

JOURNAL OF THE HOUSE

NINETY-SIXTH SESSION

TWELFTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, January 28, 2021

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Rev. Sam Handschke, followed by the Pledge of Allegiance led by House pages Lydia Christian and Amanda Lee.

Roll Call: All members present except Reps. Davis, Rehfeldt, and Jamie Smith who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the eleventh 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,
Spencer R. Gosch, Chair

1

REPORTS OF STANDING COMMITTEES

2 MR. SPEAKER:

3 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
4 under consideration **HB 1029** and returns the same with the recommendation that said bill do pass,
5 and having been certified as uncontested, be placed on the consent calendar.

6 Also MR. SPEAKER:

7 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
8 under consideration **HB 1040** and returns the same with the recommendation that said bill be
9 referred to the Committee on Appropriations with a Do Pass recommendation.

10

Respectfully submitted,

11

Marty Overweg, Chair

12 Also MR. SPEAKER:

13 The Committee on House Health and Human Services respectfully reports that it has had under
14 consideration **HB 1064** and returns the same with the recommendation that said bill be referred to
15 the Committee on Appropriations.

16 Also MR. SPEAKER:

17 The Committee on House Health and Human Services respectfully reports that it has had under
18 consideration **SB 7 and 19** and returns the same with the recommendation that said bills do pass,
19 and having been certified as uncontested, be placed on the consent calendar.

20

Respectfully submitted,

21

Kevin D. Jensen, Chair

22 Also MR. SPEAKER:

23 The Committee on House Local Government respectfully reports that it has had under
24 consideration **SB 25, 67, and 69** and returns the same with the recommendation that said bills do
25 pass, and having been certified as uncontested, be placed on the consent calendar.

26

Respectfully submitted,

27

Nancy York, Chair

28 Also MR. SPEAKER:

29 The Committee on House Transportation respectfully reports that it has had under
30 consideration **HB 1053** and returns the same with the recommendation that said bill be amended
31 as follows:

32

1053A

33 On page 1, line 6, of the Introduced bill, delete " one hundred" and insert " fifty"

34 And that as so amended, said bill do pass.

1 Also MR. SPEAKER:

2 The Committee on House Transportation respectfully reports that it has had under
3 consideration **SB 10, 11, 12, and 21** and returns the same with the recommendation that said bills
4 do pass, and having been certified as uncontested, be placed on the consent calendar.

5 Respectfully submitted,
6 Caleb Finck, Chair

7 **MESSAGES FROM THE SENATE**

8 Mr. SPEAKER:

9 I have the honor to transmit herewith **SB 4, 31, 60, 70, 72, 75, and 94** which have passed
10 the Senate and your favorable consideration is respectfully requested.

11 Also Mr. SPEAKER:

12 I have the honor to transmit herewith **SCR 601** which has been adopted by the Senate and
13 your concurrence is respectfully requested.

14 Also Mr. SPEAKER:

15 I have the honor to return herewith **HB 1012** which has passed the Senate without change.

16 Respectfully,
17 Kay Johnson, Secretary

18 **MOTIONS AND RESOLUTIONS**

19 **HCR 6003:** A CONCURRENT RESOLUTION, Appointing Mr. Russell Olson of Pierre, South
20 Dakota, to the Office of Auditor General.

21 Introduced by: **Representative** Haugaard

22 **SCR 601:** A CONCURRENT RESOLUTION, Urging the members of South Dakota's congressional
23 delegation to vote against any act admitting the District of Columbia as a separate state.

24 Were read the first time and the Speaker waived the committee referral pursuant to Joint Rule
25 6D-1, and placed **HCR 6003 and SCR 601** on the calendar of February 1, 2021, the 13th legislative
26 day.

27 **HCR 6004:** A CONCURRENT RESOLUTION, Celebrating the sister-state relationship with
28 Taiwan.

29 Introduced by: **Representative** Haugaard

1 **HCR 6005:** A CONCURRENT RESOLUTION, Celebrating Black History Month.

