

JOURNAL OF THE SENATE

NINETY-SIXTH SESSION

SIXTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Wednesday, January 20, 2021

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Pastor Emily Munger, followed by the Pledge of Allegiance led by Senate page Allison Vacanti.

Roll Call: All members present.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the 5th day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Which motion prevailed.

Respectfully submitted,
Lee A. Schoenbeck, Chair

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COMMUNICATIONS AND PETITIONS

September 9, 2020

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16H of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed Dana Dykhouse, Minnehaha County, Sioux Falls, South Dakota, to the South Dakota Science and Technology Authority.

This appointment is effective August 15, 2020, and shall continue until August 14, 2026.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Commerce and Energy.

May 8, 2020

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16H of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed Ronald Wheeler, Lawrence County, Lead, South Dakota, to the South Dakota Science and Technology Authority.

This appointment is effective April 28, 2020, and shall continue until April 9, 2026.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Commerce and Energy.

1 December 21, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Section 42-7A-17 of the South Dakota Codified Laws and subject
8 to your consent, I have the honor to inform you that I have reappointed Jamie Huizenga, Hughes
9 County, Pierre, South Dakota, to the South Dakota Lottery Commission.

10 This appointment is effective January 2, 2021, and shall continue until January 1, 2024.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Commerce
15 and Energy.

16 December 21, 2020

17 The Honorable Larry Rhoden
18 President of the Senate
19 State Capitol
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Section 42-7A-17 of the South Dakota Codified Laws and subject
23 to your consent, I have the honor to inform you that I have appointed Tona Rozum, Davison County,
24 Mitchell, South Dakota, to the South Dakota Lottery Commission.

25 This appointment is effective January 2, 2021, and shall continue until January 1, 2024.

26 Sincerely,
27 Kristi Noem
28 Governor

29 The President announced the referral of the appointment to the Committee on Commerce and
30 Energy.

1 May 8, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to
8 your consent, I have the honor to inform you that I have reappointed Sharon L. Casey, Brule County,
9 Chamberlain, South Dakota, to the Board of Economic Development.

10 This appointment is effective April 28, 2020, and shall continue until April 19, 2024.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Commerce
15 and Energy.

16 May 8, 2020

17 The Honorable Larry Rhoden
18 President of the Senate
19 State Capitol
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to
23 your consent, I have the honor to inform you that I have reappointed Tom Jones, Turner County,
24 Viborg, South Dakota, to the Board of Economic Development.

25 This appointment is effective April 28, 2020, and shall continue until April 19, 2024.

26 Sincerely,
27 Kristi Noem
28 Governor

29 The President announced the referral of the reappointment to the Committee on Commerce
30 and Energy.

1 May 8, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to
8 your consent, I have the honor to inform you that I have reappointed Reed Kessler, Brown County,
9 Aberdeen, South Dakota, to the Board of Economic Development.

10 This appointment is effective April 28, 2020, and shall continue until April 19, 2024.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Commerce
15 and Energy.

16 June 19, 2020

17 The Honorable Larry Rhoden
18 President of the Senate
19 State Capitol
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Chapter 13-49 of the South Dakota Codified Laws and subject to
23 your consent, I have the honor to inform you that I have appointed Brock Brown, Hamilin County,
24 Lake Norden, South Dakota, to the State Board of Regents.

25 This appointment is effective July 1, 2020, and shall continue until June 30, 2022.

26 Sincerely,
27 Kristi Noem
28 Governor

29 The President announced the referral of the appointment to the Committee on Education.

1 November 25, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Senate Bill 65, 2017 Legislative Session and subject to your
8 consent, I have the honor to inform you that I have reappointed Diana VanderWoude, Minnehaha
9 County, Sioux Falls, South Dakota, to the South Dakota Board of Technical Education.

10 This appointment is effective November 1, 2020, and shall continue until October 31, 2023.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Education.

15 November 10, 2020

16 The Honorable Larry Rhoden
17 President of the Senate
18 State Capitol
19 Pierre, SD 57501

20 Dear President and Members of the Senate:

21 Pursuant to the provisions of Senate Bill 65, 2017 Legislative Session and subject to your
22 consent, I have the honor to inform you that I have reappointed Terry Sabers, Davison County,
23 Mitchell, South Dakota, to the South Dakota Board of Technical Education.

