall disclose the employment relationship
13 in writing to the secretary of the senate within ten
14 days after the beginning of each legislative session.
15 If a senator accepts employment from a political
16 party during a legislative session, the senator shall
17 disclose the employment relationship within ten days

18 after acceptance of the employment.

19 For the purpose of this rule, a political action
20 committee means a committee, but not a candidate's
21 committee, which accepts contributions, makes
22 expenditures, or incurs indebtedness in the aggregate
23 of more than ~~seven hundred fifty~~ one thousand dollars
24 in any one calendar year to expressly advocate the
25 nomination, election, or defeat of a candidate for
26 public office or to expressly advocate the passage or
27 defeat of a ballot issue or influencing legislative
28 action, or an association, lodge, society, cooperative,
29 union, fraternity, sorority, educational institution,
30 civic organization, labor organization, religious

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1 organization, or professional organization which makes
2 contributions in the aggregate of more than ~~seven~~
3 ~~hundred fifty~~ one thousand dollars in any one calendar
4 year to expressly advocate the nomination, election, or
5 defeat of a candidate for public office or ballot issue
6 or influencing legislative action.

7 7. ECONOMIC INTERESTS OF LOBBYIST. With the
8 exception of exercising unfettered discretion in
9 supporting or refusing to support proposed legislation,
10 a senator shall not take action intended to affect the
11 economic interests of a lobbyist or citizen supporting
12 or opposing proposed legislation.

13 8. APPEARANCE BEFORE GOVERNMENTAL AGENCY. A
14 senator may appear before a governmental agency or
15 board in any representation case, except that the
16 senator shall not act as a lobbyist. Whenever a
17 senator appears before a governmental agency or board,
18 the senator shall carefully avoid all conduct which
19 might in any way lead members of the general public
20 to conclude that the senator is using the senator's
21 official position to further the senator's professional
22 success or personal financial interest.

23 9. CONFLICTS OF INTERESTS. In order to permit the
24 general assembly to function effectively, a senator
25 will sometimes be required to vote on bills and
26 participate in committee work which will affect the
27 senator's employment and other monetary interests. In
28 making a decision relative to the senator's activity on
29 given bills or committee work which are subject to the
30 code, the following factors shall be considered:

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- 1 a. Whether a substantial threat to the senator's
- 2 independence of judgment has been created by the
- 3 conflict situation.

4 b. The effect of the senator's participation on
5 public confidence in the integrity of the legislature.

6 c. The need for the senator's particular
7 contribution, such as special knowledge of the
8 subject matter, to the effective functioning of the
9 legislature.

10 A senator with a conflict of interest may
11 participate in floor debate if prior to debate the
12 senator indicates the conflict of interest.

13 10. GIFTS. Except as otherwise provided in section
14 68B.22, a senator, or that person's immediate family
15 member, shall not, directly or indirectly, accept or
16 receive any gift or series of gifts from a restricted
17 donor.

18 11. DISCLOSURE REQUIRED. Each senator shall file
19 with the secretary of the senate within ten days after
20 the adoption of the code of ethics by the senate, and
21 within ten days after the convening of the second
22 session of the general assembly, a statement under
23 section 68B.35 on forms provided by the secretary of
24 the senate setting forth the following information:

25 The nature of each business in which the senator
26 is engaged and the nature of the business of each
27 company in which the senator has a financial interest.
28 A senator shall not be required to file a report or
29 be assumed to have a financial interest if the annual
30 income derived from the investment in stocks, bonds,

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1 bills, notes, mortgages, or other securities offered
2 for sale through recognized financial brokers is less
3 than one thousand dollars.

4 Disclosures required under this rule shall be as
5 of the date filed unless provided to the contrary,
6 and shall be amended to include interests and changes
7 encompassed by this rule that occur while the general
8 assembly is in session. All filings under this rule
9 shall be open to public inspection in the office of the
10 secretary of the senate at all reasonable times.

11 The secretary of the senate shall inform the
12 ethics committee of the statements which are filed
13 and shall report to the ethics committee the names of
14 any senators who appear not to have filed complete
15 statements. The chairperson of the ethics committee
16 shall request in writing that a senator who has failed
17 to complete the report or appears to have filed an
18 incomplete report do so within five days, and, upon
19 the failure of the senator to comply, the ethics
20 committee shall require the senator to appear before
21 the committee.

22 12. STATUTORY VIOLATIONS. Members of the general

23 assembly are urged to familiarize themselves with
24 chapters 68B, 721, and 722.
25 13. CHARGE ACCOUNTS. Senators shall not charge any
26 amount or item to any charge account to be paid for by
27 any lobbyist or any client the lobbyist represents.
28 14. TRAVEL EXPENSES. A senator shall not charge
29 to the state of Iowa amounts for travel and expenses
30 unless the senator actually has incurred those mileage

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1 and expense costs. Senators shall not file the
2 vouchers for weekly mileage reimbursement required
3 by section 2.10, subsection 1, unless the travel
4 was actually incurred at commensurate expense to the
5 senator.
6 15. COMPLAINTS. Complaints or charges against
7 any senator or any lobbyist shall be in writing, made
8 under oath, and filed with the secretary of the senate
9 or the chairperson of the ethics committee. If filed
10 with the secretary of the senate, the secretary shall
11 immediately advise the chairperson of the ethics
12 committee of the receipt of the complaint.
13 Complaint forms shall be available from the
14 secretary of the senate, or the chairperson of the
15 ethics committee, but a complaint shall not be rejected
16 for failure to use an approved form if the complaint
17 substantially complies with senate requirements.
18 A complainant may submit exhibits and affidavits
19 attached to the complaint.
20 16. FILING OF COMPLAINTS.
21 a. Persons entitled. Complaints may be filed by any
22 person believing that a senator, lobbyist, or client
23 of a lobbyist has violated the senate ethics code,
24 the joint rules governing lobbyists, or chapter 68B
25 of the Iowa Code. A violation of the criminal law may
26 be considered to be a violation of this code of ethics
27 if the violation constitutes a serious misdemeanor or
28 greater, or a repetitive and flagrant violation of the
29 law.
30 b. Committee complaint. The ethics committee

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1 may, upon its own motion, initiate a complaint,
2 investigation, or disciplinary action.
3 c. Timeliness of filing. A complaint will be
4 considered to be timely filed if it is filed within
5 three years of the occurrence of the alleged violation
6 of the ethics code.
7 17. PERMANENT RECORD. The secretary of the senate
8 shall maintain a permanent record of all complaints

9 filed, evidence received by the committee, and any
10 transcripts or other recordings made of committee
11 proceedings, including a separate card file containing
12 the date filed, name and address of the complainant,
13 name and address of the respondent, a brief statement
14 of the charges made, and ultimate disposition of
15 the complaint. The secretary shall keep each such
16 complaint confidential until public disclosure is made
17 by the ethics committee.

18 18. PREHEARING PROCEDURE.

19 a. Defective complaint. Upon receipt of a
20 complaint, the chairperson and ranking member of the
21 ethics committee shall determine whether the complaint
22 substantially complies with the requirements of this
23 code of ethics and section 68B.31, subsection 6. If
24 the complaint does not substantially comply with
25 the requirements for formal sufficiency under the
26 code of ethics, the complaint may be returned to the
27 complainant with a statement that the complaint is not
28 in compliance with the code and a copy of the code. If
29 the complainant fails to amend the complaint to comply
30 with the code within a reasonable time, the chairperson

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1 and ranking member may dismiss the complaint with
2 prejudice for failure to prosecute.

3 b. Service of complaint on respondent. Upon
4 receipt of any complaint substantially complying
5 with the requirements of this code of ethics, the
6 chairperson of the ethics committee shall cause a copy
7 of the complaint and any supporting information to be
8 delivered promptly to the respondent, requesting a
9 written response to be filed within ten days. At the
10 time delivery is made to the respondent, delivery of
11 copies of the complaint and any supporting information
12 shall be made to legislative staff assigned to the
13 ethics committee. The response may do any of the
14 following:

15 (1) Admit or deny the allegation or allegations.

16 (2) Object that the allegation fails to allege a
17 violation of chapter 68B or the code of ethics.

18 (3) Object to the jurisdiction of the committee.

19 (4) Request a more specific statement of the
20 allegation or allegations.

21 c. Objection to member. In addition to the
22 items which may be included in a response pursuant
23 to paragraph "b", the response may also include an
24 objection to the participation of any member of the
25 committee in the consideration of the allegation or
26 allegations on the grounds that the member cannot
27 render an impartial and unbiased decision.

28 d. Extension of time. At the request of the
29 respondent and upon a showing of good cause, the
30 committee, or the chairperson and ranking member,

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1 may extend the time for response, not to exceed ten
2 additional days.

3 e. Confidentiality. If a complaint is not
4 otherwise made public, the members of the committee
5 and legislative staff assigned to the ethics
6 committee shall treat the complaint and all supporting
7 information as confidential until the written response
8 is received from the respondent.

9 f. Communications with ethics committee. After a
10 complaint has been filed or an investigation has been
11 initiated, a party to the complaint or investigation
12 shall not communicate, or cause another to communicate,
13 as to the merits of the complaint or investigation with
14 a member of the committee, except under the following
15 circumstances:

16 (1) During the course of any meetings or other
17 official proceedings of the committee regarding the
18 complaint or investigation.

19 (2) In writing, if a copy of the writing is
20 delivered to the adverse party or the designated
21 representative for the adverse party.

22 (3) Orally, if adequate prior notice of the
23 communication is given to the adverse party or the
24 designated representative for the adverse party.

25 (4) As otherwise authorized by statute, the senate
26 code of ethics, the joint rules governing lobbyists, or
27 vote of the committee.

28 g. Scheduling hearing. Upon receipt of the
29 response, the committee shall schedule a public meeting
30 to review the complaint and available information, and

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1 shall do one of the following:

2 (1) Notify the complainant that no further
3 action will be taken, unless further substantiating
4 information is produced.

5 (2) Dismiss the complaint for failure to meet the
6 statutory and code of ethics requirements for valid
7 complaints.

8 (3) Take action on the complaint without requesting
9 the appointment of an independent special counsel
10 if the committee determines the complaint is valid
11 and determines no dispute exists between the parties
12 regarding the material facts that establish a
13 violation. The committee may do any of the following:

- 14 (a) Issue an admonishment to advise against the
15 conduct that formed the basis for the complaint and to
16 exercise care in the future.
- 17 (b) Issue an order to cease and desist the conduct
18 that formed the basis for the complaint.
- 19 (c) Make a recommendation to the senate that
20 the person subject to the complaint be censured or
21 reprimanded.
- 22 (4) Request that the chief justice of the supreme
23 court appoint an independent special counsel to conduct
24 an investigation of the complaint and supporting
25 information, to make a determination of probable cause,
26 and to report the findings to the committee, which
27 shall be received within a reasonable time.
- 28 h. Public hearing. If independent special counsel
29 is appointed, upon receipt of the report of independent
30 special counsel's findings, the committee shall

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- 1 schedule a public meeting to review the report and
2 shall do either of the following:
- 3 (1) Cause the complaint to be scheduled for a
4 public hearing.
- 5 (2) Dismiss the complaint based upon a
6 determination by independent special counsel and the
7 committee that insufficient evidence exists to support
8 a finding of probable cause.
- 9 19. HEARING PROCEDURE.
- 10 a. Notice of hearing. If the committee causes a
11 complaint to be scheduled for a public hearing, notice
12 of the hearing date and time shall be given to the
13 complainant and respondent in writing, and of the
14 respondent's right to appear in person, be represented
15 by legal counsel, present statements and evidence, and
16 examine and cross-examine witnesses. The committee
17 shall not be bound by formal rules of evidence, but
18 shall receive relevant evidence, subject to limitations
19 on repetitiveness. Any evidence taken shall be under
20 oath.
- 21 b. Subpoena power. The committee may require, by
22 subpoena or otherwise, the attendance and testimony of
23 witnesses and the production of such books, records,
24 correspondence, memoranda, papers, documents, and any
25 other things it deems necessary to the conduct of the
26 inquiry.
- 27 c. Ex post facto. An investigation shall not be
28 undertaken by the committee of a violation of a law,
29 rule, or standard of conduct that is not in effect at
30 the time of violation.

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1 d. Disqualification of member. Members of the
2 committee may disqualify themselves from participating
3 in any investigation of the conduct of another person
4 upon submission of a written statement that the member
5 cannot render an impartial and unbiased decision
6 in a case. A member may also be disqualified by a
7 unanimous vote of the remaining eligible members of the
8 committee.

9 A member of the committee is ineligible to
10 participate in committee meetings, as a member of the
11 committee, in any proceeding relating to the member's
12 own official conduct.

13 If a member of the committee is disqualified or
14 ineligible to act, the majority or minority leader who
15 appointed the member shall appoint a replacement member
16 to serve as a member of the committee during the period
17 of disqualification or ineligibility.

18 e. Hearing. At the hearing, the chairperson shall
19 open the hearing by stating the charges, the purpose of
20 the hearing, and its scope. The burden of proof rests
21 upon the complainant to establish the facts as alleged,
22 by clear and convincing evidence. However, questioning
23 of witnesses shall be conducted by the members of the
24 committee, by independent special counsel, or by a
25 senator. The chairperson shall also permit questioning
26 by legal counsel representing the complainant or
27 respondent.

28 The chairperson or other member of the committee
29 presiding at a hearing shall rule upon procedural
30 questions or any question of admissibility of evidence

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1 presented to the committee. Rulings may be reversed by
2 a majority vote of the committee members present.

3 The committee may continue the hearing to a future
4 date if necessary for appropriate reasons or purposes.

5 f. Committee action. Upon receipt of all relevant
6 evidence and arguments, the committee shall consider
7 the same and recommend to the senate any of the
8 following:

9 (1) That the complaint be dismissed.

10 (2) That the senator, lobbyist, or client of a
11 lobbyist be censured or reprimanded, and recommend the
12 appropriate form of censure or reprimand.

13 (3) Any other appropriate sanction, including
14 suspension or expulsion from membership in the senate,
15 or suspension of lobbying privileges.

16 g. Disposition resolution. By appropriate
17 resolution, the senate may amend, adopt, or reject

18 the report of the ethics committee, including the
19 committee's recommendations regarding disciplinary
20 action.
21 20. COMMITTEE AUTHORIZED TO MEET. The senate
22 ethics committee is authorized to meet at the
23 discretion of the chairperson to conduct hearings and
24 other business that properly may come before it. If
25 the committee submits a report seeking senate action
26 against a senator, lobbyist, or client of a lobbyist
27 after the second regular session of a general assembly
28 has adjourned sine die, the report shall be submitted
29 to and considered by the subsequent general assembly.
30 However, the report may be submitted to and considered

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1 during any special session which may take place after
2 the second regular session of a general assembly has
3 adjourned sine die, but before the convening of the
4 next general assembly.
5 21. ADVISORY OPINIONS.
6 a. Requests for formal opinions. A request for a
7 formal advisory opinion may be filed by any person who
8 is subject to the authority of the ethics committee.
9 The ethics committee may also issue a formal advisory
10 opinion on its own motion, without having previously
11 received a formal request for an opinion, on any issue
12 that is within the jurisdiction of the committee.
13 Requests shall be filed with either the secretary of
14 the senate or the chairperson of the ethics committee.
15 b. Form and contents of requests. A request for
16 a formal advisory opinion shall be in writing and
17 may pertain to any subject matter that is related
18 to the application of the senate code of ethics, the
19 joint rules governing lobbyists, or chapter 68B of the
20 Code to any person who is subject to the authority of
21 the ethics committee. Requests shall contain one or
22 more specific questions and shall relate either to
23 future conduct or be stated in the hypothetical. A
24 request for an advisory opinion shall not specifically
25 name any individual or contain any other specific
26 identifying information, unless the request relates
27 to the requester's own conduct. However, any request
28 may contain information which identifies the kind
29 of individual who may be affected by the subject
30 matter of the request. Examples of this latter kind

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1 of identifying information may include references to
2 conduct of a category of individuals, such as but not
3 limited to conduct of legislators, legislative staff,

4 lobbyists, or clients of lobbyists.
5 c. Confidentiality of formal requests and opinions.
6 Requests for formal opinions are not confidential and
7 any deliberations of the committee regarding a request
8 for a formal opinion shall be public. Opinions issued
9 in response to requests for formal opinions are not
10 confidential, shall be in writing, and shall be placed
11 on file in the office of the secretary of the senate.
12 Persons requesting formal opinions shall personally
13 receive a copy of the written formal opinion that is
14 issued in response to the request.
15 22. CALCULATION OF TIME — DAYS. For purposes of
16 these rules, unless the context otherwise requires,
17 the word “day” or “days” shall mean a calendar day
18 except that if the day is the last day of a specific
19 time period and falls upon a Saturday, Sunday, or legal
20 holiday, the time prescribed shall be extended so as to
21 include the whole of the next day in which the offices
22 of the senate and the general assembly are open for
23 official business.
24 23. COMPLAINT FILING FORM. The following form
25 shall be used to file a complaint under these rules:
26 THE SENATE
27 Ethics Complaint Form
28 Re: _____
29 (Senator/Lobbyist/Client of Lobbyist), of
30 _____, Iowa.