2 Introduced by: **Representative** Phil Jensen

3 Were read the first time.

4 The Speaker declared that **HCR 6004** changed prime sponsor from Representative Mills to
5 Representative Haugaard at their request.

6 Rep. Kent Peterson moved that **HB 1065** be referred from the Committee on Health and
7 Human Services to the Committee on Commerce and Energy.

8 Which motion prevailed.

9 **CONSIDERATION OF REPORTS OF COMMITTEES**

10 Rep. Kent Peterson moved that the report of the Standing Committee on State Affairs on
11 **HB 1077** as found on page 136 of the House Journal be adopted.

12 Which motion prevailed and the report was adopted.

13 **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

14 **HB 1133:** FOR AN ACT ENTITLED, An Act to reduce fees for annual state park licenses for
15 South Dakota residents.

16 Introduced by: **Representative** Phil Jensen

17 **HB 1134:** FOR AN ACT ENTITLED, An Act to enhance South Dakota.

18 Introduced by: **Representative** Kent Peterson

19 **HB 1135:** FOR AN ACT ENTITLED, An Act to accommodate legislation on medical services.

20 Introduced by: **Representative** Kent Peterson

21 **HB 1136:** FOR AN ACT ENTITLED, An Act to revise the authority of the Department of Health
22 as it relates to counties and municipalities.

23 Introduced by: **Representative** Phil Jensen

24 **HB 1137:** FOR AN ACT ENTITLED, An Act to accommodate legislation relating to education in
25 South Dakota.

26 Introduced by: **Representative** Kent Peterson

27 **HB 1138:** FOR AN ACT ENTITLED, An Act to revise provisions regarding the issuance of state
28 park camping permits.

29 Introduced by: **Representative** Howard

1 **HB 1139:** FOR AN ACT ENTITLED, An Act to authorize visitation of hospital patients and other
2 health care facility residents.

3 Introduced by: **Representative** Phil Jensen

4 **HB 1140:** FOR AN ACT ENTITLED, An Act to restrict the entry of conservation officers onto
5 certain private land without permission.

6 Introduced by: The Committee on Agriculture and Natural Resources at the request of the
7 Office of the Governor

8 **HB 1141:** FOR AN ACT ENTITLED, An Act to create the medical reinsurance program and to
9 make an appropriation therefor.

10 Introduced by: **Representative** Cwach

11 **HB 1142:** FOR AN ACT ENTITLED, An Act to establish criteria regarding higher education.

12 Introduced by: **Representative** Lana Greenfield

13 **HB 1143:** FOR AN ACT ENTITLED, An Act to authorize certain municipalities to offer limited
14 incentives for industrial development.

15 Introduced by: **Representative** Anderson

16 **HB 1144:** FOR AN ACT ENTITLED, An Act to make an appropriation to the Board of Technical
17 Education for a new classroom building and to declare an emergency.

18 Introduced by: **Representative** Bartels

19 **HB 1145:** FOR AN ACT ENTITLED, An Act to provide a limited time extension for the conduct
20 of performance management reviews.

21 Introduced by: **Representative** Sue Peterson

22 **HB 1146:** FOR AN ACT ENTITLED, An Act to establish criteria regarding higher education.

23 Introduced by: **Representative** Sue Peterson

24 **HB 1147:** FOR AN ACT ENTITLED, An Act to revise the definition of bona fide practitioner-
25 patient relationship in relation to medical cannabis.

26 Introduced by: **Representative** Dennert

27 **HB 1148:** FOR AN ACT ENTITLED, An Act to establish provisions regarding dementia.

28 Introduced by: **Representative** Duba

29 **HB 1149:** FOR AN ACT ENTITLED, An Act to establish timberland as a separate classification
30 of property for tax purposes, define the criteria for timberland classification, and set the tax
31 parameters for property classified as timberland.

32 Introduced by: **Representative** Chaffee

33 **HB 1150:** FOR AN ACT ENTITLED, An Act to provide definitions regarding the crime of rape.

