

JOURNAL OF THE HOUSE

NINETY-SIXTH SESSION

TWENTY-SEVENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, February 24, 2021

The House convened at 1:42 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Rev. Matt Spoden, followed by the Pledge of Allegiance led by House pages Lydia Christian and Rupert Leaverton.

Roll Call: All members present except Reps. Beal, Lana Greenfield, and Lesmeister 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 twenty-sixth 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

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on House Education respectfully reports that it has had under consideration **HB 1146** and returns the same with the recommendation that said bill be amended as follows:

1146B

On page 1, line 1, of the Introduced bill, delete " criteria regarding higher education" and insert " qualifications for members of the Board of Regents"

On the Introduced bill, delete everything after the enacting clause and insert:

11

Section 1. That § 13-49-2 be AMENDED.

13-49-2. Qualifications of members of board.

Each regent who is a regular member shall be a person of probity and wisdom and selected from among the best known citizens, who are residents of different portions of the state. No two regents may be residents in the same county and not more than six may be members of the same political party. One regent shall be the student regent as provided in § 13-49-6.1. A regent's residence is determined by where the regent is registered to vote.

11

And that as so amended, said bill do pass.

Respectfully submitted,
Lana Greenfield, Chair

Also MR. SPEAKER:

The Committee on House Commerce and Energy respectfully reports that it has had under consideration **SB 55** and returns the same with the recommendation that said bill do pass, and having been certified as uncontested, be placed on the consent calendar.

Also MR. SPEAKER:

The Committee on House Commerce and Energy respectfully reports that it has had under consideration **SB 150** and returns the same with the recommendation that said bill be amended as follows:

150A

On page 1, line 1, of the Introduced bill, after "resolution" insert ", and to declare an emergency"

On page 1, after line 14, of the Introduced bill, insert "

Section 2. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

11

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

2 Also MR. SPEAKER:

3 The Committee on House Commerce and Energy respectfully reports that it has had under
4 consideration **SB 178** and returns the same with the recommendation that said bill be amended as
5 follows:

6 178B

7 On page 2, line 29, of the Senate Health and Human Services bill, after "of" delete " health"

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

9 Also MR. SPEAKER:

10 The Committee on House Commerce and Energy respectfully reports that it has had under
11 consideration **SB 179** which was deferred to the 41st Legislative Day.

12 Respectfully submitted,
13 Rhonda Milstead, Chair

14 Also MR. SPEAKER:

15 The Committee on House State Affairs respectfully reports that it has had under consideration
16 **HB 1095, 1135, 1137, 1182, and 1189** and returns the same with the recommendation that said
17 bills do pass.

18 Also MR. SPEAKER:

19 The Committee on House State Affairs respectfully reports that it has had under consideration
20 **HB 1101, 1218, and 1243** which were tabled.

21 Also MR. SPEAKER:

22 The Committee on House State Affairs respectfully reports that it has had under consideration
23 **HB 1108** and returns the same without recommendation.

24 Also MR. SPEAKER:

25 The Committee on House State Affairs respectfully reports that it has had under consideration
26 **HB 1194** and returns the same with the recommendation that said bill be amended as follows:

27 1194A

28 On page 1, line 6, of the Introduced bill, delete " may" and insert " shall"

29 On page 1, line 12, of the Introduced bill, after "seek " delete "an exemption from the
30 application of the order or seek "

31 1194B

32 On page 1, line 17, of the Introduced bill, after "person's " insert "constitutional "

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

1 Also MR. SPEAKER:

2 The Committee on House State Affairs respectfully reports that it has had under consideration
3 **HB 1212** and returns the same with the recommendation that said bill be amended as follows:

4 1212B

5 On page 4, line 10, of the Introduced bill, after "unlawfully " delete "and by force "

6 On page 5, line 11, of the Introduced bill, delete "22-18-6" and insert " 22-18-4.7"

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

8 Also MR. SPEAKER:

9 The Committee on House State Affairs respectfully reports that it has had under consideration
10 **HB 1180, 1183, 1187, and 1225** which were deferred to the 41st Legislative Day.