24 This appointment is effective November 1, 2020, and shall continue until October 31, 2023.

25 Sincerely,
26 Kristi Noem
27 Governor

28 The President announced the referral of the reappointment to the Committee on Education.

1 November 5, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Senate Bill 65, 2017 Legislative Session and subject to your
8 consent, I have the honor to inform you that I have reappointed Dana Dykhouse, Minnehaha County,
9 Sioux Falls, South Dakota, to the South Dakota Board of Technical Education.

10 This appointment is effective November 1, 2020, and shall continue until October 31, 2023.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Education.

15 November 30, 2020

16 The Honorable Larry Rhoden
17 President of the Senate
18 State Capitol
19 Pierre, SD 57501

20 Dear President and Members of the Senate:

21 Pursuant to the provisions of Article IV, Section 9, of the Constitution and subject to your
22 consent, I have the honor to inform you that I have appointed Tiffany Sanderson, of Hughes County,
23 Pierre, South Dakota, to the position of Secretary of the Department of Education.

24 This appointment is effective December 9, 2020.

25 Sincerely,
26 Kristi Noem
27 Governor

28 The President announced the referral of the appointment to the Committee on Education.

1 November 18, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Chapter 41-2 of the South Dakota Codified Laws and subject to
8 your consent, I have the honor to inform you that I have reappointed Douglas Sharp, Codington
9 County, Watertown, South Dakota, to the Game, Fish and Parks Commission.

10 This appointment is effective January 11, 2021, and shall continue until January 10, 2025.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Agriculture
15 and Natural Resources.

16 December 21, 2020

17 The Honorable Larry Rhoden
18 President of the Senate
19 State Capitol
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Chapter 1-16J of the South Dakota Codified Laws and subject to
23 your consent, I have the honor to inform you that I have reappointed Patrick J. Burchill, Pennington
24 County, Rapid City, to the South Dakota Ellsworth Development Authority.

25 This appointment is effective January 18, 2021, and shall continue until January 17, 2025.

26 Sincerely,
27 Kristi Noem
28 Governor

29 The President announced the referral of the reappointment to the Committee on Military and
30 Veterans Affairs.

1 December 21, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Chapter 1-16J of the South Dakota Codified Laws and subject to
8 your consent, I have the honor to inform you that I have reappointed David R. Emery, Pennington
9 County, Rapid City, South Dakota, to the South Dakota Ellsworth Development Authority.

10 This appointment is effective January 18, 2021, and shall continue until January 17, 2025.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on Military and
15 Veterans Affairs.

16 February 11, 2020

17 The Honorable Larry Rhoden
18 President of the Senate
19 State Capitol
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Chapter 1-16J of the South Dakota Codified Laws and subject to
23 your consent, I have the honor to inform you that I have reappointed Steven R. Kalkman, Pennington
24 County, Rapid City, South Dakota, to the South Dakota Ellsworth Development Authority.

25 This appointment is effective February 6, 2020, and shall continue until January 16, 2023.

26 Sincerely,
27 Kristi Noem
28 Governor

29 The President announced the referral of the reappointment to the Committee on Military and
30 Veterans Affairs.

1 June 19, 2020

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of House Bill 1076, 2017 Legislative Session and subject to your
8 consent, I have the honor to inform you that I have reappointed Gene P. Kean, of Minnehaha County,
9 Sioux Falls, South Dakota, to the Government Accountability Board.

10 This appointment is effective July 1, 2020, and shall continue until June 30, 2025.

11 Sincerely,
12 Kristi Noem
13 Governor

14 The President announced the referral of the reappointment to the Committee on State Affairs.

15 May 20, 2020

16 The Honorable Larry Rhoden
17 President of the Senate
18 State Capitol
19 Pierre, SD 57501

20 RE: Appointment of Kirsten K. Aasen, to the Board of Pardons and Paroles

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of SDCL 24-13-1, and subject to your confirmation, the Court has
23 appointed Kirsten K. Aasen, an attorney from Rapid City, South Dakota, to the Board of Pardons
24 and Paroles. Accordingly, the Court requests that you submit said appointment to the Senate for
25 Consent.

26 Very truly yours,
27 Shirley A. Jameson-Fergel

28 The President announced the referral of the appointment to the Committee on Judiciary.

1 January 12, 2021

2 The Honorable Larry Rhoden
3 President of the Senate
4 State Capitol
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Chapter 24-13 of the South Dakota Codified Laws and subject to
8 your consent, I have the honor to inform you that I have appointed Myron L. Rau to the South
9 Dakota Board of Pardons and Parole.