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1 I, _____ (Complainant),
2 residing at _____, in the City of
3 _____, State of _____,
4 hereby complain that _____
5 (Senator/Lobbyist/Client of Lobbyist), whose address
6 is _____, has
7 violated the Senate Code of Ethics or Joint Rules
8 Governing Lobbyists in that:
9 (Explain the basis for the complaint here. Use
10 additional pages, if necessary.)
11 Under penalty of perjury, I certify that the above
12 complaint is true and correct as I verily believe.
13 _____
14 Signature of Complainant
15 SUBSCRIBED AND AFFIRMED to before me this _____
16 day of _____, _____.
17 _____
18 Notary Public in and for the
19 State of _____
20 24. COMPLAINT NOTICE FORM. The following form
21 shall be used for notice of a complaint under these
22 rules:

23 STATE OF IOWA
 24 THE SENATE
 25 COMMITTEE ON ETHICS)
 26 IOWA STATE SENATE)
 27)
 28 On The Complaint Of) NOTICE OF COMPLAINT
 29)
 30 _____)

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1)
 2 And Involving)
 3)
 4 _____)
 5)
 6 TO _____,
 7 Senator or Lobbyist or Client of Lobbyist named
 8 above:
 9 You are hereby notified that there is now on file
 10 with the Secretary of the Senate, State Capitol, Des
 11 Moines, Iowa, a complaint which alleges that you have
 12 committed a violation of the Senate's Code of Ethics or
 13 Joint Rules Governing Lobbyists.
 14 A copy of the complaint and the Senate rules for
 15 processing the same are attached hereto and made a part
 16 of this notice.
 17 You are further notified and requested to file your
 18 written answer to the complaint within ten days of the
 19 date upon which the notice was caused to be delivered
 20 to you, (date) _____, _____.
 21 Your answer is to be filed with the Secretary of the
 22 Senate, State Capitol, Des Moines, Iowa.
 23 Dated this _____ day of _____, _____.
 24 _____
 25 Chairperson, Senate Ethics
 26 Committee,
 27 or Secretary of the Senate
 28 25. HEARING NOTICE FORM. The following form shall
 29 be used for notice of a hearing under these rules:
 30 STATE OF IOWA

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1 THE SENATE
 2 COMMITTEE ON ETHICS)
 3 IOWA STATE SENATE)
 4)
 5 On The Complaint Of) NOTICE OF HEARING
 6)
 7 _____)
 8 _____)

9 And Involving)
 10)
 11 _____)
 12)
 13 TO _____,
 14 Senator or Lobbyist or Client of Lobbyist named
 15 above:

16 You are hereby notified that there is now on file
 17 with the Secretary of the Senate, State Capitol, Des
 18 Moines, Iowa, a complaint which alleges that you have
 19 committed a violation of the Senate's Code of Ethics or
 20 Joint Rules Governing Lobbyists.
 21 A copy of the complaint and the Senate rules for
 22 processing the same are attached hereto and made a part
 23 of this notice.

24 You are further notified that, after preliminary
 25 review, the committee has caused a public hearing to be
 26 scheduled on (date) _____, _____, at
 27 (hour) _____ (a.m.) (p.m.), in Room ____, State
 28 Capitol, Des Moines, Iowa.

29 At the hearing, you will have the right to appear
 30 in person, be represented by legal counsel at your own

Page 20

1 expense, present statements and evidence, and examine
 2 and cross-examine witnesses. The committee shall
 3 not be bound by formal rules of evidence, but shall
 4 receive relevant evidence, subject to limitations on
 5 repetitiveness. Any evidence taken shall be under
 6 oath.

7 The committee may continue the hearing to a future
 8 date if necessary for appropriate reasons or purposes.
 9 You are further notified that the committee will
 10 receive such evidence and take such action as warranted
 11 by the evidence.

12 Dated this ____ day of _____, _____.
 13 _____

14 Chairperson, Senate Ethics
 15 Committee,
 16 or Secretary of the Senate

17 26. PERSONAL FINANCIAL DISCLOSURE FORM. The
 18 following form shall be used for disclosure of economic
 19 interests under these rules and section 68B.35:

20 STATEMENT OF ECONOMIC INTERESTS

21 Name: _____

22 (Last) (First) (Middle Initial)

23 Address: _____

24 (Street Address, Apt.#/P.O. Box)

25 _____

26 (City) (State) (Zip)

27 Phone:(Home) ____/____-____(Business) ____/____-____

28 *****
29 a. Please list each business, occupation, or
30 profession in which you are engaged. In listing

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1 the business, occupation, or profession, it is
2 not necessary that your employer or the name of
3 the business be listed, although all businesses,
4 occupations, or professions must be listed, regardless
5 of the amount of income derived or time spent
6 participating in the activity. (Examples of types
7 of businesses, occupations, or professions that may
8 be listed: teacher, lawyer, legislator, real estate
9 agent, insurance adjuster, salesperson...)
10 (1) _____
11 (2) _____
12 (3) _____
13 (4) _____
14 (5) _____

15 b. Please list the nature of each of the
16 businesses, occupations, or professions which you
17 listed in paragraph "a", above, unless the nature of
18 the business, occupation, or profession is already
19 apparent from the information indicated above. The
20 descriptions in this paragraph should correspond by
21 number to the numbers for each of the businesses,
22 occupations, or professions listed in paragraph "a".
23 (Examples: If you indicated, for example, that you
24 were a salesperson in subparagraph (1) of paragraph
25 "a", you should list in subparagraph (1) of this
26 paragraph the types of goods or services sold in this
27 item. If you indicated that you were a teacher in
28 subparagraph (2) of paragraph "a", you should indicate
29 in subparagraph (2) of this paragraph the type of
30 school or institution in which you provide instruction

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1 or whether the instruction is provided on a private
2 basis. If you indicated that you were a lawyer in
3 subparagraph (3) of paragraph "a", you should indicate
4 your areas of practice and whether you are in private,
5 corporate, or government practice in subparagraph (3)
6 of this paragraph. If you indicated in subparagraph
7 (4) of paragraph "a" that you were a consultant, in
8 subparagraph (4) of this paragraph you should indicate
9 the kind of services provided and types of clients
10 served.)
11 (1) _____
12 (2) _____
13 (3) _____

14 (4) _____

15 (5) _____

16 c. Please list each source, by general description,
17 from which you receive, or which generates, more than
18 one thousand dollars in gross annual income in the
19 categories listed below. For purposes of this item,
20 a source produces gross annual income if the revenue
21 produced by the source is subject to federal or state
22 income taxes. In completing this item, it is not
23 necessary to list the name of the company, business,
24 financial institution, corporation, partnership, or
25 other entity which constitutes the source of the income
26 and the amount or value of the holding should not be
27 listed.

28 (1) Securities (Here for example, you need not
29 state that you own X number of shares of any specific
30 company by brand or corporate name, or that the stock

Page 23

1 is of a certain value, but may instead state that you
2 possess stock in a company and indicate the nature of
3 the company's business.):

4 _____
5 _____
6 _____
7 _____
8 _____

9 (2) Instruments of Financial Institutions (You
10 need not indicate, for example, in which institutions
11 you hold certificates of deposit that produce annual
12 income over the one thousand dollar threshold, but
13 simply listing the nature of the institution will
14 suffice, e.g., bank, credit union, or savings and loan
15 association.):

16 _____
17 _____
18 _____
19 _____
20 _____

21 (3) Trusts (The name of the particular trust need
22 not be listed. However, if the income is received
23 from a charitable trust/foundation, such as the Pugh
24 Charitable Trust, in the form of a grant, the fact that
25 the trust is a charitable trust should be noted here.):

26 _____
27 _____
28 _____
29 _____
30 _____

Page 24

1 (4) Real Estate (When listing real estate, it is
2 not necessary to list the location of the property, but
3 the general nature of the real estate interest should
4 be indicated, e.g., residential leasehold interest or
5 farm leasehold interest.):

6 _____
7 _____
8 _____
9 _____
10 _____

11 (5) Retirement Systems (When listing retirement
12 benefits, it is not necessary to list the name of
13 the particular pension system or company, but rather
14 the type of benefit should be listed, e.g., health
15 benefits, life insurance benefits, private pension, or
16 government pension.):

17 _____
18 _____
19 _____
20 _____
21 _____

22 (6) Other Income Categories Specified in State or
23 Federal Income Tax Regulations (List description of
24 other sources of income producing over one thousand
25 dollars in annual income not previously reported above,
26 but which must be reported for income tax purposes.):

27 _____
28 _____
29 _____
30 _____

Page 25

1 _____
2 _____
3 _____
4 (Signature of filer) (Date) _____

Senate Resolution 3: filed January 23, 2017; adopted by the Senate on January 26, 2017.

SENATE RESOLUTION 3
By Dix

1 A resolution relating to permanent rules of the senate
2 for the eighty-seventh general assembly.
3 BE IT RESOLVED BY THE SENATE, That the permanent
4 rules of the senate for the eighty-seventh general
5 assembly be as follows:

6 RULES OF THE SENATE

7 Rule 1

8 Quorum

9 A constitutional majority shall constitute a quorum
10 of the senate. Any senator may insist a quorum be
11 present.

12 Rule 2

13 Adoption and Amendment of Rules

14 Whenever the senate is operating under temporary
15 rules, the rules may be amended or repealed, or
16 permanent rules may be adopted, by a constitutional
17 majority of the senators. After adoption of permanent
18 rules of the senate during any general assembly, the
19 rules may be amended or repealed by a constitutional
20 majority of the senators voting on a simple resolution.

21 Rule 3

22 Rules of Parliamentary Procedure

23 In cases not covered by senate rules or joint rules,
24 Mason's Manual of Legislative Procedure shall govern.

25 Rule 4

26 Sessions of the General Assembly

27 The election of officers, organization, hiring and
28 compensation of employees, and committees of the senate

Page 2

1 shall carry over from the first to the second regular
2 sessions and to any extraordinary sessions of the same
3 general assembly.

4 All bills, study bills, and resolutions introduced
5 in the first regular session of a general assembly,
6 except those which have been withdrawn, indefinitely
7 postponed, or have failed, shall carry over into the
8 second regular session and to any extraordinary session
9 of the same general assembly. Bills and resolutions
10 which have been voted upon on final passage by either
11 house in any session shall remain on the calendar in
12 the same status as at the end of the session at any
13 subsequent regular or extraordinary session. Except
14 as provided by this rule, upon the adjournment of the
15 first regular session and any extraordinary session,
16 each bill or resolution shall be automatically referred
17 back to the committee to which it was originally
18 assigned. The secretary of the senate shall publish in
19 the journal a list of the bills returned to committee
20 under this rule and shall present a list to the chairs
21 of the respective committees upon the convening of
22 the second regular session. Within seven days after
23 the first committee meeting after the convening of
24 the second regular session, committee chairs shall
25 either refer such bills and resolutions that have been
26 returned to their respective committees under this rule

27 to a subcommittee for consideration or indefinitely
 28 postpone further consideration of such bills. The
 29 committee chairs shall report to the senate the bill
 30 or resolution number and the names of the subcommittee

Page 3

1 members.
 2 Rule 5
 3 Regular Order of Daily Business
 4 The following order shall govern, subject to any
 5 special order:
 6 1. Correction of the journal.
 7 2. Senators to be excused.
 8 3. Communications to the Senate.
 9 4. Introduction of bills and resolutions.
 10 5. Consideration of senate calendar.
 11 Rule 6
 12 Senate Calendar
 13 1. Each legislative day the secretary of the senate
 14 shall prepare a listing of bills to be known as the
 15 "Senate Calendar".
 16 2. The senate calendar shall include separate
 17 listings for any bills and resolutions in the following
 18 categories:
 19 a. Conference Committee Report
 20 b. Bills in Conference Committee
 21 c. House Amendment to Senate Amendment to House
 22 File
 23 d. House Refuses to Concur in Senate Amendment to
 24 House File
 25 e. Senate Files Amended by the House
 26 f. Unfinished Business
 27 g. Motions to Reconsider
 28 h. Administrative Rules Nullification Resolutions
 29 i. Veto Messages from the Governor
 30 3. The secretary shall list bills and resolutions

Page 4

1 in the above categories in numerical order. Upon
 2 their first publication in the calendar, bills and
 3 resolutions in the above categories may be called up
 4 for debate at any time by the majority leader. Motions
 5 to reconsider shall be called up as provided by Rule
 6 24.
 7 4. The senate calendar shall include a listing
 8 of senate appropriations committee bills and bills
 9 reported out by the senate appropriations committee.
 10 The list shall be known as the "Appropriations
 11 Calendar". The secretary shall list the bills in
 12 numerical order. Upon their first publication in the

13 calendar, bills on the appropriations calendar may be
14 called up for debate at any time by the majority leader
15 provided they are eligible under Rule 8.

16 5. The senate calendar shall include a listing
17 of bills which pertain to the levy, assessment or
18 collection of taxes sponsored by or initially assigned
19 to and reported out by the senate ways and means
20 committee. The list shall be known as the "Ways and
21 Means Calendar". The secretary shall list the bills in
22 numerical order. Upon their first publication in the
23 calendar, bills on the ways and means calendar may be
24 called up for debate at any time by the majority leader
25 provided they are eligible under Rule 8.

26 6. The senate calendar shall include a list of
27 bills and resolutions, known as the "Regular Calendar",
28 which shall consist of bills and resolutions reported
29 out by a senate committee. The bills and resolutions
30 shall be listed in numerical order. Priority shall be

Page 5

1 given to senate over house bills and resolutions. Upon
2 their first publication in the calendar, bills on the
3 regular calendar may be called up for debate at any
4 time by the majority leader, provided they are eligible
5 under Rule 8.

6 A bill reported out of committee which is
7 subsequently referred to the ways and means or
8 appropriations committee and then reported out of that
9 committee, shall be returned to the regular calendar in
10 numerical order.

11 7. The senate calendar shall include a listing of
12 the governor's appointees to state boards, commissions,
13 and other offices requiring senate confirmation. This
14 listing shall be known as the "Confirmation Calendar".
15 Names on the confirmation calendar may be called up
16 for confirmation at any time by the majority leader
17 provided they are eligible under rule 59.

18 8. The majority leader, or in the absence of the
19 majority leader the assistant majority leaders, may
20 select from among the bills on the previous legislative
21 day's Senate calendar and from the bills selected
22 create a new listing which shall be known as the
23 "Tentative Debate Calendar". A bill or resolution on
24 the tentative debate calendar may be debated only when
25 eligible under Rule 8.

26 9. If the senate shall not be in session on a day
27 assigned in paragraph eight for action upon a calendar,
28 such assigned action may occur on the next succeeding
29 legislative day.

30 10. On any bill called up for debate from any

Page 6

1 calendar, debate may continue from day to day until
2 it is adopted, fails, or is postponed or deferred. If
3 further debate is postponed or deferred without a time
4 to continue being set, the bill shall be listed as
5 unfinished business. Bills that are returned to the
6 committee of first referral or to a different committee
7 after being considered by the senate and classified as
8 unfinished business shall be returned to the unfinished
9 business calendar by that committee when the bill is
10 reported out of committee. The unfinished business
11 date on the calendar shall be the date on which the
12 bill was returned to committee.

13 Rule 7

14 Reserved.

15 Rule 8

16 When Eligible for Consideration

17 Bills, resolutions, and appointments shall be
18 eligible for consideration by the senate as follows:

19 1. An appointment by the governor which requires
20 senate confirmation shall be eligible on the second
21 legislative day it is printed in the senate calendar as
22 provided by Rule 59.

23 2. A house or individually sponsored bill or
24 resolution reported out by a committee shall be
25 eligible on the second legislative day it is printed in
26 the senate calendar.

27 3. A committee bill or resolution sponsored by
28 the appropriations committee shall be eligible on the
29 second legislative day it is printed in the senate
30 calendar.

Page 7

1 4. Any committee bill or resolution, other than
2 a bill or resolution sponsored by the appropriations
3 committee, shall be eligible on the third legislative
4 day it is printed in the senate calendar.

