PROOF

STATE OF IOWA

House Journal

TUESDAY, APRIL 4, 2023

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JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives Des Moines, Iowa, Tuesday, April 4, 2023

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Scholten of Woodbury.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Lohse, Page from Bondurant.

The Journal of Monday, April 3, 2023, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until the conclusion of party caucuses.

AFTERNOON SESSION

The House reconvened at 1:22 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

<u>House File 564</u>, a bill for an act relating to access to criminal history data in child in need of assistance proceedings, was taken up for consideration.

Collins of Des Moines moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 564)

The ayes were, 97:

Abdul-Samad	Amos Jr.	Andrews	Baeth
Bagniewski	Bergan	Bloomingdale	Boden
Bossman	Bradley	Brown-Powers	Buck
Cahill	Carlson	Cisneros	Collins
Cooling	Croken	Determann	Deyoe
Dieken	Dunwell	Ehlert	Fisher

Gehlbach Forbes FryGaines Gerhold Gjerde Golding Graber Grassley, Spkr. Harris Gustafson Gustoff Hayes Henderson Holt Hora Ingels Isenhart Jacoby James Jeneary Johnson Judge Jones Kniff McCulla Konfrst Kressig Kurth Latham Levin Lohse Lundgren Madison Meyer, A. Matson Meggers Meyer, B. Mohr Mommsen Moore Nielsen Osmunds onNordman Olson Rinker Scheetz Scholten Sexton Sherman Shipley Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, P. Stone Thompson, M. Thomson Turek Vondran Wessel-Kroeschell Wheeler Wilburn Wilson Wilz Windschitl Wood Wulf Young Zabner Wills,

Presiding

The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

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

House File 646, a bill for an act relating to sexual exploitation of a minor and providing penalties, was taken up for consideration.

SENATE FILE 84 SUBSTITUTED FOR HOUSE FILE 646

Nordman of Guthrie asked and received unanimous consent to substitute Senate File 84 for House File 646.

Senate File 84, a bill for an act relating to sexual exploitation of a minor and providing penalties, was taken up for consideration.

P. Thompson of Boone offered amendment $\underline{H-1170}$ filed by him and moved its adoption.

Amendment H-1170 was adopted.

Lohse of Polk asked and received unanimous consent to withdraw amendment <u>H–1175</u> filed by him on March 30, 2023.

Rinker of Des Moines offered amendment $\underline{H-1178}$ filed by him and moved its adoption.

Amendment $\underline{H-1178}$ was adopted.

Nordman of Guthrie offered amendment $\underline{H-1174}$ filed by him and moved its adoption.

Amendment H-1174 was adopted.

Nordman of Guthrie moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 84)

The ayes were, 96:

Abdul-Samad Amos Jr. Andrews Baeth Bagniewski Bergan Bloomingdale Boden Bossman Bradley **Brown-Powers** Buck Cahill Carlson Cisneros Collins Cooling Croken Determann Deyoe Dieken Dunwell Ehlert Fisher Forbes Fry Gaines Gehlbach Gerhold Gjerde Golding Graber Grassley, Spkr. Gustafson Gustoff Harris Hayes Henderson Holt Hora Ingels Isenhart James Jacoby Jeneary Johnson Jones Judge Kniff McCulla Konfrst Kurth Kressig Latham Levin Lohse Lundgren Madison Matson Meggers Meyer, A. Meyer, B. MohrMommsen Moore Nielsen Nordman Osmundson Olson Rinker Scheetz Sexton Sherman Shipley Siegrist Srinivas Sorensen Staed Steckman Stoltenberg Stone Thompson, P. Turek Thompson, M. Thomson Vondran Wessel-Kroeschell Wheeler Wilburn Wilson Wilz Windschitl Wood Wulf Wills, Young Zabner Presiding

The nays were, none.

Absent or not voting, 4:

Best Kaufmann Scholten Sieck

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

Regular Calendar

Senate File 359, a bill for an act relating to the charging procedure for scheduled violations for exceeding weight limits on an axle or vehicle, with report of committee recommending passage, was taken up for consideration.