34 Introduced by: **Representative** Reed

1 **HB 1151:** FOR AN ACT ENTITLED, An Act to create a peer support services program.

2 Introduced by: **Representative** Reed

3 **HB 1152:** FOR AN ACT ENTITLED, An Act to make an appropriation to the Board of Technical
4 Education for a new precision agriculture facility and to declare an emergency.

5 Introduced by: **Representative** Koth

6 **HB 1153:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the
7 design and construction of a new dairy research and extension farm on the campus of South Dakota
8 State University, together with equipment and furnishings, to make an appropriation therefor, and
9 to declare an emergency.

10 Introduced by: **Representative** Tidemann

11 **HB 1154:** FOR AN ACT ENTITLED, An Act to prohibit employment contracts restricting
12 competitive health care practices.

13 Introduced by: **Representative** Deutsch

14 **HB 1155:** FOR AN ACT ENTITLED, An Act to remove certain restrictions on gifts of agricultural
15 land.

16 Introduced by: **Representative** Mortenson

17 **HB 1156:** FOR AN ACT ENTITLED, An Act to provide opportunities for the questioning of the
18 Governor and the congressional delegation.

19 Introduced by: **Representative** Phil Jensen

20 **HB 1157:** FOR AN ACT ENTITLED, An Act to establish restrictions governing instructional
21 standards and curricular materials.

22 Introduced by: **Representative** Phil Jensen

23 **HB 1158:** FOR AN ACT ENTITLED, An Act to prohibit the use of curricular materials that
24 promote racial divisiveness and displace historical understanding with ideology.

25 Introduced by: **Representative** Phil Jensen

26 **HB 1159:** FOR AN ACT ENTITLED, An Act to prohibit interference with the right to bodily
27 integrity in contagious disease control.

28 Introduced by: **Representative** Phil Jensen

29 **HB 1160:** FOR AN ACT ENTITLED, An Act to prohibit driving a motor vehicle while exceeding
30 the legal limit of delta 9-tetrahydrocannabinol.

31 Introduced by: **Representative** Fitzgerald

32 **HB 1161:** FOR AN ACT ENTITLED, An Act to update certain provisions regarding pregnancy
33 help center consultations.

34 Introduced by: **Representative** Hansen

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- 1 **HB 1162:** FOR AN ACT ENTITLED, An Act to establish the Re-Homestead South Dakota
2 Program.
- 3 Introduced by: **Representative** Finck
- 4 **HB 1163:** FOR AN ACT ENTITLED, An Act to revise provisions related to physician assistants.
- 5 Introduced by: **Representative** Chris Johnson
- 6 **HB 1164:** FOR AN ACT ENTITLED, An Act to establish certain provisions related to law
7 enforcement.
- 8 Introduced by: **Representative** Bordeaux
- 9 **HB 1165:** FOR AN ACT ENTITLED, An Act to create the trust fund for unclaimed property and
10 to provide for the transfer of certain unobligated cash balances.
- 11 Introduced by: **Representative** Howard
- 12 **HB 1166:** FOR AN ACT ENTITLED, An Act to make an appropriation to enhance South Dakota
13 and to declare an emergency.
- 14 Introduced by: **Representative** Karr
- 15 **HB 1167:** FOR AN ACT ENTITLED, An Act to make an appropriation to improve South Dakota
16 and to declare an emergency.
- 17 Introduced by: **Representative** Karr
- 18 **HB 1168:** FOR AN ACT ENTITLED, An Act to make an appropriation to provide for the
19 development of South Dakota and to declare an emergency.
- 20 Introduced by: **Representative** Karr
- 21 **HB 1169:** FOR AN ACT ENTITLED, An Act to make an appropriation for the benefit of South
22 Dakota and to declare an emergency.
- 23 Introduced by: **Representative** Karr
- 24 **HB 1170:** FOR AN ACT ENTITLED, An Act to appropriate funds to pave Sheps Canyon Road in
25 Fall River County.
- 26 Introduced by: **Representative** Ladner
- 27 **HB 1171:** FOR AN ACT ENTITLED, An Act to make an appropriation to promote South Dakota
28 and to declare an emergency.
- 29 Introduced by: **Representative** Karr
- 30 **HB 1172:** FOR AN ACT ENTITLED, An Act to make an appropriation for the wellness of South
31 Dakota and to declare an emergency.
- 32 Introduced by: **Representative** Karr