5 5. A bill that has been reported out to the
6 senate calendar, referred to a different committee
7 and reported out by that committee is eligible for
8 consideration by the senate on the day it would have
9 been eligible under subsection 2, 3, or 4, whichever
10 is applicable, as if the bill had been printed in the
11 calendar after having been reported out by the first
12 committee.

13 Rule 9

14 Debate and Decorum

15 Before addressing the senate, the senator shall
16 request recognition by depressing the "speak" device
17 and, when recognized, rise and respectfully address the

18 chair.

19 The senator shall confine all remarks to the
20 question under debate and shall avoid discussing
21 personalities or implication of improper motives. No
22 questions except by the senator recognized shall be
23 entertained after a senator is recognized to give final
24 remarks.

25 Rule 10

26 Point of Personal Privilege

27 A point of personal privilege shall only be
28 recognized immediately prior to adjournment for the
29 day when there is no motion pending or other business
30 being considered by the senate. Points of personal

Page 8

1 privilege shall not be in order during the time when
2 appropriation subcommittees are scheduled to meet.
3 Senators speaking on a point of personal privilege
4 shall be limited to ten minutes.

5 Rule 11

6 Introduction and Presentation of Guests

7 Only former members of the senate and former and
8 present members of Congress shall be presented to
9 the senate, except that the president of the senate
10 may present a visitor whose presence is of special
11 significance to the senate. The introduction of
12 school groups accompanied by school officials shall
13 be announced by the president of the senate and shall
14 be recorded in the journal upon written request of a
15 member of the senate. Senators may be recognized to
16 introduce guests in the galleries when there is no
17 motion pending or other business being considered by
18 the senate. Introductions shall be limited to one
19 minute.

20 Rule 12

21 Form and Withdrawal of Motions, Amendments and
22 Signatures

23 Motions need not be in writing unless required by
24 the president or by the senate. No motion requires
25 a second. Any amendment, motion (including a motion
26 to reconsider), or resolution may be withdrawn by the
27 mover if it has not been amended by the senate and if
28 no amendment is pending. All amendments to bills,
29 resolutions, and reports shall be in writing and filed
30 before being acted upon by the senate.

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1 No amendment, resolution, bill, or conference
2 committee report shall be considered by the senate
3 without a copy of the amendment, resolution, bill, or

4 conference committee report being on the desks of the
5 entire membership of the senate prior to consideration.
6 However, after the fourteenth week of the first session
7 and the twelfth week of the second session, amendments
8 and senate resolutions may be considered by the senate
9 without a copy of the amendment or senate resolution
10 being on the desks of the entire membership of the
11 senate if a copy of the amendment or senate resolution
12 is made available to the entire membership of the
13 senate electronically. However, such consideration
14 shall be deferred until a copy of the amendment or
15 senate resolution is on the desk of any senator who so
16 requests.

17 All amendments, reports, petitions or other
18 documents requiring a signature shall have the name
19 printed under the place for the signature. Once a
20 signature is affixed and the document containing the
21 signature filed with the recording clerk in the well,
22 that signature shall not be removed.

23 When an amendment to a main amendment is filed that
24 would negate the effect of the main amendment and
25 thereby leave the bill unchanged, the presiding officer
26 shall have the authority to declare the amendment to
27 the main amendment out of order, subject to an appeal
28 to the full senate.

29 When a house amendment to a senate file is before
30 the senate, an amendment to the house amendment shall

Page 10

1 be considered an amendment in the first degree.
2 Regardless of its origin, an amendment in the third
3 degree shall be ruled out of order.
4 When a ruling on whether an amendment is or is not
5 germane is issued, the ruling shall be accompanied by
6 an explanation.
7 Rule 13
8 Order and Precedence of Motions and Amendments
9 When a question is under debate, no motion shall
10 be received but to adjourn, to recess, questions
11 of privilege, to lay on the table, for the previous
12 question, to postpone to a day certain, to refer,
13 to amend, to postpone indefinitely, to defer, or
14 incidental motions. A substitute is not in order
15 unless it is in the form of a motion to substitute.
16 Such motions shall have precedence in the order in
17 which they are named. No motion to postpone to a
18 day certain, to refer, or postpone indefinitely,
19 being decided, shall be again allowed on the same
20 day with regard to the same question. A motion to
21 strike out the enacting clause of a bill shall have
22 precedence over all amendments and, if carried, shall

23 be considered equivalent to the rejection of the bill.
 24 A motion to strike everything after the enacting
 25 clause has precedence over a committee amendment and
 26 all other amendments except one to strike the enacting
 27 clause. A committee amendment has precedence over all
 28 other amendments except as provided in this rule.
 29 A motion to rerefer a bill to committee may specify
 30 when the committee shall report the bill to the senate.

Page 11

1 If the motion is adopted in such form, the committee
 2 must report the bill by the date and time specified
 3 with or without recommendation or the bill shall
 4 automatically be returned to the calendar. When the
 5 bill is returned to the calendar, it shall occupy
 6 the same position it occupied at the time the bill
 7 was rereferred to the committee. If the committee
 8 to which the bill is rereferred submits an amendment
 9 in its report, that committee amendment shall take
 10 precedence over other amendments except if that
 11 committee amendment is in conflict with amendments
 12 previously adopted, the committee amendment shall
 13 not be considered until consideration of motions to
 14 reconsider the previously adopted amendments result
 15 in removing the conflict. A committee may not file
 16 an amendment to a bill unless the bill is in the
 17 committee's possession.

18 Rule 14

19 Motions Before the Senate

20 Motions before the senate shall be displayed on the
 21 electronic voting system display boards.

22 Rule 15

23 Nondebatable Motions

24 The following motions are not debatable:

25 Adjourn

26 Recess

27 Lift a Call of the Senate

28 Lay on Table or Take from Table

29 Previous Question

30 Reconsider vote by which bill was placed on last

Page 12

1 reading.

2 A Motion to Reconsider and Lay the Motion to
 3 Reconsider on the Table (Double-barreled Motion).

4 Rule 16

5 Division of the Question

6 Any senator may call for a division of a question,
 7 which shall be divided if it includes propositions
 8 so distinct that if one is taken away, a substantive

9 proposition shall remain in a technically proper form
10 for the decision of the senate. A motion to strike out
11 and insert is indivisible; but a motion to strike out,
12 if lost, shall not preclude amendments to the matter
13 attempted to be stricken or a motion to strike out and
14 insert.

15 Rule 17

16 The Previous Question

17 The previous question shall be in this form: "Shall
18 debate be closed on the pending question?" A motion
19 for the previous question may be adopted by a majority
20 of the senators present and voting. Its effect shall
21 be to put an end to debate and bring the senate to a
22 direct vote upon the pending question. However, any
23 senator who has not previously spoken on the pending
24 question and who, after the main question is taken up
25 and before the motion for the previous question has
26 been made, requested recognition by depressing the
27 "speak" device may speak no longer than five minutes
28 on the pending question. If action on the pending
29 question continues into another legislative day or is
30 deferred, the previous question shall apply and the

Page 13

1 requests to be recognized shall be honored.

2 When the motion applies to an amendment, the senator
3 proposing the amendment shall have five minutes to
4 close debate on the amendment.

5 The senator handling the measure under consideration
6 shall have ten minutes to close debate on the main
7 question.

8 Rule 18

9 Call of the Senate

10 Ten senators may file in writing a call of the
11 senate on any single item of legislative business.
12 A call of the senate requires the presence of every
13 senator and is in order at any time prior to the vote
14 being announced by the president. The sergeant-at-arms
15 shall return promptly all absent senators. Debate
16 on the item may continue while absent senators are
17 returning, but no vote on the item is in order on it
18 until all have returned. Adoption of a motion to
19 recess or adjourn to a specific time will not lift
20 the call. The call may be lifted, or a senator may
21 be excused from the call without lifting the call, by
22 a vote of a constitutional majority of the senators.
23 Those senators excused prior to the filing of the call
24 are excused from the call.

25 Rule 19

26 Committee of the Whole

27 The senate may resolve itself into a committee of

28 the whole senate when it wishes to permit more free and
29 informal discussion. Persons other than senators may
30 appear and present information.

Page 14

1 Any senator may move "that the senate now resolve
2 itself into a committee of the whole to consider" a
3 stated subject.
4 The president of the senate shall be chair of the
5 committee of the whole unless otherwise ordered by the
6 senate.
7 The procedure in committee of the whole is subject
8 to the rules of the senate. The previous question and
9 the motion to reconsider shall be in order.
10 The committee of the whole cannot take any final
11 action and its power is limited to recommendation to
12 the senate. The proceedings of the committee of the
13 whole, including any roll call vote, shall be printed
14 in the journal.
15 Any senator may at any time, except while voting or
16 while a senator has the floor, move that "the committee
17 rise" which is equivalent to a motion to adjourn.
18 After adoption of the motion to rise, the chair
19 may report to the senate in the same manner as other
20 committee reports are given.
21 Rule 20
22 Last Reading and Passage of Bills
23 When a motion to place a bill on its last reading is
24 lost, the same motion shall be in order at any later
25 time. After the last reading of a bill, no amendment
26 shall be received. The vote on final passage shall be
27 taken immediately without debate.
28 Rule 21
29 Engrossment of Bills
30 An engrossment is a proofreading and verification

Page 15

1 in order to be certain that a bill before the senate is
2 identical with the original bill as introduced with all
3 amendments which have been adopted correctly inserted.
4 In an engrossed bill, all obvious typographical,
5 spelling or other clerical errors are corrected and
6 section or paragraph numbers and internal references
7 are changed as required to conform the original bill
8 to any amendments which have been adopted. All such
9 corrections or changes shall be reported in the journal
10 by the secretary of the senate. The engrossed bill
11 shall be placed in the bill file with the original bill
12 and amendments.
13 Rule 22

14 Manner of Voting

15 On voice vote, the question shall be distinctly put
16 in this form: "Those in favor of (the question) say
17 'aye'." "Those opposed to (the question) say 'no'."
18 A non-record or record roll call vote may be
19 requested by any senator or ordered by the president
20 any time before the results are announced. A
21 non-record roll call shall be requested by asking for a
22 "division". A record roll call shall be requested by
23 asking for a "record". Upon request for a non-record
24 or record roll call vote, the president shall announce
25 that such a non-record or record roll call vote has
26 been requested and shall state the question to be put
27 to the senate. The president then shall direct the
28 secretary of the senate to receive the votes.

29 Senators present may cast their votes, either
30 by operating the voting mechanism located at their

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1 assigned desk or by signaling the president if they are
2 unable to vote at their assigned desk. The president
3 shall enter the votes of senators signaling their
4 votes.

5 After sufficient time has elapsed for all senators
6 present to record their votes, the president shall
7 direct the secretary of the senate to close the voting
8 system. The president shall still enter the senators'
9 votes at any time prior to directing the secretary of
10 the senate to lock the voting system. The president
11 shall then immediately announce the vote.

12 During a record roll call vote, both individual
13 votes and vote totals shall be indicated on the display
14 boards and printed in the journal. On non-record
15 roll calls, only vote totals shall be indicated on the
16 display boards and printed in the journal.

17 In the event the electronic voting system is not
18 in operating order, the president shall direct the
19 secretary of the senate to take the non-record or
20 record roll call by calling the names of the senators
21 in alphabetical order.

22 Rule 23

23 Duty of Voting

24 Every senator present when a question is put shall
25 vote "aye", "no", or "present" unless previously
26 excused by the senate. Upon demand being made by any
27 senator, the secretary of the senate shall call in
28 alphabetical order the names of the senators not voting
29 or voting "present". Those senators called shall vote
30 "aye" or "no" unless the senator states a personal

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1 interest in the question or concludes that he or she
2 should not vote under the senate code of ethics.
3 Rule 24
4 Reconsideration
5 When a main motion has been decided by the senate,
6 any senator having voted on the prevailing side
7 may move to reconsider the vote on the same or next
8 legislative day. Motions to reconsider the vote on a
9 bill or resolution shall be in writing and filed with
10 the secretary of the senate.
11 Notwithstanding any time limitations applicable
12 to motions to reconsider main motions, a motion to
13 reconsider the vote on an amendment may be made at
14 any time before final disposition of the motion to
15 be amended. Such motion shall be in writing and
16 filed with the secretary of the senate. A motion to
17 reconsider an amendment to a main motion shall be taken
18 up for consideration only prior to the disposition of
19 the main motion or upon reconsideration of the main
20 motion.
21 A constitutional majority by a record roll call is
22 necessary to reconsider a bill or joint resolution.
23 During three legislative days from the date the motion
24 to reconsider a bill or resolution is filed, only the
25 mover may call it up. Thereafter, any senator may call
26 up the motion. If a date for adjournment has been set
27 by resolution of the senate, any senator may call up
28 a motion to reconsider at any time within three days
29 prior to the date set for adjournment.
30 If the motion to reconsider a bill or resolution

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1 prevails, motions to reconsider amendments thereto
2 shall be in order and shall be disposed of without
3 delay.
4 A motion that any action taken by the senate be
5 reconsidered and the motion to reconsider be laid upon
6 the table shall be a single and indivisible motion,
7 known as the double-barreled motion, which, if carried,
8 shall have the effect of preventing reconsideration
9 unless a motion to take from the table prevails.
10 A constitutional majority is necessary for the
11 double-barreled motion to prevail on a bill or joint
12 resolution. The double-barreled motion can only be
13 made from the floor after the vote is announced and the
14 member who moved the final reading shall have priority
15 in making it.
16 A motion to reconsider and lay on the table shall
17 have priority over a motion to reconsider if they are

18 both filed on the same legislative day.
 19 In the event that a motion to reconsider is pending
 20 at the end of the first session or any extraordinary
 21 session of any general assembly, or the general
 22 assembly adjourns sine die, and the motion has not been
 23 voted upon by the senate, it shall be determined to
 24 have failed.
 25 Rule 25
 26 Suspension of Rules and Taking from Table
 27 No standing rule or rules incorporated by reference
 28 under Rule 3 or order of the senate shall be rescinded
 29 or suspended, nor shall any matter, tabled upon
 30 motion, be taken up, except by an affirmative vote of a

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1 constitutional majority of the senate.
 2 INTRODUCTION AND FORM OF BILLS
 3 Rule 26
 4 Time and Method of Introducing Bills and Amendments
 5 All bills to be introduced in the senate shall be
 6 typed in proper form by the legislative services agency
 7 and shall be filed with the recording clerk.
 8 All amendments shall be typed in proper form and
 9 filed with the recording clerk not later than 4:30
 10 p.m., or adjournment, whichever is later, in order to
 11 be listed in the following day's clip sheet.
 12 An "impact amendment" is an amendment which
 13 reasonably could have an annual effect of at least one
 14 hundred thousand dollars or a combined total effect
 15 within five years after enactment of five hundred
 16 thousand dollars or more on the aggregate revenues,
 17 expenditures or fiscal liability of the state or its
 18 subdivisions.
 19 An impact amendment to a bill which has been on
 20 the calendar for at least three full legislative days
 21 prior to its consideration shall not be taken up by the
 22 senate unless:
 23 1. a fiscal note is attached, and the amendment is
 24 filed at least one legislative day prior to the date
 25 set for consideration of the bill; or
 26 2. the amendment is an appropriation or other
 27 measure where the total effect is stated in dollar
 28 amounts.
 29 Rule 27
 30 Limit on Introduction of Bills

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1 No bill or joint resolution, except bills and
 2 joint resolutions cosponsored by the majority and
 3 minority floor leaders, or companion bills and joint

4 resolutions sponsored by the majority floor leaders of
5 both houses, shall be introduced in the senate after
6 4:30 p.m. on Friday of the fourth week of the first
7 regular session of a general assembly unless a formal
8 request for drafting the bill has been filed with the
9 legislative services agency before that time. After
10 adjournment of the first regular session, bills may
11 be prefiled at any time before the convening of the
12 second regular session. No bill shall be introduced
13 after 4:30 p.m. on Friday of the second week of the
14 second regular session of a general assembly unless a
15 formal request for drafting the bill has been filed
16 with the legislative services agency before that time.
17 However, standing committees may introduce bills and
18 joint resolutions at any time. A bill which relates
19 to departmental rules sponsored by the administrative
20 rules review committee and approved by a majority
21 of the members of the committee in each house may
22 be introduced at any time and must be referred to a
23 standing committee which must take action on the bill
24 within three weeks. Senate and concurrent resolutions
25 may be introduced at any time.
26 No bill, joint resolution, concurrent resolution
27 or senate resolution shall be introduced at any
28 extraordinary session unless sponsored by a standing
29 committee, the majority and minority floor leaders, or
30 the committee of the whole.