11 Respectfully submitted,
12 Kent Peterson, Chair

13 Also Mr. SPEAKER:

14 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
15 Enrolling has carefully compared **HB 1132, 1195, and 1262** and finds the same correctly enrolled.

16 Respectfully submitted,
17 Spencer R. Gosch, Chair

18 **MESSAGES FROM THE SENATE**

19 Mr. SPEAKER:

20 I have the honor to return herewith **HB 1132, 1195, and 1262** which have passed the Senate
21 without change.

22 Also Mr. SPEAKER:

23 I have the honor to transmit herewith **SB 128, 148, 164, and 193** which have passed the
24 Senate and your favorable consideration is respectfully requested.

25 Also Mr. SPEAKER:

26 I have the honor to transmit herewith **SCR 605** which has been adopted by the Senate and
27 your concurrence is respectfully requested.

28 Respectfully,
29 Kay Johnson, Secretary

MOTIONS AND RESOLUTIONS

Rep. Kent Peterson moved that when we adjourn today, we adjourn to convene at 1:30 p.m. on Thursday, February 25, 2021, the 28th legislative day.

Which motion prevailed.

Rep. Kent Peterson moved that **HB 1282** be deferred to Thursday, February 25, 2021, the 28th legislative day.

Which motion prevailed.

Rep. Howard moved that **HB 1166, 1167, 1169, and 1171, and HJR 5004 and 5005** be deferred to Thursday, February 25, 2021, the 28th legislative day.

Which motion prevailed.

HCR 6011: A CONCURRENT RESOLUTION, Opining that Tayamni should be recognized as the official constellation of this state.

Introduced by: **Representative** Goodwin

SCR 605: A CONCURRENT RESOLUTION, Supporting the value of public higher education in South Dakota and encouraging continued efforts to ensure that higher education remains affordable for all South Dakotans.

Were read the first time.

HR 7001: A RESOLUTION, Impeaching Jason Ravnsborg, Attorney General of the State of South Dakota, for certain crimes or misdemeanors in office.

Introduced by: **Representative** Mortenson

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

Speaker Pro tempore Hansen now presiding.

HCR 6009: A CONCURRENT RESOLUTION, Urging priority to be given to in-state advertising agencies over out-of-state agencies for state issued requests for proposals.

Having had its second reading was up for consideration.

Rep. Jamie Smith moved that **HCR 6009** as found on page 355 of the House Journal be adopted.

The question being on Rep. Jamie Smith's motion that **HCR 6009** be adopted.

And the roll being called:

Yeas 64, Nays 3, Excused 3, Absent 0

1 Yeas:

2 Anderson, Aylward, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert,
3 Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Healy,
4 Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Keintz, Koth, Ladner, Marty,
5 May, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent
6 Peterson, Sue Peterson, Pourier, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, Soye,
7 St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York,
8 and Speaker Gosch

9 Nays:

10 Karr, Mills, and Pischke

11 Excused:

12 Beal, Lana Greenfield, and Lesmeister

13 So the motion having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the motion carried and **HCR 6009** was adopted.

15 **HCR 6010:** A CONCURRENT RESOLUTION, Calling on President Joe Biden and the United
16 States Congress to prevent the enactment of energy policies that negatively impact the State of
17 South Dakota.

18 Having had its second reading was up for consideration.

19 Rep. Gosch moved that **HCR 6010** as found on page 355 of the House Journal be adopted.

20 The question being on Rep. Gosch's motion that **HCR 6010** be adopted.

21 And the roll being called:

22 Yeas 60, Nays 7, Excused 3, Absent 0

23 Yeas:

24 Anderson, Aylward, Bartels, Barthel, Blare, Chaffee, Chase, Davis, Dennert, Derby, Deutsch,
25 Drury, Finck, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Hoffman, Howard, Jamison, Kevin
26 Jensen, Phil Jensen, Chris Johnson, Karr, Koth, Ladner, Marty, May, Mills, Milstead, Miskimins,
27 Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent Peterson, Sue Peterson,
28 Pischke, Randolph, Reed, Rehfeldt, Reimer, Schneider, Soye, St. John, Stevens, Thomason,
29 Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

30 Nays:

31 Bordeaux, Cwach, Duba, Healy, Keintz, Pourier, and Jamie Smith

32 Excused:

33 Beal, Lana Greenfield, and Lesmeister

34 So the motion having received an affirmative vote of a majority of the members-elect, the
35 Speaker declared the motion carried and **HCR 6010** was adopted.