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- 1 **HB 1173:** FOR AN ACT ENTITLED, An Act to make an appropriation to improve healthcare in
2 South Dakota and to declare an emergency.
- 3 Introduced by: **Representative** Karr
- 4 **HB 1174:** FOR AN ACT ENTITLED, An Act to make an appropriation to enhance education in
5 South Dakota and to declare an emergency.
- 6 Introduced by: **Representative** Karr
- 7 **HB 1175:** FOR AN ACT ENTITLED, An Act to make an appropriation for infrastructure
8 improvements in South Dakota and to declare an emergency.
- 9 Introduced by: **Representative** Karr
- 10 **HB 1176:** FOR AN ACT ENTITLED, An Act to revise provisions regarding the South Dakota
11 Capitol Complex Restoration and Beautification Commission.
- 12 Introduced by: **Representative** Pourier
- 13 **HB 1177:** FOR AN ACT ENTITLED, An Act to make an appropriation to improve the greatness
14 of South Dakota and to declare an emergency.
- 15 Introduced by: **Representative** Karr
- 16 **HB 1178:** FOR AN ACT ENTITLED, An Act to rescind the statute of limitations for any civil
17 cause of action arising out of childhood sexual abuse.
- 18 Introduced by: **Representative** Pourier
- 19 **HB 1179:** FOR AN ACT ENTITLED, An Act to provide for physician wellness programs.
- 20 Introduced by: **Representative** Reed
- 21 **HB 1180:** FOR AN ACT ENTITLED, An Act to establish a nonbeneficiary student scholarship
22 program for certain students attending tribally controlled colleges and to make an appropriation
23 therefor.
- 24 Introduced by: **Representative** Bordeaux
- 25 **HB 1181:** FOR AN ACT ENTITLED, An Act to authorize the revival of certain civil claims.
- 26 Introduced by: **Representative** Pourier
- 27 **HB 1182:** FOR AN ACT ENTITLED, An Act to accommodate legislation relating to the protection
28 of public safety.
- 29 Introduced by: **Representative** Kent Peterson
- 30 **HB 1183:** FOR AN ACT ENTITLED, An Act to establish certain provisions related to the names
31 of geographic places.
- 32 Introduced by: **Representative** Bordeaux
- 33 **HB 1184:** FOR AN ACT ENTITLED, An Act to revise provisions on aiding, abetting, or advising.
- 34 Introduced by: **Representative** Pischke

1 **HB 1185:** FOR AN ACT ENTITLED, An Act to reduce the penalty for manslaughter.

2 Introduced by: **Representative** Pischke

3 **HB 1186:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding sentencing.

4 Introduced by: **Representative** Pischke

5 **HB 1187:** FOR AN ACT ENTITLED, An Act to require schools to provide instruction on South
6 Dakota's tribal history, culture, and government.

7 Introduced by: **Representative** Bordeaux

8 **HB 1188:** FOR AN ACT ENTITLED, An Act to make an appropriation to the Board of Regents
9 for the implementation of a nurse anesthesia program and to declare an emergency.

10 Introduced by: **Representative** Kent Peterson

11 Were read the first time.

12 **HB 1115:** FOR AN ACT ENTITLED, An Act to revise the qualifications of Game, Fish and Parks
13 commissioners.

14 Introduced by: **Representative** Gosch

15 **HB 1116:** FOR AN ACT ENTITLED, An Act to make an appropriation for the maintenance and
16 repair of the dam in Lake Andes and to declare an emergency.