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1 Rule 28
2 Introduction, Reading, and Form of Bills and
3 Resolutions
4 Every senate bill and resolution shall be introduced
5 by one or more senators or by any standing committee
6 of the senate and shall at once be given its first
7 reading.
8 If the senate is in session when a bill or
9 resolution is introduced, the first reading shall
10 consist of reading its file number, the title and
11 sponsor of the bill. If the senate is not in session
12 but a journal is published for the day, the first
13 reading shall consist of a journal entry of the bill's
14 file number, title, sponsor and the notation "Read
15 first time under Rule 28".
16 Any bill or resolution approved for introduction by
17 a standing committee during an interim period between
18 sessions of one General Assembly shall be introduced
19 without further action by the committee at the next
20 succeeding regular session of the same General Assembly
21 and placed immediately upon the regular calendar.
22 Every bill and resolution referred to committee

23 shall have received two readings before its passage.
24 The subject of every bill shall be expressed in its
25 title.
26 Rule 29
27 Explanations
28 No bill, except appropriation committee bills and
29 simple or concurrent resolutions, shall be introduced
30 unless a concise and accurate explanation is attached.

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1 The chief sponsor or a committee to which the bill has
2 been referred may add a revised explanation at any time
3 before the last reading, and it shall be included in
4 the daily clip sheet.
5 Rule 30
6 Resolutions
7 A "senate resolution" is A resolution acted upon
8 only by the senate which relates to an accomplishment
9 of national or international status; the dedication
10 of a day by a statewide or national group; the
11 one hundredth, one hundred twenty-fifth, or one
12 hundred fiftieth anniversary of a local government
13 or organization; the recognition of state ties to
14 other governments; the retirement of a senator
15 or long-time senate employee; or to rules and
16 administrative matters, including the appointment
17 of special committees, within the senate. A senate
18 resolution requires the affirmative vote of a majority
19 of the senators present and voting, unless otherwise
20 required in these rules. A senate resolution shall
21 be filed with the secretary of the senate. A senate
22 resolution shall be printed in the bound journal after
23 its adoption and in the daily journal upon written
24 request to the secretary of the senate by the sponsor
25 of the resolution. Other expressions of sentiment
26 or recognition may be made with the issuance of a
27 certificate of recognition.
28 Rule 31
29 Nullification Resolutions
30 A nullification resolution may be introduced

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1 by a standing committee, the administrative rules
2 review committee, or any member of the senate.
3 A nullification resolution introduced by the
4 administrative rules review committee or a member
5 of the senate shall be referred to the same standing
6 committee it would be referred to if it was a bill.
7 Any nullification resolution may be referred to the
8 administrative rules review committee by a majority

9 vote of the standing committee which introduced it
 10 or to which it was referred. The administrative
 11 rules review committee may seek an agreement with the
 12 affected administrative agency wherein the agency
 13 agrees to voluntarily rescind or modify a rule or rules
 14 relating to the subject matter of the nullification
 15 resolution. An agreement to voluntarily rescind
 16 or modify an administrative agency rule shall be in
 17 writing and signed by the chief administrative officer
 18 of the administrative agency and a majority of the
 19 administrative rules review committee members of each
 20 house and shall be placed on file in the offices of
 21 the chief clerk of the house, the secretary of the
 22 senate and the secretary of state. If an agreement is
 23 not reached, or the nullification resolution is not
 24 approved by a majority of the administrative rules
 25 review committee members of each house, within two
 26 weeks of the date the resolution is referred to the
 27 administrative rules review committee, the resolution
 28 shall be placed on the calendar. If the nullification
 29 resolution is approved by the administrative rules
 30 review committee it shall be placed on the calendar.

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1 A nullification resolution is subject to a motion to
 2 withdraw the nullification resolution as provided in
 3 rule 42.
 4 A nullification resolution is debatable, but cannot
 5 be amended on the floor of the senate.
 6 Rule 32
 7 Resolutions, Applicable Rules
 8 All rules applicable to bills shall apply to
 9 resolutions, except as otherwise provided in the rules.
 10 Rule 33
 11 Study Bills
 12 1. A study bill is any matter which a senator
 13 wishes to have considered by a standing committee or
 14 appropriations subcommittee for introduction as a
 15 committee bill or resolution. The term "study bill"
 16 includes "proposed bills" provided for in Rule 37 and
 17 departmental requests prefiled in the manner specified
 18 in section 2.16 of the Code.
 19 2. A study bill shall bear the name of the member
 20 who wishes to have the bill considered. A study bill
 21 proposed by a state agency shall bear the name of the
 22 agency. A committee chair may submit a study bill in
 23 the name of that committee.
 24 3. Upon first receiving a study bill from a
 25 senator, a committee chairperson shall submit three
 26 copies to the secretary of the senate. Study bills
 27 received in the secretary of the senate's office before

28 3:00 p.m. shall be filed, numbered, and reported in
29 the journal for that day. Study bills received in the
30 secretary of the senate's office after 3:00 p.m. shall

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1 be filed, numbered, and reported in the journal for the
2 subsequent day. The secretary shall number such bills
3 in consecutive order. The secretary shall maintain a
4 record of all study bills and their assigned number.
5 Committee records shall refer to study bills by the
6 number assigned by the secretary.

7 4. The secretary shall file a report in the journal
8 of each study bill received. The report shall show
9 the study bill number, its title or subject matter
10 and the committee which is considering it. If a study
11 bill is referred to a subcommittee, then the committee
12 chairperson shall report in the journal the names of
13 the subcommittee members to which it is assigned.

14 5. A study bill not prepared by the legislative
15 services agency may be submitted to a standing
16 committee, but shall not be considered by the full
17 committee unless reviewed and typed in proper form by
18 the legislative services agency.

19 COMMITTEES AND COMMITMENT

20 Rule 34

21 Committee Appointments

22 Committee appointments shall be made by the majority
23 leader for members of the majority, after consultation
24 with the president, and by the minority leader for
25 members of the minority, after consultation with
26 the president. No senator shall serve on more than
27 six standing committees. The majority leader, after
28 consultation with the president, shall designate the
29 chairperson and vice-chairperson of each standing
30 committee. The minority leader, after consultation

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1 with the president, shall designate the ranking member
2 of each standing committee from the minority membership
3 of that committee.

4 Rule 35

5 Standing Committees

6 The names of the standing committees of the senate
7 shall be:

8 Agriculture

9 Appropriations

10 Commerce

11 Education

12 Government Oversight

13 Human Resources

14 Judiciary
 15 Labor and Business Relations
 16 Local Government
 17 Natural Resources and Environment
 18 Rules and Administration
 19 State Government
 20 Transportation
 21 Veterans Affairs
 22 Ways and Means
 23 Rule 36
 24 Committee on Rules and Administration
 25 The committee on rules and administration shall
 26 recommend rules and rule changes to the senate, shall
 27 hire senate employees, shall recommend salary scales
 28 for all senate employees, and shall oversee senate
 29 budget and administration matters.
 30 The committee on rules and administration will

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1 select, for senate approval, an individual to serve as
 2 secretary of the senate.
 3 The committee shall have the following standing
 4 subcommittees:
 5 1. Joint Rules
 6 2. Senate Rules
 7 3. Administrative Services
 8 4. Caucus Services
 9 The majority leader shall serve as chair of the
 10 rules and administration committee and as chair of
 11 the standing subcommittee on caucus services. The
 12 president of the senate shall serve as vice-chair of
 13 the rules and administration committee, and as chair of
 14 the subcommittee on administrative services.
 15 Rule 37
 16 Appropriations Committee
 17 The appropriations committee shall receive bills
 18 committed to it and shall assign each to one of the
 19 appropriations subcommittees.
 20 The appropriations subcommittees shall be named:
 21 Administration and Regulation
 22 Agriculture and Natural Resources
 23 Economic Development
 24 Education
 25 Health and Human Services
 26 Justice System
 27 Transportation, Infrastructure, and Capitals
 28 The appropriations subcommittees shall receive
 29 bills assigned to them or may originate proposed bills
 30 within the subcommittee's jurisdiction as defined by

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1 the appropriations committee for consideration by the
2 appropriations committee. Each subcommittee may submit
3 amendments to bills together with the subcommittee's
4 recommended action to the appropriations committee.
5 If a bill or proposed bill is submitted to the
6 appropriations committee by an appropriations
7 subcommittee the appropriations committee may:
8 1. report the bill or approve the proposed bill for
9 introduction by the appropriations committee;
10 2. report the bill with any appropriations
11 committee-approved amendments incorporated;
12 3. draft a new bill for sponsorship by the
13 appropriations committee and report it; or
14 4. re-refer it together with the appropriations
15 committee's objections to the appropriations
16 subcommittee from which it was originally referred or
17 which originated the draft bill.
18 The appropriations committee and subcommittees may
19 meet jointly with the appropriations committee of the
20 house of representatives.
21 Rule 38
22 First Reading and Commitment
23 Upon the first reading of an individual bill or
24 resolution, or a house committee bill or resolution,
25 the president shall refer the bill or resolution to
26 an appropriate standing committee. If the bill or
27 resolution is a senate committee bill or resolution,
28 the president shall place it on the calendar after
29 its first reading. If the subject of the bill or
30 resolution is not germane to the title of the committee

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1 presenting it, the president of the senate may refer it
2 to a committee deemed appropriate.
3 All bills carrying an appropriation for any purpose
4 or involving the expenditure of state funds shall be
5 referred to the committee on appropriations.
6 All bills pertaining to the levy, assessment or
7 collection of taxes or fees shall be referred to the
8 committee on ways and means.
9 Any bill which provides for a new state board,
10 commission, agency or department or makes separate or
11 autonomous an existing state board, commission, agency
12 or department, shall be referred to the committee
13 on state government. If the bill or resolution is
14 so referred after being sponsored or reported out
15 by another committee, and if the committee on state
16 government does not report out the bill or resolution
17 within ten legislative days after referral, the bill

18 or resolution shall automatically be restored to the
19 calendar with the same priority it had immediately
20 before referral.

21 This rule shall also apply when such provisions are
22 added to a bill or resolution by amendment adopted by
23 the senate.

24 Rule 39

25 Rules for Standing Committees

26 The following rules shall govern all standing
27 committees of the senate. Any committee may adopt
28 additional rules which are consistent with these rules:

29 1. A majority of the members shall constitute a
30 quorum.

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1 2. The chair of a committee shall refer each bill
2 and resolution to a subcommittee within seven days
3 after the bill or resolution has been referred to
4 the committee. The chair may appoint subcommittees
5 for study of bills and resolutions without calling a
6 meeting of the committee, but the subcommittee must
7 be announced at the next meeting of the committee. No
8 bill or resolution shall be reported out of a committee
9 until the next meeting after the subcommittee is
10 announced, except that the chair of the appropriations
11 committee may make the announcement of the assignment
12 to a subcommittee by placing a notice in the journal.

13 Any bill so assigned by the appropriations committee
14 chair shall be eligible for consideration by the
15 committee upon report of the subcommittee but not
16 sooner than three legislative days following the
17 publication of the announcement in the journal.
18 When a bill or resolution has been assigned to a
19 subcommittee, the chair shall report to the senate
20 the bill or resolution number and the names of the
21 subcommittee members and such reports shall be reported
22 in the journal. Subcommittee assignments shall be
23 reported to the journal daily. Reports filed before
24 3:00 p.m. shall be printed in the journal for that day;
25 reports filed after 3:00 p.m. shall be printed in the
26 journal for the subsequent day.

27 Where standing subcommittees of any committee have
28 been named, the names of the members and the title of
29 the subcommittee shall be published once and thereafter
30 publication of assignments may be made by indicating

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1 the title of the subcommittee.

2 3. No bill or resolution shall be considered by a
3 committee until it has been referred to a subcommittee

4 and the subcommittee has made its report unless
5 otherwise ordered by a majority of the members.
6 4. The rules adopted by a committee, including
7 subsections 2, 3, 9, 10, 11, and 12 of this rule, may
8 be suspended by an affirmative vote of a majority of
9 the members of the committee.
10 5. The affirmative vote of a majority of the
11 members of a committee is needed to sponsor a committee
12 bill or resolution or to report a bill or resolution
13 out for passage.
14 6. The vote on all bills and resolutions shall be
15 by roll call unless a short-form vote is unanimously
16 agreed to by the committee. A record shall be kept by
17 the secretary.
18 7. No committee, except a conference committee, is
19 authorized to meet when the senate is in session.
20 8. A subcommittee shall not report a bill to the
21 committee unless the bill has been typed into proper
22 form by the legislative services agency.
23 9. A bill or resolution shall not be voted upon the
24 same day a public hearing called under subsection 10 is
25 held on that bill or resolution.
26 10. Public hearings may be called at the discretion
27 of the chair. The chair shall call a public hearing
28 upon the written request of one-half the membership of
29 the committee. The chair shall set the time and place
30 of the public hearing.

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1 11. A subcommittee chair must notify the committee
2 chair not later than one legislative day prior to
3 bringing the bill or resolution before the committee.
4 The committee cannot vote on a bill or resolution for
5 at least one full day following the receipt of the
6 subcommittee report by the chairperson.
7 12. A motion proposing action on a bill or
8 resolution that has been defeated by a committee shall
9 not be voted upon again at the same meeting of the
10 committee.
11 13. Committee meetings shall be open.
12 Rule 40
13 Voting in Committee
14 All committee meetings shall be open at all times.
15 Voting by secret ballot is prohibited. Roll call votes
16 shall be taken in each committee when final action on
17 any bill or resolution is voted, unless a short-form
18 vote is unanimously agreed to by the committee. A roll
19 call vote also shall be taken in each committee at the
20 request of a member upon any amendment or motion. All
21 results shall be entered in the minutes which shall be
22 public records. Records of these votes shall be made

23 available by the chair or the committee secretary at
 24 any time. This rule also applies to the appropriations
 25 subcommittees.

26 The committee shall not authorize the introduction
 27 of a committee bill or resolution until the members
 28 have received final copies of the bill or resolution
 29 with amendments or changes incorporated, and typed
 30 into proper form by the legislative services agency.

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1 The committee may, by unanimous consent, dispense with
 2 this requirement and instruct the legislative services
 3 agency to file a report with the committee members
 4 detailing the amendments or changes and this report
 5 shall become a part of the committee report.

6 Rule 41

7 Announcement of Committee Meetings

8 It shall be in order for the chair of any committee
 9 to announce to the senate the time and place of
 10 committee meetings. The announcement shall include a
 11 proposed agenda for the meeting. The sergeant-at-arms
 12 shall post at the rear of the chamber the daily
 13 schedule of committee meetings.

14 Rule 42

15 Withdrawal of Bills and Resolutions from Committee

16 The secretary of the senate shall note on each bill
 17 and resolution the date of its reference to committee.
 18 No bill or resolution shall be withdrawn from any
 19 committee within fifteen legislative days after the
 20 bill or resolution has been referred to the committee
 21 and thereafter only upon written petition for the
 22 withdrawal of such bill or resolution signed by a
 23 constitutional majority of the senators, except as
 24 provided in Rule 38. Only senators may circulate such
 25 a petition.

26 Rule 43

27 Committee Reports

28 All committees shall file a report of committee
 29 meetings. Such reports shall contain the following
 30 information:

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1 a. The time the meeting convened;

2 b. Those senators who were present and absent at
 3 the time the meeting convened, as well as the time any
 4 senator, who was not present at the time the meeting
 5 convened, arrives for the meeting;

6 c. The vote on any bill or resolution reported out
 7 of the committee for floor action;

8 d. The title of the bill;

- 9 e. The file number of the bill or resolution (if
10 known);
- 11 f. Whether the committee recommends that the
12 bill or resolution be passed, amended and passed,
13 indefinitely postponed, or considered without committee
14 recommendation;
- 15 g. An indication of other bills or matters
16 discussed;
- 17 h. Such other matters as the committee chair shall
18 direct; and
- 19 i. The time the meeting adjourned.
- 20 No committee report shall be read, but all committee
21 reports shall be printed in the journal. Upon
22 printing, all committee reports shall then stand
23 approved unless the senate directs otherwise.
- 24 Rule 44
- 25 Bills or Resolutions Recommended for Indefinite
26 Postponement
- 27 No senate bill or resolution recommended for
28 indefinite postponement shall be considered in the
29 absence of the chief sponsor or, if a house bill or
30 resolution, in the absence of the senator representing

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- 1 the district in which the sponsor resides. When a
2 question is postponed indefinitely, it shall not be
3 again acted upon during that session of the general
4 assembly.
- 5 GENERAL RULES
- 6 Rule 45
- 7 Access to Senate Chamber and Decorum
- 8 The persons who shall have access to the senate
9 chamber, and the times access shall be available, and
10 the rules governing activities in the chamber and other
11 areas controlled by the senate shall be as prescribed
12 by the rules and administration committee pursuant to a
13 written policy adopted by the committee and filed with
14 the secretary of the senate.
- 15 Rule 46
- 16 Legislative Interns and Aides
- 17 Legislative interns for senators shall be allowed
18 on the floor of the senate in accordance with Rule 45;
19 provided that each intern first has obtained a name
20 badge from the secretary of the senate. The secretary
21 of the senate shall issue an appropriate badge to all
22 interns for senators.
- 23 Rule 47
- 24 Clearing of Lobby and Gallery
- 25 In case of disturbance or disorderly conduct in the
26 lobby or gallery, the presiding officer may order it
27 cleared.