10 Enclosed is a copy of the following:

- 11 1. The Statement of Financial Interest
- 12 2. Senate Confirmation Information
- 13 3. Oath
- 14 4. The December 23, 2020, letter of appointment

15 This appointment is effective as of January 18, 2021, and will expire on January 20, 2025.

16 Sincerely,
17 Jason Ravnsborg
18 Attorney General

19 The President announced the referral of the appointment to the Committee on Judiciary.

20 December 21, 2020

21 The Honorable Larry Rhoden
22 President of the Senate
23 State Capitol
24 Pierre, SD 57501

25 Dear President and Members of the Senate:

26 Pursuant to the provisions of Chapter 24-16A-1 and Office of the Governor Executive Order
27 2012-12 and subject to your consent, I have the honor to inform you that I have appointed
28 Krista Heeren-Graber, to the South Dakota Interstate Compact for Adult Offender Supervision.

29 Enclosed is a copy of the following:

- 30 1. The Statement of Financial Interest
- 31 2. Senate Confirmation Information
- 32 3. Oath
- 33 4. The December 2, 2020 letter of appointment

34 This appointment is effective June 24, 2020, and will expire June 23, 2023.

35 Sincerely,
36 Jason Ravnsborg
37 Attorney General

38 The President announced the referral of the appointment to the Committee on Judiciary.

1

REPORTS OF STANDING COMMITTEES

2

MR. PRESIDENT:

3

The Committee on Senate Agriculture and Natural Resources respectfully reports that it has had under consideration **SB 53 and 63** and returns the same with the recommendation that said bills do pass.

6

Respectfully submitted,
V. J. Smith, Chair

7

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MR. PRESIDENT:

9

The Committee on Senate Commerce and Energy respectfully reports that it has had under consideration **SB 50** and returns the same with the recommendation that said bill do pass.

10

11

Also MR. PRESIDENT:

12

The Committee on Senate Commerce and Energy respectfully reports that it has had under consideration **SB 8 and 51** and returns the same with the recommendation that said bills do pass, and having been certified as uncontested, be placed on the consent calendar.

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Also MR. PRESIDENT:

16

The Committee on Senate Commerce and Energy respectfully reports that it has had under consideration **SB 9** and returns the same with the recommendation that said bill be amended as follows:

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9B

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On page 2, line 7, of the Introduced bill, after "perform." delete "Section 2. That § 51A-5-7 be AMENDED.

21

22

"

23

On page 2, line 8, of the Introduced bill, after "AMENDED." delete "51A-5-7. "

24

On page 2, line 8, of the Introduced bill, after "51A-5-7. " delete "Foreign bank to comply with requirements to act as fiduciary in state--Violation as misdemeanor."

25

26

On page 2, line 9, of the Introduced bill, after "misdemeanor." delete "

27

No bank or trust company organized and doing business under the laws of any state or territory of the United States of America, or of the District of Columbia, other than South Dakota, or a national bank doing business in any other state, territory, or district, may act in a fiduciary capacity in this state, except pursuant to the provisions of §§ 51A-5-8 to 51A-5-10, inclusive. A violation of this section is a Class 2 misdemeanor."

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On page 2, line 15, of the Introduced bill, after "misdemeanor." delete "Section 3. That § 51A-5-8 be AMENDED.

33

34

"

35

On page 2, line 16, of the Introduced bill, after "AMENDED." delete "51A-5-8. "

36

On page 2, line 16, of the Introduced bill, after "51A-5-8. " delete "Reciprocal privileges-- Foreign bank acting as fiduciary."

37

1 On page 2, line 16, of the Introduced bill, after "fiduciary." delete "

2 A bank or trust company organized and doing trust business under the laws of any state or
3 territory of the United States of America, including the District of Columbia, other than South Dakota,
4 and a national bank, duly authorized so to act, may be appointed and may serve in this state as
5 trustee, whether of a corporation or personal trust, personal representative, guardian, conservator,
6 or committee for an incompetent person, or in any other fiduciary capacity, whether the appointment
7 is by will, deed, court order, or decree, or otherwise, when and to the extent that the state, territory,
8 or district in which the bank or trust company is organized or has its principal place of business
9 grants authority to serve in like fiduciary capacities to a bank or trust company organized and doing
10 business under the laws of this state."