17 Introduced by: **Representative** Bordeaux

18 Were read the first time and referred to the Committee on Agriculture and Natural Resources.

19 **HB 1113:** FOR AN ACT ENTITLED, An Act to revise certain references to the International
20 Building Code.

21 Introduced by: **Representative** Ernie Otten

22 **HB 1121:** FOR AN ACT ENTITLED, An Act to establish criteria governing the sale of homemade
23 food items.

24 Introduced by: **Representative** Wiese

25 **HB 1123:** FOR AN ACT ENTITLED, An Act to permit in-state alcohol manufacturers to deliver
26 alcoholic beverages to state customers under certain conditions and to declare an emergency.

27 Introduced by: **Representative** Cwach

28 Were read the first time and referred to the Committee on Commerce and Energy.

29 **HB 1118:** FOR AN ACT ENTITLED, An Act to suspend the required reduction in state aid
30 resulting from school district general fund cash balances.

31 Introduced by: **Representative** Finck

32 Was read the first time and referred to the Committee on Education.

1 **HB 1131:** FOR AN ACT ENTITLED, An Act to authorize primary care agreements.

2 Introduced by: **Representative** St. John

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

4 **HB 1114:** FOR AN ACT ENTITLED, An Act to provide a definition of abortion.

5 Introduced by: **Representative** Hansen

6 **HB 1132:** FOR AN ACT ENTITLED, An Act to add dental hygienists to the list of mandatory
7 reporters of child abuse or neglect.

8 Introduced by: **Representative** Healy

9 Were read the first time and referred to the Committee on Judiciary.

10 **HB 1117:** FOR AN ACT ENTITLED, An Act to revise provisions for public meetings held by
11 teleconference.

12 Introduced by: **Representative** Reed

13 **HB 1119:** FOR AN ACT ENTITLED, An Act to revise certain references to secondary elections.

14 Introduced by: **Representative** Weisgram

15 **HB 1120:** FOR AN ACT ENTITLED, An Act to establish a website for the posting of notices for
16 certain local governments.

17 Introduced by: **Representative** Hansen

18 **HB 1127:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding official
19 meetings conducted by teleconference.

20 Introduced by: **Representative** Reed

21 **HB 1128:** FOR AN ACT ENTITLED, An Act to establish requirements for public meeting notices
22 and materials.

23 Introduced by: **Representative** Mulally

24 **HB 1129:** FOR AN ACT ENTITLED, An Act to establish requirements for livestreamed public
25 meetings.

26 Introduced by: **Representative** Mulally

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

28 **HB 1122:** FOR AN ACT ENTITLED, An Act to require an official declaration of war before the
29 National Guard may be deployed overseas.

30 Introduced by: **Representative** Aylward

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

1 **HB 1124:** FOR AN ACT ENTITLED, An Act to modify certain requirements concerning the
2 printing of ballots.

3 Introduced by: **Representative** Dennert

4 **HB 1125:** FOR AN ACT ENTITLED, An Act to define adjournment for the counting of ballots.

5 Introduced by: **Representative** Dennert

6 **HB 1126:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding absentee
7 ballots.

8 Introduced by: **Representative** Dennert

9 **HB 1130:** FOR AN ACT ENTITLED, An Act to establish requirements for the presentation of a
10 written statement regarding the discontinuance of a drug-induced abortion.

11 Introduced by: **Representative** Haugaard

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

13 **FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS**

14 **SB 72:** FOR AN ACT ENTITLED, An Act to revise notification requirements for listing and
15 delisting species on the threatened and endangered species list.

16 Was read the first time and referred to the Committee on Agriculture and Natural Resources.

17 **SB 31:** FOR AN ACT ENTITLED, An Act to provide for the release of adult abuse case
18 information to certain parties to assist in the provision of adult protective services.

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

20 **SB 75:** FOR AN ACT ENTITLED, An Act to correct an error in a statutory cross-reference within
21 the Uniform Limited Liability Company Act.