- 28 Rule 48
 29 Presentation of Petitions
 30 Each petition shall contain a brief statement of its

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- 1 subject matter and the name of the senator presenting
 2 it. Petitions shall be filed with the secretary of the
 3 senate and noted in the journal.
 4 Rule 49
 5 Distribution of Printed Material
 6 No general distribution of printed material in
 7 the senate shall be allowed unless authorized by the
 8 secretary of the senate or by a senator.
 9 Rule 50
 10 Concerning the Printing of Papers
 11 Any paper, other than that contemplated by Section
 12 10, Article III of the Constitution of the State of
 13 Iowa, presented to the senate may, with the consent of
 14 a constitutional majority, be printed in the journal.
 15 Rule 51
 16 Reprinting of Documents
 17 When any bill has been substantially amended by the
 18 senate, the secretary of the senate shall order the
 19 bill reprinted on paper of a different color. All
 20 adopted amendments inserting new material shall be
 21 distinguishable.
 22 The secretary of the senate may order the printing
 23 of a reasonable number of additional copies of bills,
 24 resolutions, amendments or journals.
 25 OFFICERS AND EMPLOYEES
 26 Rule 52
 27 Duties of the President
 28 The senate shall elect, from its membership, a
 29 president. The president shall call the senate to
 30 order at the hour to which the senate is adjourned and

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- 1 shall proceed with the regular order of daily business.
 2 The president shall preserve order and decorum and
 3 decide all questions of order and corrections to the
 4 journal. The president shall direct voting as provided
 5 in rule 22. When a ruling on whether an amendment
 6 is or is not germane is issued, the ruling shall be
 7 accompanied by an explanation. The president of the
 8 senate shall be the chair of the committee of the whole
 9 unless otherwise ordered by the senate, under rule 19.
 10 Upon the first reading of an individual bill or
 11 resolution, or a house committee bill or resolution,
 12 the president shall refer the bill or resolution to
 13 the appropriate standing committee. If the bill or

14 resolution is a senate committee bill or resolution,
15 the president shall place it on the calendar after
16 its first reading. If the subject of the bill or
17 resolution is not germane to the title of the committee
18 presenting it, the president of the senate may refer it
19 to the appropriate committee.

20 The president shall sign legislative enactments upon
21 their enrolling.

22 The president of the senate shall serve as a member
23 of the legislative council and the senate rules and
24 administration committee. The president shall serve
25 on the rules and administration committee as chair of
26 the standing subcommittee designated to supervise the
27 secretary of the senate and other employees of the
28 administrative services division of the senate.

29 Rule 53

30 The President Pro Tempore

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1 The senate shall elect, from its membership, a
2 president pro tempore. When the president is absent,
3 the president pro tempore shall preside, except when
4 the chair is filled by temporary appointment by the
5 president or the majority leader.

6 The president pro tempore, when presiding, shall
7 perform duties as prescribed in rule 52, paragraphs 1
8 and 2.

9 The president pro tempore shall serve as a member of
10 the legislative council and as a member of the senate
11 committee on rules and administration.

12 Rule 54

13 Secretary of the Senate

14 The secretary of the senate shall be a nonpartisan
15 officer of the senate and shall:

16 1. Serve as chief administrative officer of the
17 senate.

18 2. Have charge of the secretary's desk.

19 3. Be responsible for the custody and safekeeping
20 of all bills, resolutions, and amendments filed, except
21 while they are in the custody of a committee.

22 4. Have charge of the daily journal.

23 5. Have control of all rooms assigned for the use
24 of the senate.

25 6. Keep a detailed record of senate action on all
26 bills and resolutions.

27 7. Insert adopted amendments into bills before
28 transmittal to the house of representatives and prior
29 to final enrollment.

30 8. Prescribe the duties of and supervise all senate

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- 1 employees.
 2 9. Authorize all expenditures of funds within the
 3 senate budget.
 4 10. The secretary of the senate shall also act as
 5 senate parliamentarian and shall:
 6 a. Advise the presiding officer of the senate
 7 about parliamentary procedures during deliberations of
 8 the senate.
 9 b. Perform other duties as prescribed by the
 10 committee on rules and administration.
 11 c. Process the handling of amendments when filed
 12 and during the floor consideration of bills.
 13 Rule 55
 14 Legal Counsel
 15 The legal counsel shall be the secretary of the
 16 senate or a contractual employee of the senate and
 17 shall:
 18 1. Serve as attorney and counselor for the senate.
 19 2. At the request of the majority or minority
 20 leaders, research any legal issue in which the senate
 21 has an interest. However, the legal counsel shall not
 22 issue nor venture any opinions on unresolved questions
 23 of law unless permitted by both the majority and
 24 minority leaders.
 25 Rule 56
 26 Sergeant-at-Arms
 27 The sergeant-at-arms shall be an employee of the
 28 senate and shall:
 29 1. Wear the appropriate badge of his or her office.
 30 2. Attend the senate during its sessions.

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- 1 3. Aid in the enforcement of order under the
 2 direction of the president of the senate and the
 3 secretary of the senate.
 4 4. Execute the commands of the senate.
 5 5. See that no unauthorized person disturbs the
 6 contents of the senators' desks.
 7 6. Supervise the doorkeepers, the assistant
 8 sergeant-at-arms, and pages.
 9 7. Announce all delegations from the governor or
 10 house.
 11 8. Supervise the seating of visitors and press
 12 representatives.
 13 Rule 57
 14 Senate Secretaries
 15 Every senator shall be permitted to employ for each
 16 session of a general assembly a personally selected
 17 secretary.

18 Rule 58
19 Use of Electronic Voting System
20 Any officer or employee of the senate, other than
21 a duly elected member of the senate, who operates the
22 electronic voting machine mechanism located at the
23 desk of said member of the senate shall be subject to
24 immediate termination from employment. The provisions
25 of this paragraph shall not apply to the use of the
26 page bell or to testing of the electronic voting
27 system.
28 CONFIRMATION OF APPOINTMENTS
29 Rule 59
30 Appointments

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1 The secretary of the senate shall:
2 a. send, to each appointee submitted by the
3 governor for senate confirmation, a copy of a
4 senate questionnaire as approved by the rules and
5 administration committee;
6 b. receive completed questionnaires from appointees
7 and forward copies of the completed questionnaires to
8 appropriate committee members;
9 c. maintain "Confirmation Calendar" categories
10 on the senate calendar as directed under this rule,
11 senate rule 6, and by the committee on rules and
12 administration. No appointee shall be listed as
13 eligible on the confirmation calendar until the
14 secretary has received the appointee's completed senate
15 questionnaire.
16 As soon as possible after the convening of a
17 session, and again within one week following March
18 1, the secretary of the senate shall publish in the
19 senate journal the names of all nominees submitted
20 for confirmation. The secretary of the senate shall
21 maintain a file of all appointments received from the
22 governor for confirmation. The file shall contain
23 a description of the duties and the compensation
24 for each nominee. The file shall show the date an
25 appointment was received from the governor, the date
26 the appointment was published in the journal, whether
27 the nominee has been introduced, whether a committee
28 report has been filed, when the senate questionnaire
29 was sent to the appointee, and shall include a copy of
30 the appointee's completed senate questionnaire, upon

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1 receipt.
2 INVESTIGATING COMMITTEES. All appointments received
3 from the governor shall be referred to the rules

4 and administration committee by the secretary of
5 the senate on the same day they are published in
6 the senate journal. The rules and administration
7 committee shall establish an en bloc confirmation
8 calendar which must be filed with the secretary of
9 the senate. Within three (3) legislative days after
10 receiving an appointment, the committee shall either
11 place a nominee on the en bloc confirmation calendar
12 or assign the nominee to an appropriate standing
13 committee for further investigation, publishing notice
14 of such assignment in the senate journal for the next
15 legislative day. If the rules and administration
16 committee fails to take action on a nominee within the
17 three days, the nominee shall automatically be placed
18 on the en bloc confirmation calendar.

19 Within the three (3) legislative days after an
20 appointment has been referred to the rules and
21 administration committee, any ten senators may
22 require that the nominee be assigned to an appropriate
23 standing committee by filing a written, signed
24 request therefor with the chairperson of the rules and
25 administration committee. The committee chair shall
26 refer the appointment to a subcommittee within one (1)
27 legislative day after a standing committee receives
28 an appointment for further investigation, publishing
29 notice of such assignment in the senate journal for the
30 next legislative day. Within ten (10) legislative days

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1 after a standing committee receives an appointment for
2 further investigation the subcommittee shall file its
3 report with the standing committee.

4 Within fourteen (14) legislative days after a
5 standing committee receives an appointment for
6 further investigation, the committee shall conduct
7 an investigation of the nominee and file its report
8 thereon with the secretary of the senate, who shall
9 then place the nominee on the en bloc calendar or
10 individual confirmation calendar as directed by
11 the committee. The failure of a committee to file
12 its report within the prescribed time means that
13 the nominee is to be automatically placed, without
14 recommendation, upon the individual confirmation
15 calendar.

16 Any individual nominated to head a department or
17 agency of state government, whose appointment is
18 subject to senate confirmation, must be introduced
19 to the full senate prior to a vote on confirmation
20 of the nominee. Additionally, any five (5) senators
21 may request that any nominee be introduced to the
22 senate by filing a written request with the secretary

23 of the senate within ten (10) legislative days of
24 the nominee's name appearing in the journal. Any
25 individual nominated to a position requiring senate
26 confirmation may request to be introduced to the
27 full senate by notifying the secretary of the senate
28 at least one (1) legislative day in advance of the
29 nominee's appearance. If an individual is nominated
30 both to fill a vacancy for an unexpired term and is

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1 also nominated for reappointment to that position
2 during the same session, a single introduction is
3 sufficient for eligibility for confirmation to both
4 terms.
5 HEARINGS. Any member of a committee investigating
6 an appointment may, within five (5) legislative days
7 after the committee receives the appointment, obtain
8 a hearing with the nominee by filing a written request
9 with the secretary of the senate who shall forward it
10 to the chair of the standing committee and the chair
11 of the subcommittee. Notice of the hearing shall be
12 published in the journal at least two (2) legislative
13 days prior to the hearing. At the hearing, which
14 shall be before the subcommittee, the nominee may be
15 questioned as to his or her qualifications to fulfill
16 the office to which nominated and further questioned
17 as to his or her viewpoints on issues facing the office
18 to which nominated. Any senator may at the discretion
19 of the chair of the subcommittee be permitted to submit
20 oral questions. The public may, at the discretion of
21 the investigating committee, be permitted to submit
22 oral or written statements as to the qualifications of
23 the nominee.
24 Also, within five (5) legislative days after the
25 subcommittee receives an appointment for investigation,
26 any senator may submit written questions to be answered
27 by the nominee prior to consideration of the nominee's
28 confirmation by the senate.
29 INFORMATIONAL MEETINGS. After a nominee has been
30 placed on the calendar and prior to the vote on

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1 confirmation, any senator may request an informational
2 meeting on the nomination which shall be held before
3 the subcommittee.
4 VOTING ON CONFIRMATIONS. Appointments received from
5 the governor for senate confirmation during any session
6 of a general assembly shall be acted upon prior to
7 adjournment of that session as provided by section 2.32
8 of the Code. Upon the motion of the majority leader

9 or his or her designee, the nominees on the en bloc
 10 confirmation calendar shall be confirmed en bloc by the
 11 affirmative vote of two-thirds of the members elected
 12 to the senate. The journal shall reflect a single roll
 13 call accompanied by a statement of the names of those
 14 individuals subject to the en bloc confirmation vote.
 15 Prior to an en bloc vote, any senator may request,
 16 either in writing or from the floor, an individual vote
 17 on any nominee on the en bloc confirmation calendar.
 18 The senate shall vote separately on the nominee.
 19 Nominees on the individual confirmation calendar
 20 shall be confirmed by a two-thirds vote; however, the
 21 senate shall take a separate roll call on each nominee,
 22 unless by unanimous consent, it determines to take one
 23 vote on all nominees under consideration. In any case,
 24 the journal shall reflect a single roll call vote for
 25 each nominee.
 26 If an individual is nominated both to fill a vacancy
 27 for an unexpired term and is also nominated for
 28 reappointment to that position, and such appointment
 29 and reappointment appear on the senate calendar as
 30 eligible at the same time, a single vote is sufficient

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1 for confirmation to both terms.
 2 Rule 60
 3 Time of Committee Passage and Consideration of Bills
 4 1. This rule does not apply to concurrent or
 5 simple resolutions, joint resolutions nullifying
 6 administrative rules, senate confirmations, bills
 7 embodying redistricting plans prepared by the
 8 legislative services agency pursuant to chapter
 9 42, or bills passed by both houses in different
 10 forms. Subsection 2 of this rule does not apply to
 11 appropriations bills, ways and means bills, government
 12 oversight bills, legalizing acts, administrative
 13 rules review committee bills, bills sponsored by
 14 standing committees in response to a referral from
 15 the president of the senate or the speaker of the
 16 house of representatives relating to an administrative
 17 rule whose effective date has been delayed or whose
 18 applicability has been suspended until the adjournment
 19 of the next regular session of the general assembly
 20 by the administrative rules review committee, bills
 21 cosponsored by the majority and minority floor leaders
 22 of the senate, bills in conference committee, and
 23 companion bills sponsored by the majority floor leaders
 24 of both houses after consultation with the respective
 25 minority floor leaders. For the purposes of this rule,
 26 a joint resolution is considered as a bill. To be
 27 considered an appropriations or ways and means bill for

28 the purposes of this rule, the appropriations committee
 29 or the ways and means committee must either be the
 30 sponsor of the bill or the committee of first referral

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1 in the senate.
 2 2. To be placed on the calendar in the senate a
 3 senate bill must be first reported out of a standing
 4 committee by Friday of the 8th week of the first
 5 session and the 8th week of the second session. A
 6 house bill must be first reported out of a standing
 7 committee by Friday of the 12th week of the first
 8 session and the 11th week of the second session to be
 9 placed on the senate calendar.
 10 3. During the 10th week of the first session and
 11 the 9th week of the second session, the senate shall
 12 consider only bills originating in the senate and
 13 unfinished business. During the 13th week of the first
 14 session and the 12th week of the second session, the
 15 senate shall consider only bills originating in the
 16 house and unfinished business. Beginning with the
 17 14th week of the first session and the 13th week of the
 18 second session, the senate shall consider only bills
 19 passed by both houses, bills exempt from subsection 2,
 20 and unfinished business.
 21 4. A motion to reconsider filed and not disposed
 22 of on an action taken on a bill or resolution which is
 23 subject to a deadline under this rule may be called up
 24 at any time before or after the day of the deadline by
 25 the person filing the motion or after the deadline by
 26 the majority floor leader, notwithstanding any other
 27 rule to the contrary.
 28 BE IT FURTHER RESOLVED, That should a system
 29 of deadlines for the time of committee passage and
 30 consideration of bills be adopted by joint action

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1 of the senate and house at any time during the
 2 eighty-seventh general assembly, those provisions shall
 3 supersede the provisions of rule 60.

Senate Resolution 5: filed January 31, 2017; adopted by the
 Senate on February 1, 2017.

