

PROOF

STATE OF IOWA

House Journal

TUESDAY, FEBRUARY 28, 2023

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JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 28, 2023

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Sherman of Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jackson Simeck, Page from Adel.

The Journal of Monday, February 27, 2023, was approved.

INTRODUCTION OF BILLS

[House Joint Resolution 8](#), by Sherman, Stoltenberg, Cisneros, Hayes, Dieken, Wheeler, M. Thompson, and Gerhold, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to marriage.

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

[House File 480](#), by Staed, Levin, Cahill, Wilburn, Amos, Jr., Kurth, and Brown-Powers, a bill for an act relating to the human growth and development instruction provided to students enrolled in grades nine through twelve in school districts, accredited nonpublic schools, and charter schools.

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

[House File 481](#), by Latham, a bill for an act establishing the United States army reserve service scholarship program within the college student aid commission.

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

[House File 482](#), by Hayes, a bill for an act prohibiting persons from entering single and multiple occupancy toilet facilities in elementary and secondary schools that do not correspond with the person's biological sex.

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

[House File 483](#), by Gustoff, a bill for an act relating to an application for a reprieve, pardon, commutation of sentence, remission of fines or forfeitures, or restoration of the rights of citizenship made to the board of parole.

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

[House File 484](#), by Gustoff, a bill for an act providing for notarial acts involving remotely located individuals.

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

[House File 485](#), by Hayes, a bill for an act relating to the awarding of joint custody and joint physical care.

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

[House File 486](#), by Andrews, a bill for an act relating to fundamental parental rights.

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

[House File 487](#), by Collins, a bill for an act relating to the disposition of specified forms of gift certificates referred to as chamber bucks.

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

[House File 488](#), by Staed, Wilburn, Amos, Jr., Kurth, Brown-Powers, and Levin, a bill for an act relating to identification markings on firearms and firearm parts, and providing penalties.

Read first time and referred to committee on **Public Safety**.

[House File 489](#), by Hayes, a bill for an act relating to civil liability for commercial entities who publish or distribute material harmful to minors on the internet, and providing penalties.

Read first time and referred to committee on **Public Safety**.

[House File 490](#), by P. Thompson, a bill for an act relating to building design element regulation by governmental subdivisions, and including effective date provisions.

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

[House File 491](#), by Andrews, a bill for an act relating to the preparation of life impact statements.

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

[House File 492](#), by Gustoff, a bill for an act relating to the transfer of certain motor vehicles by operation of law, including associated odometer disclosure statements.

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

[House File 493](#), by Andrews, a bill for an act relating to optional equipment and subscription service fees included with the sale of motor vehicles by licensed motor vehicle dealers, and making penalties applicable.

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

[House File 494](#), by committee on State Government, a bill for an act establishing the professional counselors licensure compact.

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

[House File 495](#), by committee on State Government, a bill for an act relating to investigations conducted by the office of ombudsman.

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

[House File 496](#), by committee on State Government, a bill for an act relating to inspections for violations relating to retailers of cigarettes, tobacco, tobacco products, alternative nicotine products, and vapor products that provide for use or consumption of regulated products on the retailer's premises.

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

[House File 497](#), by committee on State Government, a bill for an act relating to the definition of meeting under Iowa's open meetings law.

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

[House File 498](#), by committee on State Government, a bill for an act establishing daylight saving time as the official time in this state throughout the year.

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

[House File 499](#), by committee on Commerce, a bill for an act relating to the inclusion of the value of child restraint systems in the loss calculation for specified insurance settlements of automobile partial or total losses, and including applicability provisions.

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

[House File 500](#), by Gaines, Buck, and Staed, a bill for an act directing the department of education, in consultation with the board of educational examiners, to convene a working group to study the need for additional diversity and cultural competency training for teachers.

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

[House File 501](#), by Jones, a bill for an act relating to the preservation of biological evidence collected in relation to a criminal investigation, testimony by an incarcerated witness, and postconviction access to investigative files in a criminal case.

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

[House File 502](#), by Turek, a bill for an act relating to insurance coverage for prescription insulin drugs.