Thomson of Floyd moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 359)

The ayes were, 97:

Abdul-Samad Amos Jr. Andrews Baeth Bagniewski Bergan Bloomingdale Boden Bossman Bradley Brown-Powers Buck Carlson Collins Cahill Cisneros Cooling Croken Determann Deyoe Dieken Dunwell Ehlert Fisher Gehlbach Forbes Fry Gaines Gjerde Graber Gerhold Golding Grassley, Spkr. Gustafson Gustoff Harris Henderson Hayes Holt Hora Ingels Isenhart Jacoby James Jeneary Johnson Jones Judge Kniff McCulla Konfrst Kressig Kurth Latham Levin Lohse Lundgren Meggers Madison Matson Meyer, A. Meyer, B. MohrMommsen Moore Nielsen Nordman Olson Osmundson Rinker ScheetzScholten Sexton Sherman Shipley Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, P. Stone Thompson, M. Thomson Turek Vondran Wessel-Kroeschell Wheeler Wilburn Wilson Wilz Windschitl Wood Wulf Young Zabner Wills, Presiding

The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

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

Unfinished Business Calendar

<u>House File 174</u>, a bill for an act relating to the referral of a patient by a physical therapist for diagnostic imaging, was taken up for consideration.

A. Meyer of Webster offered amendment <u>H-1176</u> filed by Best of Carroll and moved its adoption.

Amendment <u>H-1176</u> was adopted.

A. Meyer of Webster moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 174)

The ayes were, 83:

Abdul-Samad Amos Jr. Andrews Bagniewski Bergan Bloomingdale Boden Bossman Brown-Powers Cahill Carlson Buck CisnerosCollins Cooling Croken Dunwell Dieken Determann Deyoe Fisher Forbes Ehlert Fry Gaines Gehlbach Gerhold Gjerde Gustafson Golding Graber Grassley, Spkr. Gustoff Harris Hayes Henderson Holt Hora Ingels Jacoby Johnson Jones Judge Kniff McCulla Konfrst Kressig Latham Levin Lundgren Meyer, A. Lohse Meggers Meyer, B. Mohr Mommsen Moore Nielsen Nordman Osmundson Rinker Scholten Sexton Sherman Shipley Siegrist Sorensen Staed Stoltenberg Stone Thompson, M. Thompson, P. Thomson Turek Wessel-Kroeschell Wheeler Vondran Wilburn Wilz Windschitl Wood Wulf Young Wills, Presiding

The nays were, 14:

Baeth Bradley Isenhart James
Jeneary Kurth Madison Matson
Olson Scheetz Srinivas Steckman
Wilson Zabner

Absent or not voting, 3:

Best Kaufmann Sieck

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

Regular Calendar

Senate File 490, a bill for an act relating to persons authorized to receive a copy of a written accident report filed by a law enforcement officer, with report of committee recommending passage, was taken up for consideration.

Meggers of Grundy moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 490)

The ayes were, 97:

Abdul-Samad Amos Jr. Andrews Baeth Bagniewski Bergan Bloomingdale Boden Bossman Bradley Brown-Powers Buck Cahill Carlson Cisneros Collins Cooling Croken Determann Deyoe Dieken Dunwell Fisher Ehlert Forbes Fry Gaines Gehlbach Gerhold Gjerde Golding Graber Grassley, Spkr. Gustafson Gustoff Harris Hayes Henderson Holt Hora Ingels Isenhart Jacoby James Jeneary Johnson Jones Judge Kniff McCulla Konfrst Kressig Kurth Latham Levin Lohse Lundgren Madison Matson Meggers Meyer, A. Meyer, B. MohrMommsen MooreNielsen Nordman Olson Osmundson Rinker Scheetz Scholten Sexton Sherman Shipley Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, P. Stone Thompson, M. Thomson Wessel-Kroeschell Wheeler Turek Vondran Wilburn Wilson Wilz Windschitl Wood Wulf Young Zabner Wills. Presiding

The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

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

Senate File 473, a bill for an act relating to livestock health, by providing for the livestock health advisory council and livestock disease research fund, with report of committee recommending passage, was taken up for consideration.