11 On page 2, line 27, of the Introduced bill, after "state." delete "Section 4. That § 51A-5-9 be
12 AMENDED.

13 "

14 On page 2, line 28, of the Introduced bill, after "AMENDED." delete "51A-5-9. "

15 On page 2, line 28, of the Introduced bill, after "51A-5-9. " delete "Filing with Office of the
16 Secretary of State by foreign bank acting as fiduciary--Designation as agent to receive process--
17 Service of process."

18 On page 2, line 29, of the Introduced bill, after "process." delete "

19 Before qualifying or serving in this state in any fiduciary capacity, as defined in § 51A-5-8, the
20 bank or trust company shall file in the Office of the Secretary of State of South Dakota, a copy of
21 its charter certified by its secretary under its corporate seal, and a power of attorney designating
22 the secretary of state or the secretary of state's successor in office as the person upon whom all
23 notices and processes issued by any court of this state may be served in any action or proceeding
24 relating to any trust, estate, or matter within this state in respect of which the bank or trust company
25 is acting in any fiduciary capacity with like effect as personal service on the bank or trust company.
26 The power of attorney is irrevocable so long as any liability remains outstanding against the bank
27 or trust company in this state. Service of process under this section may be made in the manner
28 provided in § 47-1A-1510 chapter 59-11."

29 On page 3, line 10, of the Introduced bill, after "59-11." delete "Section 5. That § 51A-5-10
30 be AMENDED.

31 "

32 On page 3, line 11, of the Introduced bill, after "AMENDED." delete "51A-5-10. "

33 On page 3, line 11, of the Introduced bill, after "51A-5-10. " delete "Establishment of place of
34 business not permitted or prohibited by filing requirements."

35 On page 3, line 12, of the Introduced bill, after "requirements." delete "

36 The provisions of §§ 51A-5-7 to 51A-5-9, inclusive, may not be construed to prohibit, permit,
37 or affect in any other way, the right of a bank or trust company, organized and doing business under
38 the laws of any other state, territory, or district than South Dakota, including a national bank doing
39 business in any other state, to establish in this state a place of business, branch office, or agency
40 for the conduct of business as a fiduciary."

41 And that as so amended, said bill do pass, and having been certified as uncontested, be placed
42 on the consent calendar.

1 Also MR. PRESIDENT:

2 The Committee on Senate Commerce and Energy respectfully reports that it has had under
3 consideration **SB 56** which was deferred to the 41st Legislative Day.

4 Respectfully submitted,
5 Casey Crabtree, Chair

6 MR. PRESIDENT:

7 The Committee on Senate Transportation respectfully reports that it has had under
8 consideration **SB 30** and returns the same with the recommendation that said bill do pass.

9 Respectfully submitted,
10 Mary Duvall, Chair

11 MR. PRESIDENT:

12 The Committee on Senate Local Government respectfully reports that it has had under
13 consideration **SB 67 and 69** and returns the same with the recommendation that said bills do pass,
14 and having been certified as uncontested, be placed on the consent calendar.

15 Respectfully submitted,
16 Herman Otten, Chair

17 MR. PRESIDENT:

18 The Committee on Senate Taxation respectfully reports that it has had under consideration
19 **SB 40** and returns the same with the recommendation that said bill do pass, and having been
20 certified as uncontested, be placed on the consent calendar.

21 Also MR. PRESIDENT:

22 The Committee on Senate Taxation respectfully reports that it has had under consideration
23 **SB 41** and returns the same with the recommendation that said bill be amended as follows:

24 41A

25 On page 1, line 1, of the Introduced bill, after "to " delete "to "

26 And that as so amended, said bill do pass, and having been certified as uncontested, be placed
27 on the consent calendar.

28 Respectfully submitted,
29 Timothy R. Johns, Chair

30 MR. PRESIDENT:

31 The Committee on Senate Health and Human Services respectfully reports that it has had
32 under consideration **SB 3 and 20** and returns the same with the recommendation that said bills do
33 pass.

1 Also MR. PRESIDENT:

2 The Committee on Senate Health and Human Services respectfully reports that it has had
3 under consideration **SB 19** and returns the same with the recommendation that said bill do pass,
4 and having been certified as uncontested, be placed on the consent calendar.

5 Respectfully submitted,
6 Wayne H. Steinhauer, Chair

7 MR. PRESIDENT:

8 The Committee on Senate State Affairs respectfully reports that it has had under consideration
9 **SB 12 and 25** and returns the same with the recommendation that said bills do pass, and having
10 been certified as uncontested, be placed on the consent calendar.