SENATE RESOLUTION 5
 By Dvorsky

1 A resolution honoring Theresa Kehoe for her dedicated
 2 service to the Senate and the General Assembly.

3 WHEREAS, Theresa Kehoe's more than 30 years of
4 service to the Senate and the Iowa General Assembly is
5 now coming to a close; and

6 WHEREAS, since joining the Senate caucus staff in
7 1986, Theresa has served the Senate in myriad roles,
8 including staff support for the Natural Resources and
9 Environment, Ethics, Education, State Government, and
10 Appropriations Committees, and also the Agriculture and
11 Natural Resources and Transportation, Infrastructure
12 and Capitals Budget Subcommittees; and

13 WHEREAS, Theresa's knowledge, expertise,
14 professionalism, and upbeat nature ably served
15 the Senate and the General Assembly in assisting
16 lawmakers in fulfilling their constitutional lawmaking
17 duties; and

18 WHEREAS, Theresa has served as a valued mentor for
19 new staff members and Senators by providing good advice
20 and counsel regarding the history and traditions of
21 the Senate as well as providing expert guidance on the
22 lawmaking process; and

23 WHEREAS, Theresa's long and able assistance as a
24 valuable staff member for the Senate and the Iowa
25 General Assembly was recognized by her inclusion as an
26 honorary Pioneer Lawmaker; and

27 WHEREAS, Theresa has justly earned the right to
28 forgo countless subcommittee and committee meetings,

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1 caucuses, and late-night floor debates in the Senate to
2 spend more time with her husband, Bobby Bailey, and her
3 children and grandchildren; NOW THEREFORE,

4 BE IT RESOLVED BY THE SENATE, That the Senate
5 recognizes Theresa Kehoe for her extraordinary and
6 long-term public service and her unsurpassed devotion
7 to the Senate and to the General Assembly as the
8 state's lawmaking institution, and upon her retirement
9 from the Senate caucus staff, wishes her the very best
10 in the years ahead.

Senate Resolution 6: filed February 2, 2017; adopted by the
Senate on February 2, 2017.

SENATE RESOLUTION 6

By Committee on Rules and Administration

1 A resolution amending the permanent rules of the senate
2 for the eighty-seventh general assembly relating to
3 formal requests for the drafting of bills.

4 BE IT RESOLVED BY THE SENATE, That Rule 27,
5 unnumbered paragraph 1, of the permanent rules of

6 the senate, as adopted by the Senate during the 2017
7 Session in Senate Resolution 3, is amended to read as
8 follows:

9 No bill or joint resolution, except bills and
10 joint resolutions cosponsored by the majority and
11 minority floor leaders, or companion bills and joint
12 resolutions sponsored by the majority floor leaders of
13 both houses, shall be introduced in the senate after
14 4:30 p.m. on Friday of the ~~fourth~~ fifth week of the
15 first regular session of a general assembly unless a
16 formal request for drafting the bill has been filed
17 with the legislative services agency before that time.
18 After adjournment of the first regular session, bills
19 may be prefiled at any time before the convening of the
20 second regular session. No bill shall be introduced
21 after 4:30 p.m. on Friday of the second week of the
22 second regular session of a general assembly unless a
23 formal request for drafting the bill has been filed
24 with the legislative services agency before that time.
25 However, standing committees may introduce bills and
26 joint resolutions at any time. A bill which relates
27 to departmental rules sponsored by the administrative
28 rules review committee and approved by a majority

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1 of the members of the committee in each house may
2 be introduced at any time and must be referred to a
3 standing committee which must take action on the bill
4 within three weeks. Senate and concurrent resolutions
5 may be introduced at any time.

Senate Resolution 8: filed February 9, 2017; adopted by the
Senate on February 21, 2017.

SENATE RESOLUTION 8

By Lofgren

1 A resolution recognizing February 8, 2017, as National
2 Boy Scout Day.
3 WHEREAS, in 1908, British retired General Lord
4 Robert Stephenson Smyth Baden-Powell established the
5 Boy Scout movement in Great Britain; and
6 WHEREAS, the Boy Scouts of America was founded
7 in Washington, D.C., on February 8, 1910, by Chicago
8 publisher William D. Boyce after the “Unknown Scout”
9 aided Mr. Boyce through a dense London fog and refused
10 a tip for the assistance; and
11 WHEREAS, legislation establishing the federal
12 charter of the Boy Scouts of America was signed into
13 law by President Woodrow Wilson on June 15, 1916; and

14 WHEREAS, the Buffalo Bill Council of the Boy Scouts
15 of America and the Sac-Fox Council of the Boy Scouts of
16 America merged in 1967, creating the Illowa Council of
17 the Boy Scouts of America, headquartered in Davenport,
18 Iowa; and

19 WHEREAS, the Illowa Council serves Cedar, Clinton,
20 Jackson, Muscatine, and Scott counties in Iowa and
21 eight counties in western Illinois; and

22 WHEREAS, the Illowa Council continues to prepare
23 young people to make ethical and moral choices by
24 teaching them the values of the Scout Oath and Scout
25 Law; and

26 WHEREAS, the Illowa Council has over 6,000
27 registered youth members that it serves in its
28 Scouting programs and over 2,000 registered adult

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1 volunteers; and

2 WHEREAS, the Illowa Council of the Boy Scouts of
3 America operates four main Scouting programs: Cub
4 Scouts, a traditional Scouting program for elementary
5 school age boys; Boy Scouts, a traditional Scouting
6 program for middle school and high school age boys;
7 Venturing, a high-adventure based leadership program
8 for young men and women ages 13 through 20; and
9 Exploring, a career-development program for young men
10 and women ages 14 through 20; and

11 WHEREAS, both adult and youth members strive to
12 fulfill the Scout Motto of “Be Prepared” and the Scout
13 Slogan of “Do a Good Turn Daily”; and

14 WHEREAS, the members of the Illowa Council
15 provide more than 8,000 hours of community service
16 annually; NOW THEREFORE,

17 BE IT RESOLVED BY THE SENATE, That the Senate
18 encourages the Illowa Council of the Boy Scouts of
19 America to continue promoting community service and
20 leadership development, encourages the Boy Scouts to
21 continue to emphasize character building, responsible
22 citizenship, and outdoor stewardship, and applauds the
23 Illowa Council for instilling the values of the Scout
24 Oath and the Scout Law in young Americans; and

25 BE IT FURTHER RESOLVED, That the Senate recognizes
26 February 8, 2017, as National Boy Scout Day, to be
27 acknowledged by all citizens of the state.

Senate Resolution 9: filed February 14, 2017; adopted by the Senate on February 28, 2017.

SENATE RESOLUTION 9

By Bowman

1 A resolution recognizing December 10, 2017, as Tim
2 O'Connell Day in Iowa.
3 WHEREAS, Tim O'Connell, a native of Zwingle, Iowa,
4 and a graduate of Maquoketa High School, is the first
5 Iowan to win the Professional Rodeo Cowboys Association
6 Bareback Riding World Championship; and
7 WHEREAS, Mr. O'Connell set a bareback riding record
8 and claimed the biggest single-season total in any
9 rodeo event at the 2016 Wrangler National Finals Rodeo
10 in Las Vegas, Nevada; and
11 WHEREAS, prior to winning the world championship,
12 Tim O'Connell was named Professional Rodeo Cowboys
13 Association Resistol Bareback Riding Rookie of the Year
14 in 2013 and Bareback Riding Permit Holder of the Year
15 in 2012, in addition to numerous other achievements in
16 the rodeo arena; NOW THEREFORE,
17 BE IT RESOLVED BY THE SENATE, That the Senate
18 recognizes the accomplishments of Mr. O'Connell in
19 bareback horse riding and designates December 10, 2017,
20 as Tim O'Connell Day in Iowa.

Senate Resolution 13: filed March 14, 2017; adopted by the Senate on March 15, 2017.

SENATE RESOLUTION 13

By Schneider

1 A resolution honoring the peaceful kinship between
2 the peoples of Canada and the United States, and
3 recognizing March 15, 2017, as Canada Day at the
4 Iowa Capitol.
5 WHEREAS, Canada and the United States share an
6 economic partnership which is grounded in shared
7 security and prosperity, balanced and fair, and which
8 supports thousands of jobs in both countries; and
9 WHEREAS, Canada and the United States depend on each
10 other for mutual prosperity, as no two economies in the
11 world are more integrated; and
12 WHEREAS, Canada and the United States share a rich
13 and vibrant history, founded on the shared values of
14 liberty and justice, and a commitment to security and
15 defense partnerships both within North America and
16 outside North America; and
17 WHEREAS, the economic relationship between Canada

18 and the State of Iowa is especially strong, as Canada
 19 is Iowa's top export market; and
 20 WHEREAS, Canada and the State of Iowa enjoy robust
 21 and expanding ties based upon relationships and
 22 exchanges in such areas as agriculture, innovation,
 23 culture, sport, and academia; NOW THEREFORE,
 24 BE IT RESOLVED BY THE SENATE, That the Senate honors
 25 the long and rich history of friendship and economic
 26 partnership between the citizens of the State of Iowa
 27 and our neighbors in Canada; and
 28 BE IT FURTHER RESOLVED, That in honor of our strong

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1 and growing relationship, the Senate congratulates
 2 Canada on the occasion of its 150th year of
 3 Confederation, and recognizes Wednesday, March 15,
 4 2017, as Canada Day at the Iowa Capitol.

Senate Resolution 14: filed March 29, 2017; adopted by the
 Senate on March 29, 2017.

SENATE RESOLUTION 14

By Bowman, Allen, Bolkcom, Dvorsky, Zaun, and
 Zumbach

1 A resolution congratulating Cory Clark on his
 2 outstanding national wrestling championship
 3 and designating March 29, 2017, as Cory Clark
 4 Recognition Day in Iowa.
 5 WHEREAS, Cory Clark, a native of Pleasant Hill,
 6 Iowa, and a graduate of Southeast Polk High School,
 7 was a four-time Iowa state high school wrestling
 8 champion; and
 9 WHEREAS, prior to this wrestling season, Mr. Clark
 10 earned All-American Honors for wrestling for the
 11 University of Iowa, for three consecutive seasons and
 12 won the Luther Open Title and the Midlands Championship
 13 for the 2015–2016 wrestling season, in addition to
 14 numerous other achievements on the wrestling mat; and
 15 WHEREAS, Mr. Clark had a record of 20-3, and won
 16 the 2017 NCAA Division I championship at 133 pounds,
 17 earning All-American Honors after missing a month of
 18 the wrestling season due to a shoulder injury; and
 19 WHEREAS, Mr. Clark was awarded the University
 20 of Iowa's Mike Howard Most Valuable Wrestler Award
 21 and the Mike J. McGivern Award for most courageous
 22 wrestler; NOW THEREFORE,
 23 BE IT RESOLVED BY THE SENATE, That the Senate
 24 congratulates Mr. Clark on becoming the 2017 NCAA

25 Division I wrestling champion at 133 pounds and
 26 designates March 29, 2017, as Cory Clark Recognition
 27 Day in Iowa.

Senate Resolution 15: filed April 4, 2017; adopted by the Senate
 on April 6, 2017.

SENATE RESOLUTION 15
 By Boulton

1 A resolution recognizing and congratulating the Drake
 2 University women's basketball team and program on
 3 its outstanding regional and national athletic
 4 achievements.
 5 WHEREAS, the Drake University women's basketball
 6 team (the Bulldogs) secured its first outright Missouri
 7 Valley Conference (MVC) regular season championship
 8 since the 1999–2000 season with a 70-57 win over the
 9 University of Northern Iowa on February 24, 2017, in
 10 Des Moines, Iowa; and
 11 WHEREAS, the Bulldogs became the first team to go
 12 undefeated in MVC regular-season play with a 105-89
 13 victory over Wichita State on March 4, 2017, in Des
 14 Moines, Iowa; and
 15 WHEREAS, that victory also gave the Bulldogs a
 16 13-0 home record, becoming the second team in program
 17 history to go unbeaten at home; and
 18 WHEREAS, the Bulldogs won their sixth MVC tournament
 19 title with a 74-69 overtime win over the University
 20 of Northern Iowa on March 12, 2017, in Moline,
 21 Illinois; and
 22 WHEREAS, that victory completed an unprecedented
 23 season for the Bulldogs with a perfect 18-0 MVC record
 24 and a 22-game winning streak, the second-longest such
 25 streak in the nation; and
 26 WHEREAS, that victory also earned the Bulldogs the
 27 MVC's automatic bid to the National Collegiate Athletic
 28 Association (NCAA) women's basketball tournament; and

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1 WHEREAS, Drake senior Lizzy Wendell was named the
 2 2017 Jackie Stiles MVC Women's Basketball Player of
 3 the Year, freshman Becca Hittner was chosen the MVC
 4 Freshman of the Year, and head coach Jennie Baranczyk
 5 was named the MVC Coach of the Year; and
 6 WHEREAS, the Bulldogs entered the NCAA tournament
 7 for the eleventh time in the program's history; and
 8 WHEREAS, the Bulldogs' historic season ended in
 9 the first round of the tournament with a 67-54 loss
 10 to Kansas State on March 18, 2017, in Manhattan,

11 Kansas; and

12 WHEREAS, the loss was the Bulldogs' first loss
13 since December 21, 2016, and left the team with a 28-5
14 overall record; and

15 WHEREAS, those 28 victories tied the all-time single
16 season total in program history with the 1978–1979 and
17 1981–1982 teams; and

18 WHEREAS, Lizzy Wendell was named an honorable
19 mention All-American by the Associated Press on
20 March 27, 2017, becoming only the second player in
21 program history to earn Associated Press All-America
22 honors; NOW THEREFORE,

23 BE IT RESOLVED BY THE SENATE, That the Senate
24 recognizes and congratulates the Drake University
25 women's basketball team and program on its outstanding
26 regional and national athletic achievements; and

27 BE IT FURTHER RESOLVED, That copies of this
28 Resolution be sent to Drake University Women's
29 Basketball Team Head Coach Jennie Baranczyk and Drake
30 University President Earl F. Martin.

Senate Resolution 16: filed April 11, 2017; adopted by the
Senate on April 11, 2017.

SENATE RESOLUTION 16

By Boulton, Bowman, Zumbach, Zaun, Schneider,
Whitver, Bisignano and McCoy

1 A resolution congratulating the Grand View University
2 Vikings wrestling team on winning the National
3 Association of Intercollegiate Athletics Wrestling
4 National Championship for the sixth consecutive
5 year.

6 WHEREAS, on March 4, 2017, the Grand View Vikings
7 wrestling team won the National Association of
8 Intercollegiate Athletics (NAIA) Wrestling National
9 Championship for the sixth consecutive year, becoming
10 the first team in NAIA wrestling history to win six
11 consecutive national titles; and

12 WHEREAS, the Vikings are only the fourth program
13 in collegiate wrestling history to win six or more
14 consecutive national titles; and

15 WHEREAS, the Vikings finished with a total score
16 of 234.5 team points, setting an all-time NAIA team
17 scoring record and breaking the previous record of 210
18 team points set by the Vikings last year, a full 160
19 points ahead of the second place team; and

20 WHEREAS, five Viking wrestlers were crowned national
21 champions in 10 possible weight classes, including
22 Jacob Colon at 133 pounds, Josh Wenger at 141 pounds,
23 Grant Henderson at 165 pounds, Lawton Benna at 174

24 pounds, and Evan Hansen at 197 pounds; and
25 WHEREAS, all 12 of the Vikings' qualifiers earned
26 All-American status and finished in fifth place or
27 better on the podium; and
28 WHEREAS, Coach Nick Mitchell was named NAIA National

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1 Coach of the Year in 2012, 2014, 2015, and 2016, in
2 addition to being named Regional Coach of the Year five
3 times; NOW THEREFORE,
4 BE IT RESOLVED BY THE SENATE, That the Senate
5 congratulates Coach Mitchell and all the members of
6 the Grand View University Vikings wrestling team on
7 winning the National Association of Intercollegiate
8 Athletics Wrestling National Championship for the sixth
9 consecutive year.

Senate Resolution 17: filed April 19, 2017; adopted by the
Senate on April 19, 2017.

SENATE RESOLUTION 17
By Committee on Rules and Administration

1 A resolution deferring action on the confirmation of
2 certain appointments submitted by the Governor.
3 BE IT RESOLVED BY THE SENATE, That the Senate,
4 under the provisions of section 2.32, subsection 7,
5 defers the consideration of the confirmation of all
6 appointments that have been or are submitted by the
7 Governor by, on, or after April 15, 2017, and that have
8 not yet been confirmed by the Senate by April 15, 2017.