Harris of Appanoose moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 473)

The ayes were, 97:

Abdul-Samad Andrews Baeth Amos Jr. Bagniewski Boden Bergan Bloomingdale Buck Bossman Bradley Brown-Powers Cahill Carlson Cisneros Collins Croken Cooling Determann Deyoe Dieken Dunwell Ehlert Fisher Forbes Fry Gaines Gehlbach Gjerde Gerhold Golding Graber Grassley, Spkr. Gustafson Gustoff Harris Hayes Henderson Holt Hora Ingels Isenhart Jacoby James Jeneary Johnson Judge Jones Kniff McCulla KonfrstKurth Kressig Latham Levin Lohse Lundgren Madison Matson Meggers Meyer, A. Mommsen Meyer, B. Mohr Moore Nielsen Nordman Olson Osmundson Rinker Scheetz Scholten Sexton Sherman Shipley Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, P. Stone Thompson, M. Thomson Turek Vondran Wessel-Kroeschell Wheeler Wilburn Wilson Wilz Windschitl Wood Wulf Zabner Young Wills, Presiding

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The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

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

<u>Senate File 219</u>, a bill for an act relating to educational requirements for a permit to perform tattooing, with report of committee recommending amendment and passage, was taken up for consideration.

Wilz of Wapello offered amendment <u>H–1167</u> filed by the committee on Health and Human Services and moved its adoption.

The committee amendment <u>H-1167</u> was adopted.

Turek of Pottawattamie offered amendment $\underline{H-1179}$ filed by him and moved its adoption.

Roll call was requested by Turek of Pottawattamie and Konfrst of Polk.

On the question "Shall amendment <u>H-1179</u> be adopted?" (S.F. 219)

The ayes were, 35:

Abdul-Samad	Amos Jr.	Baeth	Bagniewski
Buck	Cahill	Cooling	Croken
Ehlert	Forbes	Gaines	Gjerde
Isenhart	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Madison
Matson	Meyer, B.	Nielsen	Olson
Scheetz	Scholten	Sherman	Sorensen
Srinivas	Staed	Steckman	Turek
Wessel-Kroeschell	Wilburn	Wilson	

The nays were, 62:

Andrews	Bergan	Bloomingdale	Boden
Bossman	Bradley	Brown-Powers	Carlson
Cisneros	Collins	Determann	Deyoe
Dieken	Dunwell	Fisher	Fry
Gehlbach	Gerhold	Golding	Graber
Grassley, Spkr.	Gustafson	Gustoff	Harris
Hayes	Henderson	Holt	Hora
Ingels	Jeneary	Johnson	Jones
Kniff McCulla	Latham	Levin	Lohse
Lundgren	Meggers	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Rinker	Sexton	Shipley	Siegrist
Stoltenberg	Stone	Thompson, M.	Thompson, P.
Thomson	Vondran	Wheeler	Wilz
Windschitl	Wood	Wulf	Young
Zabner	Wills,		
	Presiding		

Absent or not voting, 3:

Best Kaufmann Sieck

Amendment H-1179 lost.

Wilz of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 219)

The ayes were, 65:

Andrews	Baeth	Bergan	Bloomingdal
Boden	Bossman	Bradley	Carlson
Cisneros	Collins	Determann	Deyoe
Dieken	Dunwell	Fisher	Fry
Gehlbach	Gerhold	Gjerde	Golding
Graber	Grassley, Spkr.	Gustafson	Gustoff
Harris	Hayes	Henderson	Holt
Hora	Ingels	Jeneary	Johnson
Jones	Kniff McCulla	Latham	Lohse
Lundgren	Meggers	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Rinker	Scholten	Sexton	Sherman
Siegrist	Sorensen	Srinivas	Stoltenberg
Stone	Thompson, P.	Thomson	Vondran
Wheeler	Wilson	Wilz	Windschitl
Wood	Wulf	Young	Zabner
Wills,			
Presiding			

The nays were, 32:

Abdul-Samad	Amos Jr.	Bagniewski	Brown-Powers
Buck	Cahill	Cooling	Croken
Ehlert	Forbes	Gaines	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Levin	Madison
Matson	Meyer, B.	Nielsen	Olson
Scheetz	Shipley	Staed	Steckman
Thompson, M.	Turek	Wessel-Kroeschell	Wilburn

Absent or not voting, 3:

Best Kaufmann Sieck

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

Unfinished Business Calendar

<u>House File 655</u>, a bill for an act providing for business organizations, including limited liability companies, providing penalties, and including effective date provisions, was taken up for consideration.