36 Speaker Gosch now presiding.

CONSIDERATION OF REPORTS OF COMMITTEES

Rep. Kent Peterson moved that the reports of the Standing Committees on

House Appropriations on **HB 1040 and 1063** as found on page 371, **HB 1064, 1153, and 1165** as found on page 372, and **HB 1210, 1237, and 1255** as found on page 374 of the House Journal; also

Agriculture and Natural Resources on **HB 1112** as found on page 347 and **HB 1219** as found on page 348 of the House Journal; also

Health and Human Services on **HB 1139** as found on page 368 of the House Journal; also

Local Government on **HB 1138** as found on page 368 of the House Journal; and

Transportation on **HB 1192** as found on page 346 of the House Journal be adopted.

Which motion prevailed and the reports were adopted.

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 148: FOR AN ACT ENTITLED, An Act to establish the crime of torture of a human trafficking victim and provide a penalty therefor.

SB 164: FOR AN ACT ENTITLED, An Act to modify the process for civil forfeiture.

SB 193: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding remote notarization.

Were read the first time.

SB 128: FOR AN ACT ENTITLED, An Act to revise certain provisions related to news media coverage of high school activities.

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

SECOND READING OF CONSENT CALENDAR ITEMS

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

Was read the second time.

The question being "Shall **HB 1155** pass?"

And the roll being called:

Yeas 64, Nays 3, Excused 3, Absent 0

Yeas:

Anderson, Aylward, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, May, Mills,

1 Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent
2 Peterson, Sue Peterson, Pischke, Pourier, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie
3 Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Wiese, Willadsen,
4 Wink, York, and Speaker Gosch

5 Nays:
6 Phil Jensen, Marty, and Weis

7 Excused:
8 Beal, Lana Greenfield, and Lesmeister

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

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

12 **HB 1061:** FOR AN ACT ENTITLED, An Act to prohibit smoking and consuming marijuana and
13 its derivatives in a motor vehicle and create a penalty therefor.

14 Having had its second reading was up for consideration and final passage.

15 The question being "Shall **HB 1061** pass as amended?"

16 And the roll being called:

17 Yeas 61, Nays 6, Excused 3, Absent 0

18 Yeas:
19 Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby, Deutsch,
20 Drury, Duba, Finck, Fitzgerald, Goodwin, Hansen, Haugaard, Healy, Hoffman, Howard, Jamison,
21 Kevin Jensen, Phil Jensen, Chris Johnson, Keintz, Koth, Ladner, Marty, May, Mills, Milstead,
22 Miskimins, Mortenson, Mulally, Odenbach, Ernie Otten, Overweg, Perry, Kent Peterson, Sue
23 Peterson, Pourier, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, Soye, St. John,
24 Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and
25 Speaker Gosch

26 Nays:
27 Aylward, Dennert, Gross, Karr, Olson, and Pischke

28 Excused:
29 Beal, Lana Greenfield, and Lesmeister

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

32 **HB 1217:** FOR AN ACT ENTITLED, An Act to promote continued fairness in women's sports.

33 Having had its second reading was up for consideration and final passage.

1 The question being "Shall **HB 1217** pass as amended?"

2 And the roll being called:

3 Yeas 50, Nays 17, Excused 3, Absent 0

4 Yeas:

5 Anderson, Aylward, Bartels, Blare, Chaffee, Davis, Dennert, Deutsch, Drury, Finck, Fitzgerald,
6 Goodwin, Gross, Hansen, Haugaard, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris
7 Johnson, Karr, Koth, Ladner, Marty, May, Mills, Milstead, Mortenson, Mulally, Odenbach, Ernie Otten,
8 Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Randolph, Rehfeldt, Reimer, Schneider,
9 Soye, St. John, Thomason, Vasgaard, Weis, Wiese, Wink, York, and Speaker Gosch

10 Nays:

11 Barthel, Bordeaux, Chase, Cwach, Derby, Duba, Healy, Keintz, Miskimins, Olson, Pourier, Reed,
12 Jamie Smith, Stevens, Tidemann, Weisgram, and Willadsen

13 Excused:

14 Beal, Lana Greenfield, and Lesmeister

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

17 **HB 1232:** FOR AN ACT ENTITLED, An Act to increase the pay of certain constitutional officers.