22 Was read the first time and referred to the Committee on Judiciary.

23 **SECOND READING OF CONSENT CALENDAR ITEMS**

24 **HB 1009:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the licensing
25 of electricians and electrical contractors.

26 **HB 1082:** FOR AN ACT ENTITLED, An Act to revise certain state aid to education definitions
27 for the 2021-2022 school year.

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

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

30 **SB 23:** FOR AN ACT ENTITLED, An Act to correct a technical error concerning a cross-reference
31 relating to certain reporting requirements for the building South Dakota programs.

1 **SB 26:** FOR AN ACT ENTITLED, An Act to modify the type of candidates that may use a joint
2 petition.

3 Were read the second time.

4 The question being "Shall **SB 26** pass as amended, and **HB 1009 and 1082, and SB 1, 2,**
5 **and 23** pass?"

6 And the roll being called:

7 Yeas 65, Nays 0, Excused 5, Absent 0

8 Yeas:

9 Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Dennert,
10 Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen,
11 Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz,
12 Koth, Ladner, Marty, May, Mills, Milstead, Miskimins, Mortenson, Odenbach, Olson, Ernie Otten,
13 Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Pourier, Randolph, Reed, Reimer, Schneider,
14 Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink,
15 York, and Speaker Gosch

16 Excused:

17 Davis, Lesmeister, Mulally, Rehfeldt, and Jamie Smith

18 So the bills having received an affirmative vote of a majority of the members-elect, the Speaker
19 declared the bills passed and the titles were agreed to.

20 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

21 **HB 1051:** FOR AN ACT ENTITLED, An Act to maintain the life of any child born alive.

22 Was read the second time.

23 Rep. Deutsch moved that **HB 1051** be amended as follows:

24 1051D

25 On page 2, line 2, of the House Health and Human Services bill, after "action." delete "A mother
26 upon whom an abortion has been performed, or attempted to be performed, whose child is born
27 alive, whose consent for the abortion was either not informed or not voluntary, may maintain a civil
28 tort claim against the physician, the physician's agents who performed or attempted to perform the
29 abortion, and the abortion facility, pursuant to §§ 34-23A-60 and 34-23A-61. "

30 On page 2, line 23, of the House Health and Human Services bill, delete "one hundred" and
31 insert " ten"

32 Which motion prevailed.

33 The question being "Shall **HB 1051** pass as amended?"

34 And the roll being called:

35 Yeas 59, Nays 8, Excused 3, Absent 0

1 Yeas:
2 Anderson, Aylward, Bartels, Barthel, Beal, Blare, Chaffee, Chase, Dennert, Derby, Deutsch,
3 Drury, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard, Hoffman, Howard,
4 Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Koth, Ladner, Marty, May, Mills, Milstead,
5 Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent Peterson, Sue
6 Peterson, Pischke, Randolph, Reed, Reimer, Schneider, Soye, St. John, Stevens, Thomason,
7 Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

8 Nays:
9 Bordeaux, Cwach, Duba, Healy, Keintz, Lesmeister, Pourier, and Tidemann

10 Excused:
11 Davis, Rehfeldt, and Jamie Smith

12 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
13 declared the bill passed and the title was agreed to.

14 **HB 1011:** FOR AN ACT ENTITLED, An Act to increase certain boiler inspection fees and dedicate
15 more of the fees to the state's boiler inspection program.

16 Was read the second time.

17 The question being "Shall **HB 1011** pass?"

18 And the roll being called:

19 Yeas 53, Nays 13, Excused 4, Absent 0

20 Yeas:
21 Anderson, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Derby, Deutsch,
22 Drury, Duba, Finck, Gross, Haugaard, Healy, Hoffman, Jamison, Kevin Jensen, Chris Johnson, Karr,
23 Keintz, Koth, Ladner, Lesmeister, Mills, Milstead, Miskimins, Mortenson, Odenbach, Olson, Ernie
24 Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pourier, Randolph, Reed, Reimer, Schneider,
25 Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, York, and
26 Speaker Gosch

27 Nays:
28 Aylward, Dennert, Fitzgerald, Goodwin, Lana Greenfield, Hansen, Howard, Phil Jensen, Marty,
29 May, Mulally, Pischke, and Weis

30 Excused:
31 Davis, Rehfeldt, Jamie Smith, and Wiese

32 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
33 declared the bill passed and the title was agreed to.