11 Also MR. PRESIDENT:

12 The Committee on Senate State Affairs respectfully reports that it has had under consideration
13 **SB 17** and returns the same with the recommendation that said bill be referred to the Committee
14 on Appropriations.

15 Also MR. PRESIDENT:

16 The Committee on Senate State Affairs respectfully reports that it has had under consideration
17 **SB 36** and returns the same with the recommendation that said bill be referred to the Committee
18 on Appropriations.

19 Also MR. PRESIDENT:

20 The Committee on Senate State Affairs respectfully reports that it has had under consideration
21 **SB 26** and returns the same with the recommendation that said bill be amended as follows:

22 26A

23 On page 1, line 8, of the Introduced bill, after "petition." delete " Except as provided herein
24 and in § 12-5-3 by this section, individual nominating petitions shall be filed."

25 And that as so amended, said bill do pass, and having been certified as uncontested, be placed
26 on the consent calendar.

27 Respectfully submitted,
28 Gary L. Cammack, Chair

29 **CONSIDERATION OF REPORTS OF COMMITTEES**

30 Sen. Cammack moved that the report of the Standing Committee on
31 Judiciary on **SB 7** as found on page 64 of the Senate Journal be adopted.

32 Which motion prevailed and the report was adopted.

1

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

2

SB 83: FOR AN ACT ENTITLED, An Act to require the provision of information regarding perinatal hospice.

3

4

Introduced by: **Senator** Castleberry

5

Was read the first time and referred to the Committee on Health and Human Services.

6

SB 81: FOR AN ACT ENTITLED, An Act to authorize certain flags and flagpoles to be located on residential property within in a community improvement district.

7

8

Introduced by: **Senator** Bolin

9

Was read the first time and referred to the Committee on Local Government.

10

SB 84: FOR AN ACT ENTITLED, An Act to appropriate funds to support Veterans Memorial Centers in South Dakota and to declare an emergency.

11

12

Introduced by: **Senator** Novstrup

13

Was read the first time and referred to the Committee on Military and Veterans Affairs.

14

SB 80: FOR AN ACT ENTITLED, An Act to provide for counties and municipalities in the legislative redistricting process.

15

16

Introduced by: **Senator** Bolin

17

Was read the first time and referred to the Committee on State Affairs.

18

SB 82: FOR AN ACT ENTITLED, An Act to revise certain regulations pertaining to dealers of motor vehicles, boats, snowmobiles, or manufactured homes and mobile homes.

19

20

Introduced by: **Senator** Duvall

21

Was read the first time and referred to the Committee on Transportation.

22

SECOND READING OF CONSENT CALENDAR ITEMS

23

SB 1: FOR AN ACT ENTITLED, An Act to codify legislation enacted in 2020.

24

SB 2: FOR AN ACT ENTITLED, An Act to modify the duties of the Code Commission.

25

SB 5: FOR AN ACT ENTITLED, An Act to include a child's legal parents and custodians in the list of parties who may receive information related to reports of the child's abuse or neglect.

26

27

Were read the second time.

28

The question being "Shall **SB 1, 2, and 5** pass?"

1 And the roll being called:

2 Yeas 35, Nays 0, Excused 0, Absent 0

3 Yeas:

4 Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall, Foster,
5 Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher,
6 Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, V. J. Smith, Stalzer,
7 Steinhauer, Sutton, Marsha Symens, Tobin, Wheeler, Wiik, and Zikmund

8 So the bills having received an affirmative vote of a majority of the members-elect, the
9 President declared the bills passed and the titles were agreed to.

10 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

11 **SB 46:** FOR AN ACT ENTITLED, An Act to allow for the consideration of certain instruction to
12 count towards the minimum number of hours required in a school term during a declared state of
13 emergency.

14 Was read the second time.

15 The question being "Shall **SB 46** pass?"

16 And the roll being called:

17 Yeas 35, Nays 0, Excused 0, Absent 0

18 Yeas:

19 Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall, Foster,
20 Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher,
21 Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, V. J. Smith, Stalzer,
22 Steinhauer, Sutton, Marsha Symens, Tobin, Wheeler, Wiik, and Zikmund

23 So the bill having received an affirmative vote of a majority of the members-elect, the President
24 declared the bill passed and the title was agreed to.

25 Sen. Heinert moved that the Senate do now adjourn, which motion prevailed and at 2:31 p.m.
26 the Senate adjourned.

27 Kay Johnson, Secretary