18 Having had its second reading was up for consideration and final passage.

19 The question being "Shall **HB 1232** pass as amended?"

20 And the roll being called:

21 Yeas 48, Nays 17, Excused 5, Absent 0

22 Yeas:

23 Anderson, Bartels, Barthel, Chaffee, Chase, Davis, Derby, Deutsch, Drury, Duba, Finck,
24 Fitzgerald, Gross, Hansen, Haugaard, Healy, Hoffman, Jamison, Kevin Jensen, Chris Johnson, Karr,
25 Keintz, Koth, Ladner, Mills, Milstead, Miskimins, Mortenson, Odenbach, Olson, Ernie Otten, Perry,
26 Kent Peterson, Sue Peterson, Reed, Rehfeldt, Schneider, Jamie Smith, St. John, Stevens, Thomason,
27 Tidemann, Vasgaard, Weisgram, Wiese, Willadsen, Wink, and York

28 Nays:

29 Aylward, Blare, Bordeaux, Cwach, Dennert, Goodwin, Howard, Phil Jensen, Marty, May,
30 Mulally, Overweg, Pischke, Randolph, Soye, Weis, and Speaker Gosch

31 Excused:

32 Beal, Lana Greenfield, Lesmeister, Pourier, and Reimer

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

35 **HB 1247:** FOR AN ACT ENTITLED, An Act to provide for the protection of the consciences of
36 medical professionals.

37 Having had its second reading was up for consideration and final passage.

1 The question being "Shall **HB 1247** pass as amended?"

2 And the roll being called:

3 Yeas 25, Nays 41, Excused 4, Absent 0

4 Yeas:

5 Aylward, Chaffee, Dennert, Deutsch, Fitzgerald, Gross, Hansen, Haugaard, Howard, Kevin
6 Jensen, Chris Johnson, Marty, May, Mills, Milstead, Mulally, Odenbach, Overweg, Sue Peterson,
7 Pischke, Randolph, Soye, Weis, Wiese, and Speaker Gosch

8 Nays:

9 Anderson, Bartels, Barthel, Blare, Bordeaux, Chase, Cwach, Davis, Derby, Drury, Duba, Finck,
10 Goodwin, Healy, Hoffman, Jamison, Phil Jensen, Karr, Keintz, Koth, Ladner, Miskimins, Mortenson,
11 Olson, Ernie Otten, Perry, Kent Peterson, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, St. John,
12 Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, and York

13 Excused:

14 Beal, Lana Greenfield, Lesmeister, and Pourier

15 So the bill not having received an affirmative vote of a majority of the members-elect, the
16 Speaker declared the bill lost.

17 **HB 1267:** FOR AN ACT ENTITLED, An Act to make an appropriation to the Board of Technical
18 Education for the purchasing of equipment and to declare an emergency.

19 Having had its second reading was up for consideration and final passage.

20 The question being "Shall **HB 1267** pass as amended?"

21 And the roll being called:

22 Yeas 57, Nays 9, Excused 4, Absent 0

23 Yeas:

24 Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby,
25 Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Gross, Hansen, Healy, Hoffman, Jamison, Kevin
26 Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Mills, Milstead, Miskimins, Mortenson, Odenbach,
27 Olson, Ernie Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Randolph, Reed, Rehfeldt, Reimer,
28 Schneider, Jamie Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram,
29 Wiese, Willadsen, Wink, and York

30 Nays:

31 Aylward, Haugaard, Howard, Phil Jensen, Marty, May, Mulally, Pischke, and Speaker Gosch

32 Excused:

33 Beal, Lana Greenfield, Lesmeister, and Pourier

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

36 **HB 1268:** FOR AN ACT ENTITLED, An Act to make an appropriation for the reconstruction of
37 the emergency vehicle operations course and to declare an emergency.