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

[House File 503](#), by Jones, a bill for an act authorizing counties to establish coyote bounty programs.

Read first time and referred to committee on **Natural Resources**.

[House File 504](#), by Jones, a bill for an act relating to prohibitions against a person acting as a provider or as an employee, contractor, or subcontractor of a provider of home and community-based services waiver services under the Medicaid program.

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

[House File 505](#), by Rinker, a bill for an act relating to meter installation or replacement by a utility.

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

[House File 506](#), by Bossman, a bill for an act relating to the workforce housing tax incentives program.

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

[House File 507](#), by Stoltenberg, M. Thompson, Hayes, Osmundson, Thomson, Gerhold, Sherman, Cisneros, and Dieken, a bill for an act relating to public health and safety, prohibiting health mandates and requirements by federal and nongovernmental health organizations, and including effective date provisions.

Read first time and referred to committee on **Health and Human Services**.

[House File 508](#), by Sherman, Cisneros, Stoltenberg, M. Thompson, Dieken, Osmundson, Gerhold, and Thomson, a bill for an act protecting religious liberty and state sovereignty relating to marriage.

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

[House File 509](#), by Levin, Zabner, Bagniewski, Scheetz, Wilburn, Croken, Buck, Wessel-Kroeschell, Srinivas, Steckman, Madison, Gaines, Amos, Jr., Staed, Cahill, Ehler, Baeth, Wilson, Cooling, Turek, Scholten, Matson, Forbes, Kurth, James, Brown-Powers, Abdul-Samad, Jacoby, B. Meyer, and Gjerde, a bill for an act relating to eligible parties to a valid marriage.

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

[House File 510](#), by Dunwell, Dieken, Hayes, Bradley, M. Thompson, Osmundson, Shipley, Sherman, Stoltenberg, Henderson, Wheeler, Gerhold, Fisher, Johnson, Graber, Gustafson, Jeneary, P. Thompson, Thomson, and Carlson, a bill for an act relating to the Iowa human life protection Act, providing for civil actions and civil penalties, and including effective date provisions.

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

ADOPTION OF [HOUSE RESOLUTION 8](#)

Windschitl of Harrison called up for consideration [House Resolution 8](#), a resolution designating February 28, 2023, as Community College Day.

Mohr of Scott moved the adoption of [House Resolution 8](#).

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 28, 2023, adopted the following resolution in which the concurrence of the House is asked:

[Senate Concurrent Resolution 4](#), a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

W. CHARLES SMITHSON, Secretary

REFERRED

The Speaker announced that [House File 144](#), previously placed on the calendar was referred to committee on **Health and Human Services**.

STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 216](#) **Commerce**

Relating to energy benchmarking requirements for private properties.

[H.S.B. 217](#) **Public Safety**

Relating to operating-while-intoxicated offenses, including temporary restricted licenses and ignition interlock devices, providing penalties, making penalties applicable, and including effective date and applicability provisions.

[H.S.B. 218](#) **Education**

Prohibiting institutions of higher learning governed by the state board of regents from expending moneys to fund diversity, equity, and inclusion offices or to hire individuals to serve as diversity, equity, and inclusion officers, creating a private cause of action, and including effective date provisions.

[H.S.B. 219](#) **Education**

Relating to education, including modifying provisions related to school district library programs and the educational program provided to students enrolled in school districts, accredited nonpublic schools, and charter schools.

[H.S.B. 220](#) **State Government**

Establishing the dentist and dental hygienist compact.

[H.S.B. 221](#) **State Government**

Relating to the requirements for a license to practice podiatry.

[H.S.B. 222](#) **Education**

Relating to children and students, including establishing a parent's or guardian's right to make decisions affecting the parent's or guardian's child, modifying provisions related to student health screenings and

the curriculum in school districts, accredited nonpublic schools, and charter schools, other duties of school districts, competent private instruction, and special education, making appropriations, and providing civil penalties.

H.S.B. 223 Judiciary

Relating to parental consent regarding internet sites for users under the age of sixteen, providing civil penalties, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 278 Reassigned

Ways and Means: Wulf, Chair; Judge and Sexton.