MEMORIALS

IN MEMORIAM

SENATORS

Glen E. Bortell	September 9, 1914 – April 18, 2015
Wayne D. Bennett.....	November 7, 1927 – September 3, 2015
Richard L. Comito.....	February 11, 1939 – January 5, 2014
Tom Hancock.....	February 3, 1948 – January 31, 2016
H. Kay Hedge.....	April 2, 1928 – October 28, 2016
O. Gene Maddox.....	August 23, 1938 – June 2, 2015
Fred W. Nolting.....	August 21, 1932 – April 22, 2016
Rich Olive.....	December 2, 1949 – June 20, 2016
Joann Yessler Orr.....	February 10, 1923 – January 3, 2017
Sheldon L. Rittmer.....	September 5, 1928 – November 21, 2015
Dr. Joe M. Seng.....	September 27, 1946 – September 16, 2016
Art Small.....	October 14, 1933 – October 3, 2015
David M. Stanley.....	September 9, 1928 – August 26, 2015
Ray Taylor.....	June 4, 1923 – March 24, 2015
Arne F. Waldstein.....	January 17, 1925 – February 8, 2014
Melvin H. Wolf.....	December 4, 1923 – December 2, 2007

WAYNE D. BENNETT

Wayne D. Bennett was born on November 7, 1927 in Schaller, Iowa, to Wilbur and Blanche Bennett. He passed away on September 3, 2015, at the age of 87. He is survived by his son, Dr. Gary Bennett and his wife Betsy; daughter, Candice Bennett; stepchildren, Jim Irwin and his wife Lori; Tom Irwin and his wife Jean; and Linda Sichenze and her husband John; grandchildren, Emily, Andrew, and Pearl; brother, Bruce Bennett; and sister Barbara Ruchensky.

Bennett graduated from Ida Grove High School in 1944, at the age of 16. After high school he went on to attend Iowa State University eventually returning home to work on the family farm.

He married Barbara Noll on June 5, 1949 at the United Methodist Church in Ida Grove, Iowa and they had two children. Together they made their home south of Galva, where Wayne continued farming. In 1950 he moved to Ida Grove where he began farming with his brother, eventually retiring from farming in 1989. In 2004 he married Jean Irwin at Silver Creek United Methodist Church and welcomed three stepchildren.

Bennett was very active in the community. He was Chair of the Ida Grove 4-H Committee, President and Voting Delegate for the Ida County Farm Bureau, and Chair of the Ida County Soil Conservation District Commissioners. In addition he served as a member of the Cattlemen's Association, Department of Economic Development, Lions Club, Ida Grove Chamber of Commerce, Holstein Town and Country Club, and Lay Leader and member of the Silver Creek United Methodist Church.

Wayne Bennett was an Ida County Republican. He served in the Iowa House from 1973–1993, during the 65th, 66th, 67th, 68th, 69th, 70th, 71st, 72nd, 73rd, and 74th General Assemblies; and in the Iowa Senate from 1993-1997, during the 75th and 76th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Wayne D. Bennett, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Amanda Ragan
Jason Schultz
Mark Segebart
Committee

GLEN E. BORTELL

Glen E. Bortell was born on September 9, 1914 in Grinnell, Iowa to John E. and Katherine Bortell. He passed away on April 18, 2015, at the age of 100. He is survived by his daughter, Glenda and her husband Norman; son, John and his wife Peggy; son, William and his wife Cynthia; grandchildren; and great-grandchildren.

After graduating from Newton High School he moved to Des Moines where he met his wife, Mary McKowen. Glen and Mary were married on May 20, 1939 and remained married for 64 years.

Bortell was very active in the community. In 1962 he started the Bortell's Bar Rockin B Ranch, a camp for boys and girls, in Charles City, Iowa. He was the owner/operator for 20 years and became known to thousands of kids and families as "Uncle Glen".

Bortell was a Madison County Hospital Trustee, Township Trustee, on County and Central Iowa Health Planning Councils, a member of Farm Bureau, the State Historical Society, Lions International, and a Consistory. He was a 32nd degree Mason, Shriner, and a Scottish Rite; and very active in the St Charles Masonic Lodge. Bortell was involved in a number of horse groups, including the Flying Hoofs Drill Team and the Za-Ga-Zig Shrine Mounted Patrol in Des Moines, Iowa.

After retiring to Florida in 1985 he served on the board of the First United Methodist Church, assisting in fundraising efforts. He was also a volunteer transporter for many years at the Citrus United Memorial Hospital and accrued more than 6000 volunteer hours, which lead to being named Volunteer of the Year in 2013.

Glen Bortell was an Adair County Republican. He served in the Iowa Senate from 1970–1971, during the 63rd General Assembly; and in the Iowa House from 1973–1977, during the 65th and 66th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Gene E Bortell, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Chaz Allen
Jake Chapman
Tom Shipley
Committee

RICHARD L. COMITO

Richard L. Comito was born on February 11, 1939, in Des Moines, Iowa, to Frank M. and Rose Comito. He passed away on January 5, 2014, at the age of 74. He is survived by his wife, Margaret Ann; son, Richard and his wife Cindy; and four daughters, Ellen and her husband, David; Juanita and her husband, Terry; Rachell and her husband, Dean; and Carmela and her husband, Jeff; and numerous grandchildren and great grandchildren.

Comito graduated from Dowling Catholic High School in Des Moines, Iowa and went on to earn a degree from the Drake University College of Pharmacy in 1961. On February 6, 1960, he married Margaret Ann Miller at Holy Trinity Church in Des Moines, Iowa.

He was a Hospital Corpsman in the U.S. Navy. From 1966 to 1989 he owned and operated Hurdle Drug. He was an active member in his community and belonged to many organizations and groups including: as a Charter Member of the Black Hawk County Association of Children with Learning Disabilities; President of the Black Hawk County Pharmaceutical Association; Interim Director of the Black Hawk County Drug Council; a member on the Board of Directors for the Black Hawk County Drug Council; Pharmacy Labor Liaison Officer; and as a member of the Iowa Pharmaceutical Association, American Pharmaceutical Association, Knights of Columbus, Elks Club, and Saint Edward's Catholic Church.

Richard Comito was a Black Hawk County Republican. He served in the Iowa Senate from 1979–1983, during the 68th and 69th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Richard L. Comito, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

William A. Dotzler, Jr.
Jeff Edler
Craig Johnson
Committee

TOM HANCOCK

Thomas Hancock was born on February 3, 1948, in Dubuque, Iowa, to Calvin “Blackie” and Margaret Cooley Hancock. He passed away on January 31, 2016, at the age of 67. He is survived by his wife Coleen and his son Steve.

Hancock received his education in the Western Dubuque public school system. After graduation from high school, he attended Northeast Iowa Community College and also completed paramedic classes at Mercy Health Center in Dubuque. He was united in marriage to Coleen Dardis in Peosta, Iowa, on September 21, 1968.

Hancock was employed by the U.S. Postal Service for 31 years. He was a member of the Epworth Volunteer Fire Department, which he joined in 1968 at the age of 19. He served for 45 years as a paramedic volunteer and was fire chief for 16 of those years. In the 1980s, he led a group of volunteers who would complete paramedic training; their department became one of the first rural volunteer departments in the state to become certified in advanced life support. He also served as the president of the Iowa Firefighters Association and president of the Dubuque County EMS Association. Hancock was an Iowa senator for 8 years. He chaired the Judiciary Committee that was responsible for a \$635 million dollar justice budget. After leaving the Senate in 2011, he was elected to the Dubuque County Board of Supervisors.

Hancock was involved with many civic, business, and community activities, including the Epworth Economic Development Board, the Epworth Jaycees, the Local Emergency Planning Committee, the Dubuque County Revolving Loan Fund Committee, and the Homeland Security Advisory Board. He was a member of St. Patrick’s Catholic Church.

Tom Hancock was a Dubuque County Democrat. He served in the Iowa Senate from 2005–2012, during the 81st, 82nd, 83rd, and 84th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Thomas Hancock, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Tod R. Bowman
Jeff Danielson
Dan Zumbach
Committee

H. KAY HEDGE

H. Kay Hedge was born on April 2, 1928, in Mahaska County to Harry K. and Ava Blair Hedge. He passed away on October 28, 2016, at the age of 88. He is survived by his wife Alleen; his daughter Kimberly and her husband Charles, son Kevin and his wife Jane, and son Mark and his wife Cindy; eight grandchildren; and five great-grandchildren.

Hedge attended Mahaska County rural schools and graduated from Fremont High School in 1946. He attended the University of Iowa. He served in the United States Army during the Korean Conflict. He was united in marriage to Alleen Ruggles on July 15, 1951, in Fremont. In 1953, he received his honorable discharge from the Army.

Upon his return to Fremont, Hedge started farming with his father. He raised cattle, hogs, corn, and soybeans for over 50 years on the family farm, a family heritage that has continued with the next generation. He enjoyed the outdoors, especially being on the farm and tending to his cattle. He was a member of the Iowa Cattlemen's Association, the Mahaska County Pork Producers, the Iowa Soybean Association, the Iowa Corn Growers Association, and the Mahaska County Farm Bureau.

Hedge enjoyed spending time with his family. He gave selflessly of his time and talents to improve and maintain the quality of life in Mahaska County and across the state of Iowa. Hedge was very involved with his community and the surrounding area, including serving in many capacities on the Fremont School Board, Mahaska County School Board, Oskaloosa Chamber of Commerce, and American Legion. He was a member of the Fremont United Methodist Church. In 1988, he was elected to the Iowa Senate and served three consecutive terms. He will be remembered as a quiet leader, who helped with many projects.

H. Kay Hedge was a Mahaska County Republican. He served in the Iowa Senate from 1989–2000, during the 73rd, 74th, 75th, 76th, 77th, and 78th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable H. Kay Hedge, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Mark Chelgren
Kevin Kinney
Ken Rozenboom
Committee

O. GENE MADDOX

O. Gene Maddox was born on August 23, 1938, in Peoria, Illinois, to Orville Fulton Maddox and Helen Iona Placher Maddox. He passed away on June 2, 2015, at the age of 76.

Maddox graduated from Chillicothe High School in Chillicothe, Illinois, in 1956. He attended Northwestern University and received his B.S. in Communications in 1960. He attained a Juris Doctorate from Northwestern Law School in 1962. While attending law school, he served as an editor of the Law Review and was president of his fraternity, Phi Kappa Sigma.

Following graduation from college, Maddox moved to Des Moines to work for the Brody, Parker, Roberts, Thoma & Harris law firm. Later he joined Mid-Continent Industries and served as vice president of employee relations, secretary, and general counsel until 1978. He maintained a private law practice from 1978 to 2006.

Maddox was elected to the Clive City Council in 1975. He was elected mayor in 1977 and held that position for 15 years. While serving as mayor, Maddox championed a number of intergovernmental activities and was also involved with establishing the Clive Festival and the Clive Fun Run. In 1993 Maddox began serving as a State Senator and later as a State Representative. Maddox was known for his great sense of humor and was a person very committed to his beliefs.

Maddox served on the board of directors for Polk County March of Dimes, Polk County Cancer Society, American Diabetes Association, League of Iowa Municipalities, and Iowa Jaycees. He was a member of a number of other public service and professional groups, including the American Bar Association, the Polk County Bar Association, the Clive Lions Club, and the Iowa Natural Heritage Foundation. He was a member of Grace United Methodist Church. He also was an active volunteer reader for visually impaired persons on the IRIS radio network.

O. Gene Maddox was a Polk County Republican. He served in the Iowa Senate from 1993–2000, and the House of Representatives from 2001–2006, during the 75th, 76th, 77th, 78th, 79th, 80th, and 81st General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable O. Gene Maddox, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate.

Nate Boulton
Jack Whitver
Brad Zaun
Committee

FRED W. NOLTING

Frederick W. Nolting was born on August 21, 1932, in Frederika, Iowa. He was the son of Frederick W. and Ida M. Sauerbrei Nolting. He passed away on April 22, 2016, at the age of 83. He is survived by his wife Wilma; his son Frederick and wife, Marie, and daughter Melody and Claude Woodruff; three grandchildren; and five great-grandchildren.

Nolting attended the Tripoli and Waterloo public schools. He graduated from Waterloo East High School in 1949. Nolting was inducted into the East High sports hall of fame for his golf prowess. He married Wilma Cordray on December 7, 1952, at the Little Brown Church in Nashua.

Nolting worked at Rath Packing Company where he was employed as a meat cutter. He was a member of the Amalgamated Meat Cutters and served as vice-president of District Council 11. He was a secretary and a seven-term president of the United Packinghouse Workers of America Local 46. He spent several years as president of the local chapter of the AFL-CIO. He served as an education committee chairman and a district vice president for the Iowa Federation of Labor.

Nolting was active in his political party and served as a precinct committeeperson. He was a delegate to the 1968 Democratic National Presidential Convention. He served one term each in the Iowa House of Representatives and the Senate. He was a member of St. Ansgar Lutheran Church in Waterloo. Nolting moved to Texas where he worked at the University of North Texas managing the school's department of mail services. Nolting enjoyed playing golf throughout his entire life. He had a love for photography. He treasured his time with his family and friends.

Fred Nolting was a Black Hawk County Democrat. He served in the Iowa House from 1969–1970 and in the Iowa Senate from 1975–1978, during the 63rd, 66th, and 67th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Frederick W. Nolting, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Jeff Danielson
William A. Dotzler, Jr.
Craig Johnson
Committee

RICH OLIVE

Richard Warren Olive was born on December 2, 1949, to Urban and Mary Ann Dumbauld Olive. He passed away on June 20, 2016, at the age of 66. He is survived by his wife Marian; three daughters and their spouses, Nicole and Chris Engelhardt, Michelle and Cory Tjelmeland, and Suzanne and Blair Hansen; and 11 grandchildren.

Olive was born in Bethesda, Maryland. He moved with his family to Story City, Iowa, when he was two years old. He graduated from Story City High School in 1968. He was named the senior class athlete of the year and went on to attend South Dakota State to play football and basketball. He decided that college life was not for him, and he returned home and joined the Army National Guard. In 1970 he married Marian Tesdall.

Olive and his wife Marian were owners of Norsemen Insurance in Story City. They added a real estate component to their business in 2000. Olive was elected to the Iowa Senate in the fall of 2006 and served a four-year term. He believed he was working to make his community and state a better place for his children and grandchildren, as well as for his constituents.

Olive was very involved with his community, and he especially enjoyed Norsemen athletics. He was a basketball coach, a volunteer track coach, and the voice of Norsemen football. He was president of the Story City Economic Development Corporation, and served on the Bethany Manor Foundation Board and Mary Greeley Medical Center Foundation Board. Olive was also active in the American Legion, Lions Club, Roland-Story Booster Club, and Immanuel Lutheran Church. He was a founding member, often president, and popular leading man of Judge Story's Theatrical Troupe. He had a lifelong passion for golf. He helped to rebuild the Riverbend Golf Course and served on its board.

Rich Olive was a Story County Democrat. He served in the Iowa Senate from 2007–2010 and was on several committees, including Agriculture, Commerce, Economic Growth, and Government Oversight, of which he was chairperson during the 82nd and 83rd General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Rich Olive, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Jerry Behn
Robert M. Hogg
Herman C. Quirmbach
Committee

JOANN YESSLER ORR

Joann Yessler Orr was born on February 10, 1923, in Cedar Rapids, Iowa, to Joseph and Gail Gauby Yessler. She passed away on January 3, 2017, at the age of 93. She is survived by two nieces and a nephew.

Orr graduated from McKinley High School in Cedar Rapids in 1941. She was active in musicals, was a member of the National Honor Society, and was president of her senior class. She frequently sang at area churches and was active at St. Paul's Methodist Church.

Orr attended Oberlin Conservatory of Music in Oberlin, Ohio, and graduated in 1946. She then moved to New York City and worked for United Features Syndicate. She sang with the Robert Shaw Chorale, a professional choir. She met, and on November 26, 1947 on Long Island, married her husband Carl. They lived in Chicago and Cedar Rapids, where Joann taught music in the schools.

The Orrs moved to Grinnell in 1952 where they bought Lang's Dairy and together they ran the business for 14 years. They also operated farms in Poweshiek County. In 1968 Orr was nominated to fill a vacancy in the Iowa Senate and won in a special election. She served one term and then was elected again in 1972 and served until 1980. She headed the Education committee for four years. She sponsored bills on mandatory immunization, solar energy, school breakfast, and supported the Iowa Equal Rights Amendment in 1977. Her most prominent bill took the tax off food and prescription drugs.

During her years in Grinnell, Orr enjoyed being a member of choirs, singing solos, and holding yearly recitals. She was involved in many civic activities and was a passionate advocate for low-income people, women, and taxpayers. After 1980 the Orrs spent winters in Cape Coral, Florida, and she continued to be active in music and social service efforts. She enjoyed gardening, reading, and taking walks with her dog.