34 **HB 1037:** FOR AN ACT ENTITLED, An Act to authorize the increase of certain fees by the State
35 Electrical Commission.

36 Was read the second time.

37 Rep. Randolph moved that **HB 1037** be amended as follows:

38 1037A

39 On page 1, line 25, of the Introduced bill, delete "three " and insert "two "

1 On page 2, line 1, of the Introduced bill, delete "one hundred twenty " and insert "eighty "

2 On page 2, line 2, of the Introduced bill, after "forty" delete " three"

3 On page 2, line 2, of the Introduced bill, after "three " insert "two "

4 On page 2, line 5, of the Introduced bill, delete "one hundred twenty " and insert "eighty "

5 Which motion prevailed.

6 The question being "Shall **HB 1037** pass as amended?"

7 And the roll being called:

8 Yeas 51, Nays 15, Excused 4, Absent 0

9 Yeas:

10 Anderson, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Derby, Deutsch,
11 Drury, Duba, Finck, Gross, Haugaard, Healy, Hoffman, Jamison, Kevin Jensen, Chris Johnson, Karr,
12 Keintz, Koth, Ladner, Lesmeister, Milstead, Miskimins, Mortenson, Odenbach, Olson, Ernie Otten,
13 Overweg, Perry, Kent Peterson, Sue Peterson, Pourier, Randolph, Reed, Reimer, Schneider, Soye,
14 St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, and York

15 Nays:

16 Aylward, Dennert, Fitzgerald, Goodwin, Lana Greenfield, Hansen, Howard, Phil Jensen, Marty,
17 May, Mills, Mulally, Pischke, Weis, and Speaker Gosch

18 Excused:

19 Davis, Rehfeldt, Jamie Smith, and Wiese

20 So the bill having received an affirmative vote of a two-thirds majority of the members-elect,
21 the Speaker declared the bill passed and the title was agreed to.

22 **HB 1083**: FOR AN ACT ENTITLED, An Act to grant authority to the secretary of education to
23 waive accountability requirements in certain situations.

24 Was read the second time.

25 The question being "Shall **HB 1083** pass?"

26 And the roll being called:

27 Yeas 64, Nays 2, Excused 4, Absent 0

28 Yeas:

29 Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Dennert,
30 Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen,
31 Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz,
32 Koth, Ladner, Lesmeister, Marty, May, Mills, Milstead, Miskimins, Mortenson, Odenbach, Olson, Ernie
33 Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Pourier, Reed, Reimer, Schneider,
34 Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Willadsen, Wink, York,
35 and Speaker Gosch

36 Nays:

37 Mulally and Randolph

1 Excused:
2 Davis, Rehfeldt, Jamie Smith, and Wiese

3 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
4 declared the bill passed and the title was agreed to.

5 **SIGNING OF BILLS**

6 The Speaker publicly read the title to

7 **SB 40:** FOR AN ACT ENTITLED, An Act to revise certain references to the Internal Revenue
8 Code.

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

12 And signed the same in the presence of the House.

13 **COMMEMORATIONS**

14 **HC 8001:** A LEGISLATIVE COMMEMORATION, Honoring Rapid City police officers Nick
15 Armstrong and James Ryan McCandless for making the ultimate sacrifice in the line of duty and
16 commending police officer Tim Doyle for his bravery and service to the Rapid City community.

17 Introduced by: **Representatives** Phil Jensen, Lana Greenfield, Mulally, and Perry and
18 **Senators** Frye-Mueller and Novstrup

19 Rep. Reimer moved that the House do now adjourn, which motion prevailed and at 2:45 p.m.
20 the House adjourned.

21 Patricia Miller, Chief Clerk

