

# *JOURNAL OF THE HOUSE*

## *NINETY-SEVENTH SESSION*

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FOURTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Friday, January 14, 2022

The House convened at 12:30 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Russell Jones, followed by the Pledge of Allegiance led by House page Griffin Petersen.

Roll Call: All members present except Reps. Anderson, Barthel, Beal, Bordeaux, Davis, Deutsch, Drury, Fitzgerald, Lana Greenfield, Gross, Healy, Howard, Jamison, Kevin Jensen, Keintz, Lesmeister, Marty, Mills, Milstead, Odenbach, Olson, Ernie Otten, Pourier, Reed, Rehfeldt, Soye, St. John, Thomason, Wiese, and York 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 3rd day.

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

And we hereby move the adoption of the report.

Respectfully submitted,  
Spencer R. Gosch, Chair

Which motion prevailed.

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**REPORTS OF STANDING COMMITTEES**

2 MR. SPEAKER:

3 The Joint Committee on Legislative Procedure respectfully reports that it has had under  
4 consideration the joint rules and recommends that the joint rules of the Ninety-sixth Legislative  
5 Session be adopted as the joint rules of the Ninety-seventh Legislative Session with the following  
6 changes:

7 Amend Chapter 6A of the joint rules as follows:

8 **6A-1. Legislative Documents.** Only bills and the following may be introduced in the  
9 Legislature:

10 (1) A House or Senate resolution pertains to the affairs of one house only and requires action  
11 only by the legislative chamber concerned. A House or Senate resolution may be used to express  
12 an opinion or principle of one house, to express an opinion to or make a request of the other house,  
13 to regulate procedure, or to refer a topic to the Executive Board of the Legislative Research Council  
14 for possible study by an interim study committee;

15 (2) A concurrent resolution does not have the force of law. A concurrent resolution shall only  
16 be used to express an opinion or principle of the Legislature, to authorize interim studies, sessions  
17 or committees, to instruct a department of state government, or to petition federal agencies;

18 (3) A joint resolution contains matters of legislation only. A joint resolution may be used to  
19 refer a matter for referendum to the people, to place a constitutional amendment on the ballot at  
20 the next general election, to ratify proposed amendments to the United States Constitution, to enact  
21 legislative reapportionment, or to grant a water right pursuant to § 46-5-20.1;

22 (4) A House or Senate resolution of disapproval as provided under Article IV, Section 8, of the  
23 South Dakota Constitution; and

24 (5) A legislative commemoration expresses recognition of service or achievements of national  
25 or statewide importance or expresses sorrow over death or loss.

26 Amend Chapter 7 of the joint rules as follows:

27 **7-12. Joint committees on appropriations.** The Joint Committee on Appropriations,  
28 consisting of the Senate and House Committees on Appropriations, is deemed to be a standing  
29 committee of the Senate and House of Representatives for the limited purposes of ~~hearing agency~~  
30 ~~or other budget presentations, and introducing, hearing, or acting on; bills that authorize the sale~~  
31 ~~of state property, appropriate money, or adjust school district property tax levies pursuant to an~~  
32 ~~appropriations bill. All Joint Committee on Appropriations action shall be approved by a majority~~  
33 ~~vote of the Joint Committee unless a member calls for a separate vote of the House Committee on~~  
34 ~~Appropriations and the Senate Committee on Appropriations in which case a majority vote of each~~  
35 ~~committee is required to adopt the action.~~

36 ~~Each agenda for the Joint Committee on Appropriations shall be electronically approved by the~~  
37 ~~chair of the Senate Committee on Appropriations and the chair of the House Committee on~~  
38 ~~Appropriations. The respective vice chair of each committee may electronically approve the agenda~~  
39 ~~in the absence of the chair.~~

40 11 Agency or other budget presentations;

41 12 Bills authorizing the sale of state property;

42 13 Bills appropriating money; or

43 14 Bills adjusting school district property tax levies.

44 **7-12.1 Joint committee on appropriations action.** All Joint Committee on Appropriations  
45 action shall be approved by a majority vote of the Joint Committee unless a member calls for a  
46 separate vote of the House Committee on Appropriations and the Senate Committee on  
47 Appropriations in which case a majority vote of each committee is required to adopt the action. This  
48 rule only applies to action taken by the Joint Committee on Appropriations as a whole.

**7-12.2 Joint committee on appropriations agenda.** Each agenda for the Joint Committee on Appropriations shall be electronically approved by the chair of the Senate Committee on Appropriations and the chair of the House Committee on Appropriations. The respective vice chair of each committee may electronically approve the agenda in the absence of the chair.

Respectfully submitted,  
Spencer Gosch, Vice-Chair

MR. SPEAKER:

The House Committee on Legislative Procedure respectfully reports that it has had under consideration the House rules and recommends that the House rules of the Ninety-sixth Legislative Session be adopted as the House rules of the Ninety-seventh Legislative Session.

Respectfully submitted,  
Spencer Gosch, Chair

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

**HB 1069:** FOR AN ACT ENTITLED, An Act to include out-of-state convictions as a basis of an enhanced penalty for certain drug crimes.

Introduced by: **Representative** Perry

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

The following bills were read on January 11, 2022, and today the Speaker assigned these bills to committees:

**HB 1013 and 1014** were referred to the House Committee on Appropriations.

**HB 1012** was referred to the Committee on Education.

**HB 1002, 1004, and 1007** were referred to the Committee on State Affairs.

**HB 1001, 1010, and 1011** were referred to the Committee on Taxation.

**HB 1003** was referred to the Committee on Transportation.

The following bill was read on January 13, 2022, and today the Speaker assigned this bill to committee:

**HB 1068** was referred to the Committee on Judiciary.

Rep. Reimer moved that the House do now adjourn, which motion prevailed and at 12:37 p.m. the House adjourned.

Patricia Miller, Chief Clerk