Joann Yessler Orr was a Poweshiek County Democrat. She served in the Iowa Senate from 1969–1970 and 1973–1980, during the 63rd, 65th, 66th, 67th, and 68th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Joann Yessler Orr, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of her service to the State and tenders its sympathy and kindest regards to the members of her family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Chaz Allen
Tim L. Kapucian
Kevin Kinney
Committee

SHELDON L. RITTMER

Sheldon L. Rittmer was born on September 5, 1928, in Clinton, Iowa, to Elmer and Lois Hass Rittmer. He passed away on November 21, 2015, at the age of 87. He is survived by his wife Elaine; a daughter Lynnette and her spouse, Dennis Jones; six grandchildren; and two great-grandchildren.

Rittmer was a lifelong resident of Clinton County. He graduated from DeWitt High School and attended Clinton Community College. He was a crop and livestock farmer. Rittmer was married to Elaine Heneke on June 11, 1950, at the First Lutheran Church in Maquoketa.

Rittmer was an active member of his community. He began his years of service as a member and chairman of the Farm Service Board of Clinton and Jackson County and the Clinton County Extension Council. He was a county supervisor from 1978-1990. He belonged to many community groups, including the Farm Bureau, Cattlemen's Association, Clinton County Pork Producers, Ducks Unlimited, Pheasants Forever, Izaak Walton League, Lions Club, Clinton County Historical Society, City of Clinton Chamber of Commerce, City of DeWitt Chamber of Commerce, and Quad Cities Chamber of Commerce.

In 1990, he ran for the Iowa Senate and served three terms. He was instrumental in the passage of many bills involving eminent domain, licensing, police and fire protection pensions, the Iowa Public Employees Retirement System (IPERS), campaign finance, election laws, and casino and gambling regulations. In service to his constituents, he was attentive to detail and to others' concerns, and he was especially responsive to phone call and letters. He received the Iowa Soil Conservation award in 1994 and the Iowa Nurses Association Legislation award in 2002.

Rittmer enjoyed getting to know people. One of his favorite activities was talking to people of all ages and in all walks of life. He had a knack for remembering names. He was always up to date on current events, reading newspapers and magazines and watching local, state, and national news.

Sheldon Rittmer was a Clinton County Republican. He served in the Iowa Senate from 1991–2002, during the 74th, 75th, 76th, 77th, 78th, and 79th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Sheldon Rittmer, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Rita Hart
Mark S. Lofgren
Robby Smith
Committee

DR. JOE M. SENG

Joseph M. Seng, Jr., was born on September 27, 1946, in Davenport, Iowa, to Joseph M. Seng, Sr., and Elsie Ales Seng. He passed away on September 16, 2016, at the age of 69. He is survived by his wife Mary; daughter and son-in-law, Heidi and Pat Dooley; and two grandsons, Gavin and Finn.

Seng graduated from Lost Nation High School. He earned a Bachelor of Science degree and a doctorate degree in veterinary medicine in 1970 from Iowa State University. Seng owned and operated the St. Francis Veterinary Hospital in west Davenport. He was a member of many local, state, and national veterinary associations. He was known for his dedication to his veterinary practice and to the people who brought their pets to him, often without the ability to pay. Seng also owned the Renwick Mansion Bed and Breakfast and Joe's Club. He was married to Mary Kresser on June 16, 2015.

Seng won a seat on the Davenport City Council in 1995. He also served as mayor pro tem. In 2000, he ran for the Iowa House of Representatives and he served for one term. In 2002, he was elected to the Iowa Senate, and easily won re-election in subsequent years. Seng was known to share his musical talents on the Senate floor, playing his accordion for special events and at the close of the sessions.

Seng took great interest in his community, serving as a member of the Knights of Columbus, the NAACP, the Scott County Historical Preservation Society, the Mississippi Valley Blues Society, the Catholic Church, and as president and CEO of Marquette Academy elementary school. He received national recognition from the American Humane Society for his efforts to prevent animal cruelty. He was honored by many organizations, including the Iowa Veterinary Medical Association. He was named Legislator of the Year by the Izaak Walton League.

Dr. Joe M. Seng was a Scott County Democrat. He served in the Iowa House from 2001–2002, and in the Senate from 2002–2016, during the 79th, 80th, 81st, 82nd, 83rd, 84th, 85th, and 86th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Joseph M. Seng, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Wally E. Horn
Jim Lykam
Roby Smith
Committee

ART SMALL

Arthur A. Small was born on October 14, 1933, in Brunswick, Maine, to Arthur and Alice Crimmins Small. He passed away on October 3, 2015, at the age of 81. He is survived by three children, Peter, Martha, and Arthur; and four grandchildren.

Small earned his bachelor's degree from Bowdoin College in Brunswick, Maine, in 1959. He served three years in the U.S. Army. He then attended graduate school at the University of Iowa, studying English. There he met, and in 1960 married, Mary Jo O'Callaghan, who became his best friend and inseparable political and life partner.

Small was a faculty member of St. Ambrose College in Davenport. He served as a legislative assistant to U.S. Congressman John R. Schmidhauser. In 1970, Small was elected to the Iowa House, and he went on to serve four terms in the House and two terms in the Senate. While serving in the Iowa General Assembly, he entered law school at the age of 48, earning a law degree from the University of Iowa, College of Law. After leaving elected office, Small practiced law and worked as a lobbyist representing a variety of clients, including the state judges' association and some rural schools.

Small was known politically for his support of progressive policies. Small's legacy of legislative victories includes increased protections for renters in tenant/landlord ordinances and limitations in how much banks could charge customers during the advent of automatic teller machines. He often advocated for increased state funding for higher education in general, and the University of Iowa in particular. He is remembered as a renaissance man who brought intelligence and passion to his many undertakings.

Art Small was a Johnson County Democrat. He served in the Iowa House from 1971–1978, and in the Senate from 1979–1986, during the 64th, 65th, 66th, 67th, 68th, 69th, 70th, and 71st General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Arthur A. Small, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Joe Bolkcom
Robert E. Dvorsky
Thomas A. Greene
Committee

DAVID M. STANLEY

David M. Stanley was born on September 9, 1928, in Dubuque, Iowa, to C. Maxwell and Elizabeth Holthues Stanley. He passed away on August 26, 2015, at the age of 86. He is survived by four children and their spouses, Lincoln Stanley and Barbara Mazer, Rebecca Stanley and Timothy McFate, Nathan and Ruth Woodliff-Stanley, and Elizabeth and Timothy Shriver; and ten grandchildren.

Stanley attended the Muscatine public schools and graduated from Muscatine High School. He was an Eagle Scout and was inducted into the Muscatine High School Hall of Honor. He married his high school sweetheart, Jean Leu, on June 27, 1948. He received a B.A. from the University of Iowa in 1951 and a J.D. from the University of Iowa, College of Law in 1953. Stanley served in the U.S. Air Force from 1954-1956. He began his practice of law in Muscatine in 1957.

Stanley was elected to the Iowa House in 1958, and he also served in the Senate, for a total of 12 years in the Legislature. He held the position of Ways and Means committee chairperson while in the House, and he served as Senate Majority Leader. In 1978, Stanley launched Iowans for Tax Relief, a taxpayer rights organization that lobbies for reduced state government spending and lower taxes.

Stanley was an active member of his community. He and his wife were members of the United Methodist Church and active in the renewal and reform movement of the church as a whole. He was a Rotarian and received an honorary Paul Harris Fellowship. He was chairman of many nonprofit organizations, including the New Hope Foundation, the National Taxpayers Union, and the Public Interest Institute, a limited government think tank. He served on the Iowa Wesleyan College Board of Trustees and was a member of Toastmasters, Masonic Orders, and Izaak Walton League.

David Stanley was a Muscatine County Republican. He served in the Iowa House from 1959–1964, and again in 1973, and served in the Senate from 1965–1969, during the 58th, 59th, 60th, 61st, 62nd, 63rd, and 65th, General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable David Stanley, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Robert E. Dvorsky
Thomas A. Greene
Mark Lofgren
Committee

RAY TAYLOR

Ray Allen Taylor was born on June 4, 1923, near Steamboat Rock, Iowa, to Leonard and Mary Huffman Taylor. He passed away on March 24, 2015, at the age of 91. He is survived by his children, Gordon, Laura, Karol, and Jean, and their spouses; 11 grandchildren; and 41 great-grandchildren.

Taylor graduated from Steamboat Rock High School in 1940. He attended the University of Northern Iowa and Baylor University. On February 5, 1943, he married Mary E. Allen at the First Baptist Church in Eldora, Iowa. The couple resided near Steamboat Rock where Ray farmed the family farm. He was also a business partner in Karol Anne's Clothing Store in Eldora.

Taylor was elected to the Iowa Senate in 1972. He served six terms in the Senate, retiring from office in 1994. During his tenure at the Capitol, he was a member of many Senate committees, and served as chair of the Agriculture committee and vice-chair of the Appropriations committee. He was known as a man of strong principle who represented his constituents well.

Taylor was very active both in his community and within the state. He was elected to the Steamboat Rock School Board, serving as president for 12 years. He was a member of Farm Bureau, Wildlife Club, Toastmasters, Iowans Right-to-Work, American Legislative Exchange Council, and First Baptist Church. He was chair of the Hardin County Bicentennial Committee and a board member of Faith Baptist Bible College in Ankeny. In addition, he was a member of the College Student Aid Commission, Iowa Commission on Interstate Cooperation, Iowa Boundary Commission, Rural Electric Cooperative Board, and the American Cancer Society State Board.

Ray Taylor was a Hardin County Republican. He served in the Iowa Senate from 1973–1994, during the 65th, 66th, 67th, 68th, 69th, 70th, 71st, 72nd, 73rd, 74th, and 75th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Ray Taylor, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Bill Dix
Jeff Edler
Amanda Ragan
Committee

ARNE F. WALDSTEIN

Arne F. Waldstein was born on a farm in Brooke Township, Buena Vista County, Iowa, on January 17, 1925, to Arthur and Anna Waldstein. He passed away on February 8, 2014, at the age of 89. He is survived by his wife Marianne; his sons, Fredric and his wife Edith, Arne and his wife Marie, and Mark; daughter Elizabeth Waldstein-Hart and her husband Doug; seven grandchildren; and one great-grandchild.

Waldstein graduated from Lincoln Lee High School in 1943. He enlisted in the Army Air Corps and served from 1943-1945. Upon his return home, he enrolled at Buena Vista College and later transferred to Iowa State College in Ames. He graduated in 1949 with a B.S. degree in Farm Operations.

In 1951 Arne married Marianne Aust at the United Methodist Church in Storm Lake. They moved to Albany, Georgia, where he was employed as a farm manager. In 1953 they returned to Buena Vista County where he farmed and worked for Stalcup Agricultural Services. He later became president and CEO of the company. He served as an agricultural consultant for the U.S. government in Turkey and Czechoslovakia, helping to improve farming conditions in those countries. In 1978 he was elected to the Iowa Senate serving two terms. After his Senate service, he returned to Buena Vista County and continued working with his business. In his later years, he and his wife moved to Waverly, Iowa.

Waldstein was a strong proponent of community and civic responsibility. He served on many boards and commissions at the local, state, and national levels. He was a member of the Farm Bureau, Izaak Walton League, American Legion, Kiwanis, Community Builders, Wartburg College Roundtable, St Mark's Lutheran Church in Storm Lake, and St. Paul's Lutheran Church in Waverly. He was an author, writing many articles for local and statewide publications. His personal memoir about growing up in Iowa, "Water Runs Downhill," received wide acclaim.

Arne Waldstein was a Buena Vista County Republican. He served in the Iowa Senate from 1979–1986, during the 68th, 69th, 70th, and 71st General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Arne Waldstein, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Tim Kraayenbrink
Herman C. Quirnbach
Mark Segebart
Committee

MELVIN H. WOLF

Melvin H. Wolf was born on December 4, 1923, in Des Moines, Iowa, to Michael and Sara Wolf. He passed away on December 2, 2007, at the age of 83. He is survived by his wife Lois and his daughter Marna Orren, and her spouse David, and his daughter Caryn.

Wolf attended the Des Moines public schools and graduated from Roosevelt High School in 1941. He attended the New Mexico Military Institute in Roswell, New Mexico, from 1941-1942. He enlisted in the U.S. Air Force and served in the China-Burma-India theatre during World War II. He was awarded the Distinguished Flying Cross and Air Medal with Oak Leaf Cluster.

Wolf earned his undergraduate degree in liberal arts from the University of Iowa in 1948. He then completed his law degree from the College of Law, University of Iowa, in 1949. He met his future wife, Lois Hankin, in Iowa City and was married while he was an Iowa law student. They moved to Waterloo where he engaged in the general practice of law for fifty years. He was a member of local and state bar associations.

For much of his life, Wolf was active in state Democratic politics. He was elected to the Iowa Senate in 1958 and served one term. He also ran for lieutenant governor. Governor Harold Hughes appointed him to the State Board of Regents, where he served for many years governing Iowa's public universities and special schools. He served as president of the local Civil Liberties Union. He was a former chairman of the Black Hawk County Mental Health Center and served as a mental health commitment referee prior to his retirement. He was a member of the Sons of Jacob Synagogue. He is remembered as a generous supporter of all good causes.

Melvin Wolf was a Black Hawk County Democrat. He served in the Iowa Senate from 1959–1962, and served as Ranking Member of the Senate Insurance Committee, during the 58th and 59th General Assemblies.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF IOWA: That in the passing of the Honorable Melvin Wolf, the State has lost an honored citizen and faithful and useful public servant, and that the Senate by this resolution expresses its appreciation of his service to the State and tenders its sympathy and kindest regards to the members of his family.

BE IT FURTHER RESOLVED: That a copy of this resolution be spread upon the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to the family of the deceased.

Jeff Danielson
William A. Dotzler, Jr.
Craig Johnson
Committee

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Dirk Hillard – 626, 637, 670, 855, 918

Telina McKenna-Quintana – 626, 637, 670, 855, 989

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Bruce Thorsen – 626, 637, 670, 835, 918

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Daniel Deutschman – 626, 638, 670, 835, 989

Julie Eichenberger – 626, 638, 670, 835, 918

Stacey Loftus – 626, 638, 670, 835, 918

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- Amendments offered – 949, 1036, 1068
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HART, RITA – Senator, 49th District; Assistant Minority Leader, Democrat

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- Amendments offered – 133, 314, 316, 317, 499, 597, 1071, 1107, 1109
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- Amendments offered – 133, 307, 526, 533–535, 555, 574, 597
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HORN, WALLY E. – Senator, 35th District; Democrat

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- Amendments offered – 317, 601, 750, 752
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- Bills introduced – 80, 92, 93, 98, 120, 129, 130, 141, 143, 170, 171, 185, 214, 223, 241, 274, 346, 396, 456
- Bill subcommittee assignments – 84, 85, 88, 99, 106, 107, 172, 187, 216, 233, 243–245, 254, 255, 272, 301, 302, 360, 371, 380, 387, 403, 404, 413, 426, 457, 508, 509, 622, 662, 785, 902, 1017, 1041, 1060, 1095
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KAPUCIAN, TIM L. – Senator, 38th District; Republican

Amendments filed – 729
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KINNEY, KEVIN – Senator, 39th District; Democrat

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Amendments offered – 307, 309, 310, 595, 847, 875, 924, 1102

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KRAAYENBRINK, TIM – Senator, 5th District; Republican

Amendments filed – 646, 836, 880, 915, 1055

Amendments offered – 693, 897, 915, 1055

Bills introduced – 43, 44, 186, 281, 299, 349, 537

Bill subcommittee assignments – 75, 84, 99, 108, 123, 124, 131, 158, 198, 199, 226, 233, 255, 272, 275, 351, 359, 370, 373, 403, 404, 413, 433, 445, 559, 560, 605, 720, 733, 1000, 1017, 1041, 1059

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LOFGREN, MARK S. – Senator, 46th District; Republican

Amendments filed – 497, 957, 1096

Amendments offered – 497, 957, 1108

Bills introduced – 43, 44, 93, 195, 251, 253, 281, 299, 537

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LYKAM, JIM – Senator, 45th District; Democrat

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Bill subcommittee assignments – 75, 83, 123, 124, 144, 187, 198, 199,
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MATHIS, LIZ – Senator, 34th District; Assistant Minority Leader, Democrat

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McCOY, MATT – Senator, 21st District; Assistant Minority Leader, Democrat

Amendments filed – 574, 575, 601, 607, 751, 851, 993, 1056, 1061, 1100

Amendments offered – 698, 993, 1056

Amendments withdrawn – 751, 851

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- Amendments offered – 290, 317, 503, 555, 703, 704, 706, 707, 709, 711, 712, 714, 717, 1106
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RAGAN, AMANDA – Senator, 27th District; Minority Whip, Democrat

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