38 Having had its second reading was up for consideration and final passage.

1 The question being "Shall **HB 1268** pass as amended?"

2 And the roll being called:

3 Yeas 62, Nays 4, Excused 4, Absent 0

4 Yeas:

5 Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby,
6 Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Healy, Hoffman,
7 Howard, Jamison, Kevin Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Marty, May, Mills,
8 Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent
9 Peterson, Sue Peterson, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, St. John,
10 Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and
11 Speaker Gosch

12 Nays:

13 Aylward, Phil Jensen, Pischke, and Soye

14 Excused:

15 Beal, Lana Greenfield, Lesmeister, and Pourier

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

18 **HB 1270:** FOR AN ACT ENTITLED, An Act to make an appropriation to provide grants for the
19 creation of regional crisis diversion centers and to declare an emergency.

20 Having had its second reading was up for consideration and final passage.

21 The question being "Shall **HB 1270** pass as amended?"

22 And the roll being called:

23 Yeas 26, Nays 39, Excused 5, Absent 0

24 Yeas:

25 Anderson, Bartels, Barthel, Blare, Chaffee, Chase, Davis, Derby, Drury, Jamison, Chris
26 Johnson, Koth, Miskimins, Mortenson, Overweg, Kent Peterson, Reed, Rehfeldt, St. John, Stevens,
27 Thomason, Tidemann, Weisgram, Willadsen, Wink, and York

28 Nays:

29 Aylward, Bordeaux, Cwach, Dennert, Deutsch, Duba, Fitzgerald, Goodwin, Gross, Hansen,
30 Haugaard, Healy, Hoffman, Howard, Kevin Jensen, Phil Jensen, Karr, Keintz, Ladner, Marty, May,
31 Mills, Milstead, Mulally, Odenbach, Olson, Ernie Otten, Perry, Sue Peterson, Pischke, Randolph,
32 Reimer, Schneider, Jamie Smith, Soye, Vasgaard, Weis, Wiese, and Speaker Gosch

33 Excused:

34 Beal, Finck, Lana Greenfield, Lesmeister, and Pourier

35 So the bill not having received an affirmative vote of a two-thirds majority of the members-
36 elect, the Speaker declared the bill lost.

37 Speaker Pro tempore Hansen now presiding.

HB 1271: FOR AN ACT ENTITLED, An Act to make an appropriation for the purchase of a new online voter registration system and to declare an emergency.

Having had its second reading was up for consideration and final passage.

The question being "Shall **HB 1271** pass as amended?"

And the roll being called:

Yeas 31, Nays 34, Excused 5, Absent 0

Yeas:

Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Drury, Duba, Healy, Jamison, Keintz, Koth, Mills, Miskimins, Olson, Overweg, Kent Peterson, Reed, Rehfeldt, Reimer, Jamie Smith, Stevens, Thomason, Tidemann, Weisgram, Wiese, Willadsen, and Wink

Nays:

Aylward, Dennert, Derby, Deutsch, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Hoffman, Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Ladner, Marty, May, Milstead, Mortenson, Mulally, Odenbach, Ernie Otten, Perry, Sue Peterson, Pischke, Randolph, Schneider, Soye, St. John, Vasgaard, Weis, York, and Speaker Gosch

Excused:

Beal, Finck, Lana Greenfield, Lesmeister, and Pourier

So the bill not having received an affirmative vote of a two-thirds majority of the members-elect, the Speaker declared the bill lost.

HB 1274: FOR AN ACT ENTITLED, An Act to transfer funds to the state fair fund and to declare an emergency.

Having had its second reading was up for consideration and final passage.

The question being "Shall **HB 1274** pass as amended?"