Gustoff of Polk offered amendment $\underline{\text{H--}1171}$ filed by him and moved its adoption.

Amendment H-1171 was adopted.

Gustoff of Polk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 655)

The ayes were, 97:

Abdul-Samad Amos Jr. Andrews Baeth Bagniewski Bergan Bloomingdale Boden Bossman Bradley Brown-Powers Buck Cahill Collins Carlson Cisneros Cooling Croken Devoe Determann Dieken Dunwell Ehlert Fisher Forbes Gehlbach Fry Gaines Gerhold Gjerde Golding Graber Grassley, Spkr. Gustafson Gustoff Harris Henderson Holt Hora Hayes Ingels Isenhart Jacoby James Judge Jeneary Johnson Jones Kniff McCulla Konfrst Kressig Kurth Latham Levin Lohse Lundgren Madison Matson Meggers Meyer, A. Meyer, B. Mohr Mommsen Moore Nielsen Nordman Olson Osmundson Scholten Rinker Scheetz Sexton Sherman Shipley Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, P. Thompson, M. Thomson Stone Turek Vondran Wessel-Kroeschell Wheeler Windschitl Wilburn Wilson Wilz Wood Wulf Young Zabner Wills, Presiding

The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

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

Regular Calendar

<u>Senate Joint Resolution 9</u>, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors, with report of committee recommending passage, was taken up for consideration.

<u>Senate Joint Resolution 9</u>, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

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:

Section 1 of Article II of the Constitution of the State of Iowa, as amended by the amendment of 1970, is repealed and the following adopted in lieu thereof:

Section 1. Electors. Only a citizen of the United States of the age of eighteen years, who shall have been a resident of this state for such period of time as shall be provided by law and of the county in which the citizen claims the citizen's vote for such period of time as shall be provided by law, shall be entitled to vote at all elections which are authorized by law. However, for purposes of a primary election, a United States citizen must be at least eighteen years of age as of the next general election following the primary election. The required periods of residence shall not exceed six months in this state and sixty days in the county.

Sec. 2. SUBMISSION TO ELECTORATE. The foregoing proposed amendment, having been adopted and agreed to by the 89th General Assembly, Second Session, thereafter duly published, and now adopted and agreed to by the 90th General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year 2024 in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

EXPLANATION

The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.

This joint resolution proposes an amendment to the Constitution of the State of Iowa, for adoption by the second consecutive general assembly, relating to the qualification of electors. The joint resolution reduces the voting age in the Constitution of the State of Iowa from 21 years of age to 18 years of age, except that a person who will be 18 years of age by the next general election shall be permitted to vote in a primary election. Eighteen years of age is the current voting age for every election in the United States due to the adoption of the 26th Amendment to the United States Constitution.

The resolution, if adopted, would be submitted to the electorate for ratification at the general election in November 2024.

Golding of Linn moved that the joint resolution be read a last time now and placed upon its adoption and the joint resolution was read a last time.

On the question "Shall the joint resolution be adopted and agreed to?" (S.J.R. 9)

The yeas were, 97:

Abdul-Samad Amos Jr. Andrews Baeth Bloomingdale Boden Bagniewski Bergan Bradley Brown-Powers Buck Bossman Cahill Carlson Cisneros Collins Cooling Croken Determann Deyoe Dieken Dunwell Ehlert Fisher Forbes Gehlbach FryGaines Gerhold Gjerde Golding Graber Grassley, Spkr. Gustafson Gustoff Harris Holt Hayes Henderson Hora Ingels Isenhart Jacoby James Jeneary Johnson Jones Judge Kniff McCulla Konfrst Kressig Kurth Latham Levin Lohse Lundgren Madison Matson Meggers Meyer, A. Meyer, B. Mohr Mommsen Moore Nielsen Nordman Olson Osmundson Rinker Scheetz Scholten Sexton Shipley Sherman Siegrist Sorensen Srinivas Staed Steckman Stoltenberg Thompson, M. Stone Thompson, P. Thomson Turek Vondran Wessel-Kroeschell Wheeler Wilburn Wilson Wilz Windschitl Wulf Wood Young Zabner Wills. Presiding

The nays were, none.

