

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, FEBRUARY 16, 2023

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JOURNAL OF THE SENATE

THIRTY-NINTH CALENDAR DAY
TWENTY-FOURTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, February 16, 2023

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

Prayer was offered by the Honorable Sandy Salmon, member of the Senate from Bremer County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Gavin Walters.

The Journal of Wednesday, February 15, 2023, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

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

MADAM PRESIDENT: I am directed to inform your honorable body that the House has on February 15, 2023, **passed** the following bills in which the concurrence of the House was asked:

[Senate File 157](#), a bill for an act authorizing certain persons to administer the final field test of an approved driver education course.

[Senate File 181](#), a bill for an act relating to property taxes and income taxes by modifying the calculation of assessment limitations for certain property, amending provisions relating to certain tax withholding requirements and tax credits, and including effective date and retroactive applicability provisions.

ALSO: That the House has on February 15, 2023, **adopted** the following resolution in which the concurrence of the House was asked:

[Senate Concurrent Resolution 3](#), a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Ninetieth General Assembly.

ALSO: That the House has on February 15, 2023, **passed** the following bills in which the concurrence of the Senate is asked:

[House File 204](#), a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

Read first time under Rule 28 and **passed on file**.

[House File 205](#), a bill for an act relating to the distribution of certain barrel tax revenues collected on beer.

Read first time and attached to [Senate File 123](#).

[House File 206](#), a bill for an act relating to the assessment of property containing certain aboveground storage tanks and including effective date and retroactive applicability provisions.

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

[House File 207](#), a bill for an act relating to the assessment and taxation of certain sanitary sewage and storm water drainage property and including effective date and retroactive applicability provisions.

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

[House File 216](#), a bill for an act relating to paternity in certain actions before the juvenile court.

Read first time and attached to [Senate File 147](#).

[House File 232](#), a bill for an act relating to probate proceedings, including fiduciary and trustee duties, and including applicability provisions.

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

[House File 243](#), a bill for an act relating to insurance coverage for covered individuals for the treatment of autism spectrum disorder.

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

[House File 248](#), a bill for an act relating to electric power generating facility emission plans and projects, and including effective date and applicability provisions.

Read first time and attached to [Senate File 198](#).

[House File 250](#), a bill for an act relating to the application for a certificate of franchise authority applicable to the provision of video services and including effective date provisions.

Read first time and attached to [Senate File 130](#).

[House File 257](#), a bill for an act relating to third-party testers who administer the knowledge and driving skills tests required for a commercial learner's permit or commercial driver's license.

Read first time and attached to [Senate File 152](#).

[House File 258](#), a bill for an act relating to commercial driver's licenses and commercial learner's permits, including compliance with federal regulations, and making penalties applicable.

Read first time under Rule 28 and **passed on file**.

[House File 259](#), a bill for an act relating to matters under the purview of the department of veterans affairs, including county commissions of veteran affairs and cemetery expenditures.

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

ADJOURNMENT

On motion of Senator Schultz, the Senate adjourned at 9:06 a.m. until 1:00 p.m., Monday, February 20, 2023.

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 MANAGEMENT

Utility Replacement Task Force Report, pursuant to Iowa Code section 437A.15. Report received on February 16, 2023.

REPORT OF COMMITTEE MEETING

HEALTH AND HUMAN SERVICES

Convened: Thursday, February 16, 2023, 1:05 p.m.

Members Present: Edler, Chair; Costello, Vice Chair; Trone Garriott, Ranking Member; Alons, Evans, Guth, Petersen, Rowley, Salmon, and Sweeney.

Members Absent: Donahue, Garrett, and Jochum (all excused).

Committee Business: Consideration and passage of the following bills: [SF 219](#), [SSB 1044](#), [SSB 1104](#), [SSB 1103](#), and [SSB 1139](#).

Adjourned: 1:45 p.m.

INTRODUCTION OF RESOLUTION

[Senate Joint Resolution 9](#), by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

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

INTRODUCTION OF BILLS

[Senate File 314](#), by Driscoll, a bill for an act relating to county supervisors, concerning county supervisor representation plans and county supervisor vacancies, and including effective date provisions.

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

[Senate File 315](#), by committee on State Government, a bill for an act relating to raw milk, by providing for the production of raw milk at certain dairies, the manufacture of products using raw milk, and the labeling and distribution of raw milk and manufactured products, and making penalties applicable.