And the roll being called:

Yeas 49, Nays 16, Excused 5, Absent 0

Yeas:

Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby, Deutsch, Fitzgerald, Goodwin, Hansen, Healy, Hoffman, Jamison, Kevin Jensen, Chris Johnson, Karr, Koth, Ladner, Mills, Miskimins, Mortenson, Olson, Overweg, Perry, Kent Peterson, Sue Peterson, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

Nays:

Aylward, Drury, Duba, Gross, Haugaard, Howard, Phil Jensen, Keintz, Marty, May, Milstead, Mulally, Odenbach, Ernie Otten, Pischke, and Randolph

Excused:

Beal, Finck, Lana Greenfield, Lesmeister, and Pourier

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

HB 1281: FOR AN ACT ENTITLED, An Act to create the state database brittle fund, to make an appropriation therefor, and to declare an emergency.

Was read the second time.

Rep. Howard moved that **HB 1281** be amended as follows:

1281B

On page 1, line 1, of the House Appropriations bill, delete "database brittle " and insert "IT modernization "

On page 1, line 5, of the House Appropriations bill, delete "database brittle " and insert "IT modernization "

On page 1, line 6, of the House Appropriations bill, delete "database brittle " and insert "IT modernization "

On page 1, line 16, of the House Appropriations bill, delete "database brittle " and insert "IT modernization "

On page 1, line 17, of the House Appropriations bill, delete "Administration " and insert "Information and Telecommunications "

Which motion prevailed.

The question being "Shall **HB 1281** pass as amended?"

And the roll being called:

Yeas 60, Nays 5, Excused 5, Absent 0

Yeas:

Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby, Deutsch, Drury, Duba, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, May, Mills, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

Nays:

Aylward, Marty, Pischke, Randolph, and Soye

Excused:

Beal, Finck, Lana Greenfield, Lesmeister, and Pourier

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

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

Having had its second reading was up for consideration and final passage.

1 The question being "Shall **HB 1131** pass?"

2 And the roll being called:

3 Yeas 63, Nays 2, Excused 5, Absent 0

4 Yeas:

5 Anderson, Aylward, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Davis, Dennert, Derby,
6 Deutsch, Drury, Duba, Fitzgerald, Goodwin, Gross, Hansen, Haugaard, Healy, Hoffman, Howard,
7 Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Marty, May, Mills,
8 Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Ernie Otten, Overweg, Perry, Kent
9 Peterson, Sue Peterson, Pischke, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, Soye,
10 St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Wink, York, and
11 Speaker Gosch

12 Nays:

13 Cwach and Willadsen

14 Excused:

15 Beal, Finck, Lana Greenfield, Lesmeister, and Pourier

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

18 **HB 1020:** FOR AN ACT ENTITLED, An Act to make an appropriation to continue the veteran's
19 bonus program and to declare an emergency.

20 Having had its second reading was up for consideration and final passage.

21 The question being "Shall **HB 1020** pass?"

22 And the roll being called:

23 Yeas 54, Nays 13, Excused 3, Absent 0

24 Yeas:

25 Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby, Deutsch,
26 Duba, Finck, Fitzgerald, Goodwin, Hansen, Haugaard, Healy, Hoffman, Jamison, Kevin Jensen, Chris
27 Johnson, Karr, Keintz, Koth, Ladner, Milstead, Miskimins, Mortenson, Odenbach, Olson, Overweg,
28 Perry, Kent Peterson, Sue Peterson, Pischke, Pourier, Reed, Rehfeldt, Reimer, Schneider, Jamie
29 Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Wiese, Willadsen,
30 Wink, York, and Speaker Gosch

31 Nays:

32 Aylward, Dennert, Drury, Gross, Howard, Phil Jensen, Marty, May, Mills, Mulally, Ernie Otten,
33 Randolph, and Weis

34 Excused:

35 Beal, Lana Greenfield, and Lesmeister

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

38 Speaker Gosch now presiding.

SIGNING OF BILLS

The Speaker publicly read the title to

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

HB 1195: FOR AN ACT ENTITLED, An Act to authorize the participation of certified registered nurse anesthetists in the recruitment assistance program.

HB 1262: FOR AN ACT ENTITLED, An Act to regulate kratom for those under the age of twenty-one.

And signed the same in the presence of the House.

Rep. Gosch moved that the House do now recess until the Committee on Judiciary completes its business.

Which motion prevailed and at 5:20 p.m., the House recessed.

RECESS

The House reconvened at 8:45 p.m., the Speaker presiding.