Absent or not voting, 3:

Best Kaufmann Sieck

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

Senate File 496, a bill for an act 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, prohibiting instruction related to gender identity and sexual orientation in school districts, charter

schools, and innovation zone schools in kindergarten through grade six, and modifying provisions related to student health screenings, school district library programs, the educational program provided to students enrolled in school districts, accredited nonpublic schools, and charter schools, other duties of school districts and the governing boards of charter schools and innovation zone schools, competent private instruction, and special education, with report of committee recommending amendment and passage, was taken up for consideration.

Wheeler of Sioux offered amendment $\underline{H-1173}$ filed by the committee on Education.

Wheeler of Sioux offered amendment $\underline{H-1183}$, to the committee amendment $\underline{H-1173}$, filed by him from the floor and moved its adoption.

Amendment $\underline{H-1183}$, to the committee amendment $\underline{H-1173}$, was adopted.

Wheeler of Sioux moved the adoption of the committee amendment $\underline{\text{H-}1173}$, as amended.

The committee amendment H-1173, as amended, was adopted.

Staed of Linn rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Wheeler of Sioux moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 496)

The ayes were, 55:

Andrews Bloomingdale Boden Bossman Collins Bradley Carlson Cisneros Dieken Dunwell Determann Devoe Gerhold Fisher FryGehlbach Golding Graber Grassley, Spkr. Gustafson Gustoff Hayes Henderson Holt Kniff McCulla Hora Jeneary Johnson Latham Meggers Meyer, A. Lundgren Mohr Mommsen Moore Nordman OsmundsonRinker Sexton Sherman Shipley Siegrist Sorensen Stoltenberg

Stone Thompson, M. Thompson, P. Thomson
Vondran Wheeler Windschitl Wood
Wulf Young Wills,
Presiding

The nays were, 42:

Abdul-Samad Bagniewski Amos Jr. Baeth Brown-Powers Buck Cahill Bergan Cooling Croken Ehlert Forbes Ingels Gaines Gjerde Harris Isenhart Jacoby James Jones Judge Konfrst Kressig Kurth Lohse Madison Matson Levin Meyer, B. Nielsen Olson Scheetz Scholten Srinivas Staed Steckman Turek Wessel-Kroeschell Wilburn Wilson Wilz Zabner

Absent or not voting, 3:

Best Kaufmann Sieck

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

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Best of Carroll Kaufmann of Cedar

Sieck of Mills

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: House Files 174, 564, 655, Senate Files 84, 219, 359, 473, 490, 496 and Senate Joint Resolution 9.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 321 and 646 from further consideration by the House.

EXPLANATION OF VOTE

On April 4, 2023, I inadvertently voted "nay" on amendment $\underline{\text{H-}1179}$ to Senate File 219, I meant to vote "aye".

Brown-Powers of Black Hawk

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 4, 2023, the following bills were approved and transmitted to the Secretary of State:

Senate File 445, an Act relating to protests considered by local boards of review and including effective date and applicability provisions.

Senate File 514, an Act relating to the organization, structure, and functions of state government, providing for salaries of appointed state officers, providing for penalties, making appropriations, providing Code editor directives and transition provisions, and including applicability and effective date provisions.

RESOLUTION FILED

H.R. 15, by Gaines, a resolution honoring the responders to the March 7, 2022, East High School shooting.

Laid over under Rule 25.

AMENDMENTS FILED

<u>H-1181</u>	S.F.	547	Olson of Polk
<u>H-1182</u>	H.F.	422	Wills of Dickinson
<u>H-1183</u>	<u>S.F.</u>	496	Wheeler of Sioux
H-1184	S.F.	527	Siegrist of Pottawattamie

On motion by Windschitl of Harrison, the House adjourned at 2:56 p.m., until 8:30 a.m., Wednesday, April 5, 2023.