House File 406

Public Safety: Dieken, Chair; Gustoff and Levin.

House File 415

Judiciary: Gustoff, Chair; Kaufmann and Olson.

House File 440

Public Safety: Fisher, Chair; Henderson and B. Meyer.

House File 454

Education: Gehlbach, Chair; Bradley and Buck.

House File 492

Transportation: Meggers, Chair; Cooling and Determann.

House File 504

State Government: Wulf, Chair; Harris and Nielsen.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 216

Commerce: Wills, Chair; Bagniewski and Thomson.

[House Study Bill 217](#)

Public Safety: Gustoff, Chair; Olson and Vondran.

[House Study Bill 218](#)

Education: Collins, Chair; Ehlert and Stone.

[House Study Bill 219](#)

Education: Boden, Chair; Cahill and Hora.

[House Study Bill 220](#)

State Government: Collins, Chair; Baeth and Siegrist.

[House Study Bill 221](#)

State Government: Harris, Chair; Baeth and Young.

[House Study Bill 222](#)

Education: Wheeler, Chair; Cahill and Johnson.

[House Study Bill 223](#)

Judiciary: Kaufmann, Chair; Srinivas and Stone.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly [House File 388](#)), prohibiting the use of remotely piloted aircraft flying over certain property, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 389](#)), establishing an agriculture education grant program within the department of education and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 139](#)), providing for veterinary medicine, including the care of animals under the supervision of a licensed veterinarian, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 155](#)), establishing a dairy innovation fund and program to be administered by the economic development authority.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 157](#)), providing for the transportation of biogas using a gathering line system constructed within a secondary road right-of-way, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

COMMITTEE ON ECONOMIC GROWTH AND TECHNOLOGY

Committee Bill (Formerly [House Study Bill 151](#)), relating to state software licensing restrictions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 153](#)), prohibiting the state or a political subdivision of the state from expending revenue received from taxpayers for payment to persons responsible for ransomware attacks, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 154](#)), relating to the use of certain technology, including the legal effect of the use of distributed ledger technology or smart contracts and affirmative defenses associated with the use of cybersecurity programs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

COMMITTEE ON LABOR AND WORKFORCE

Committee Bill (Formerly [House Study Bill 201](#)), relating to state employee parental leave.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly [House File 126](#)), relating to budgets of local emergency management agencies and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 289](#)), relating to conducting elections for benefited recreational lake and water quality districts.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 295](#)), relating to considerations required before a county board of supervisors leases, purchases, or constructs a facility or building.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 416](#)), relating to the tax certification deadline for sanitary districts and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 163](#)), relating to requirements for the split and consolidation of parcels.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 164](#)), relating to access to and use of the county land record information system.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly [House File 449](#)), relating to persons eligible to hunt with a crossbow.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly [House File 119](#)), establishing the criminal offense of assault on a pregnant person, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 178](#)), requiring vehicle identification information to be provided in a no-contact or protective order, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

Committee Bill (Formerly [House File 301](#)), concerning penalties relating to drug paraphernalia and certain traffic offenses, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2023.

Committee Bill (Formerly [House Study Bill 166](#)), relating to motor vehicle enforcement duties of the department of public safety and the department of transportation, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2023.

COMMITTEE ON WAYS AND MEANS

[Senate File 75](#), a bill for an act relating to certain health facilities including ambulatory surgical centers and rural emergency hospitals, including licensing requirements and fees, providing penalties and making penalties applicable, providing emergency rulemaking authority, and including applicability and effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2023. Placed on Ways and Means calendar, February 28, 2023.

RESOLUTIONS FILED

[H.C.R. 8](#), by Committee on Administration and Rules, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

Placed on the **calendar**.

[H.R. 10](#), by Konfrst and Wood, a resolution recognizing National Speech and Debate Education Day.

Laid over under **Rule 25**.

[S.C.R. 4](#), by Whitver, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Ninetieth General Assembly.

Passed on file.

On motion by Windschitl of Harrison, the House adjourned at 8:50 a.m., until 8:30 a.m., Wednesday, March 1, 2023.