There being no objection, the House reverted to Order of Business No. 5 - Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on House Judiciary respectfully reports that it has had under consideration **HB 1075** and returns the same with the recommendation that said bill be amended as follows:

1075B

On page 1, line 10, of the Introduced bill, after "resident" insert ", in order to reduce the risk of physical harm to himself, herself, or another,"

On page 1, line 11, of the Introduced bill, after "firearms" insert " or ammunition"

On page 1, line 12, of the Introduced bill, after "firearm" insert " or ammunition"

On page 1, line 23, of the Introduced bill, after "felony." insert "

Nothing in this section affects the issuance of a protection order under chapter 22-19A, in cases of stalking, physical injury as a result of an assault, or crimes of violence, or under chapter 25-10, in cases of domestic abuse. "

And that as so amended, said bill do pass.

1 Also MR. SPEAKER:

2 The Committee on House Judiciary respectfully reports that it has had under consideration
3 **HB 1080** and returns the same with the recommendation that said bill be amended as follows:

4 1080A

5 On page 1, line 16, of the Introduced bill, after "section" insert " or under the comparable law
6 of any other state"

7 On page 1, line 17, of the Introduced bill, after "§ 22-18-1.05" insert " or under the comparable
8 law of any other state"

9 On page 1, line 17, of the Introduced bill, after "§ 22-18-1.1" insert " or under the comparable
10 law of any other state"

11 On page 1, line 17, of the Introduced bill, after "§ 22-18-26" insert " or under the comparable
12 law of any other state"

13 On page 1, line 18, of the Introduced bill, after "§ 22-18-26.1" insert " or under the comparable
14 law of any other state"

15 On page 1, line 18, of the Introduced bill, after "§ 22-18-29" insert " or under the comparable
16 law of any other state,"

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

18 Also MR. SPEAKER:

19 The Committee on House Judiciary respectfully reports that it has had under consideration
20 **HB 1081** and returns the same with the recommendation that said bill be amended as follows:

21 1081A

22 On page 1, line 11, of the Introduced bill, after "§ 25-10-13, " insert "or the comparable laws
23 of any other state, "

24 On page 1, line 25, of the Introduced bill, after "§ 25-10-13, " insert "or the comparable laws
25 of any other state, "

26 On page 2, line 17, of the Introduced bill, after "§ 22-19A-16," insert " or the comparable laws
27 of any other state,"

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

29 Also MR. SPEAKER:

30 The Committee on House Judiciary respectfully reports that it has had under consideration
31 **HB 1096** and returns the same with the recommendation that said bill be amended as follows:

32 1096A

33 On page 1, line 7, of the Introduced bill, delete "3 " and insert "4 "

34 On page 1, line 9, of the Introduced bill, delete "two " and insert "five "

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

1 Also MR. SPEAKER:

2 The Committee on House Judiciary respectfully reports that it has had under consideration
3 **HB 1154** and returns the same with the recommendation that said bill be amended as follows:

4 1154B

5 On page 2, line 5, of the Introduced bill, after "practice" delete ", if the restriction does not
6 extend for more than two years"

7 On page 2, line 9, of the Introduced bill, after "36-4A;

8 (3)" insert "A certified nurse practitioner licensed in accordance with chapter 36-9A;

9 (4) A certified nurse midwife licensed in accordance with chapter 36-9A;

10 (5) "

11 On page 2, line 11, of the Introduced bill, delete "(4)" and insert "(6)"

12 On page 2, line 12, of the Introduced bill, delete "(5)" and insert "(7)"

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

14 Also MR. SPEAKER:

15 The Committee on House Judiciary respectfully reports that it has had under consideration
16 **HB 1164** which was deferred to the 41st Legislative Day.

17 Respectfully submitted,
18 Jon Hansen, Chair

19 Also MR. SPEAKER:

20 The House Committee on Appropriations respectfully reports that it has had under
21 consideration **HB 1222** which was deferred to the 41st Legislative Day.

22 Respectfully submitted,
23 Chris Karr, Chair

24 Rep. Reimer moved that the House do now adjourn, which motion prevailed and at 8:47 p.m.
25 the House adjourned.

26 Patricia Miller, Chief Clerk