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

[Senate File 316](#), by committee on State Government, a bill for an act providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

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

[Senate File 317](#), by committee on State Government, a bill for an act relating to investigations conducted by the office of ombudsman.

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

[Senate File 318](#), by committee on Workforce, a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council.

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

[Senate File 319](#), by committee on Workforce, a bill for an act concerning private sector employee drug testing.

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

[Senate File 320](#), by committee on State Government, a bill for an act relating to the use of certain refrigerants.

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

[Senate File 321](#), by committee on Workforce, a bill for an act relating to boiler inspections.

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

[Senate File 322](#), by Trone Garriott, Jochum, Winckler, Celsi, Giddens, Donahue, Dotzler, Petersen, Weiner, Wahls, and Quirmbach, a bill for an act relating to information collected from applicants for education savings accounts and information reported by the department of education, and including effective date provisions.

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

[Senate File 323](#), by Guth, a bill for an act prohibiting employers from engaging in certain actions relating to infectious diseases and providing penalties.

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

SUBCOMMITTEE ASSIGNMENT

[Senate File 296](#)

EDUCATION: Rozenboom, Chair; Kraayenbrink and Trone Garriott

FINAL COMMITTEE REPORTS OF BILL ACTION

HEALTH AND HUMAN SERVICES

Bill Title: [SENATE FILE 219](#), a bill for an act relating to educational requirements for a permit to perform tattooing.

Recommendation: DO PASS.

Final Vote: Yeas, 8: Edler, Costello, Alons, Evans, Guth, Rowley, Salmon, and Sweeney. Nays, 2: Trone Garriott and Petersen. Excused, 3: Donahue, Garrett, and Jochum.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

STATE GOVERNMENT

Bill Title: [SENATE JOINT RESOLUTION 9 \(SSB 1109\)](#), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 315 \(SSB 1107\)](#), a bill for an act relating to raw milk, by providing for the production of raw milk at certain dairies, the manufacture of products using raw milk, and the labeling and distribution of raw milk and manufactured products, and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Schultz, Cournoyer, Bisignano, Bousset, Dawson, Driscoll, Koelker, Kraayenbrink, McClintock, Salmon, Webster, and Westrich. Nays, 4: Boulton, Celsi, Jochum, and Weiner. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 316 \(SSB 1038\)](#), a bill for an act providing for the conduct of licensed veterinarians when involved in certain legal matters involving the alleged mistreatment of animals, including by providing for immunity from administrative, civil, or criminal liability when acting in good faith; providing for administrative, civil, or criminal liability when not acting in good faith; and making penalties applicable.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 317 \(SSB 1039\)](#), a bill for an act relating to investigations conducted by the office of ombudsman.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 15: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, 1: Celsi. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 320 \(SSB 1122\)](#), a bill for an act relating to the use of certain refrigerants.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 16: Schultz, Cournoyer, Bisignano, Boulton, Bousset, Celsi, Dawson, Driscoll, Jochum, Koelker, Kraayenbrink, McClintock, Salmon, Webster, Weiner, and Westrich. Nays, none. Excused, 2: Brown and Giddens.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

WORKFORCE

Bill Title: [SENATE FILE 318 \(SSB 1086\)](#), a bill for an act relating to apprenticeships and establishing an Iowa office of apprenticeship and Iowa apprenticeship council.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, J. Taylor, and T. Taylor. Nays, none. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: [SENATE FILE 319 \(SSB 1141\)](#), a bill for an act concerning private sector employee drug testing.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Dickey, McClintock, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and J. Taylor. Nays, 4: Donahue, Boulton, Dotzler, and T. Taylor. Excused, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 321 \(SSB 1073\)](#), a bill for an act relating to boiler inspections.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 11: Dickey, McClintock, Donahue, Boulton, Dotzler, Driscoll, Guth, Kraayenbrink, Rowley, Schultz, and T. Taylor. Nays, none. Excused, 1: J. Taylor.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Workforce Committee on [Senate File 321](#), and they were attached to the committee report.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 15, 2023, the Governor approved and transmitted to the Secretary of State the following bill:

[Senate File 153](#) – Relating to single-trip permits for vehicles of excessive size and weight during special or emergency situations.