

JOURNAL OF THE HOUSE

NINETY-SEVENTH SESSION

SIXTEENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 03, 2022

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

The prayer was offered by the Chaplain, Rev. Jake Krahn, followed by the Pledge of Allegiance led by House page Lawson Santema.

Roll Call: All members present except Reps. Ernie Otten and Reimer who were excused and Reps. Gross, Mills, Randolph, and Reed who were present remotely.

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 15th 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.

1 The oath of office was administered to Committee Secretary Gail Tennant by Speaker Gosch.
2 Which was subscribed to and placed on file in the office of the Secretary of State.

3 **COMMUNICATIONS AND PETITIONS**

4 Mr. SPEAKER:

5 The Committee on Legislative Procedure respectfully reports that the Office of Fiscal Analysis
6 has carefully completed the Fiscal Note for **HB 1024**.

7 Respectfully submitted,
8 Spencer R. Gosch, Chair

9 **REPORTS OF STANDING COMMITTEES**

10 Mr. SPEAKER:

11 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
12 Enrolling has carefully compared **HB 1035, 1043, 1065, 1104, and 1105** and finds the same
13 correctly enrolled.

14 Respectfully submitted,
15 Spencer R. Gosch, Chair

16 MR. SPEAKER:

17 The Committee on House Military and Veterans Affairs respectfully reports that it has had under
18 consideration **HB 1067** which was deferred to the 41st Legislative Day.

19 Also MR. SPEAKER:

20 The Committee on House Military and Veterans Affairs respectfully reports that it has had under
21 consideration **HB 1083** and returns the same with the recommendation that said bill do pass.

22 Respectfully submitted,
23 Spencer Gosch, Chair

24 MR. SPEAKER:

25 The Committee on House Taxation respectfully reports that it has had under consideration
26 **HB 1253** and returns the same with the recommendation that said bill do pass.

27 Respectfully submitted,
28 Drew Dennert, Chair

29 MR. SPEAKER:

30 The Committee on House Health and Human Services respectfully reports that it has had under
31 consideration **HB 1121, 1122, and 1123, and SB 9** and returns the same with the
32 recommendation that said bills do pass, and having been certified as uncontested, be placed on the
33 consent calendar.

1 Also MR. SPEAKER:

2 The Committee on House Health and Human Services respectfully reports that it has had under
3 consideration **HB 1129** and returns the same with the recommendation that said bill be amended
4 as follows:

5 1129B

6 On page 1, after line 2, of the Introduced bill, insert: "

7 **Section 1. That chapter 34-26 be amended with a NEW SECTION:**

8 No person may discriminate against an individual at any point in the organ transplant process,
9 solely on the basis of an individual's mental or physical disability, unless the disability has been
10 determined to be medically significant to the provision of an anatomical gift.

11 A violation of this statute is an unfair or discriminatory practice under chapter 20-13."

12 On page 1, line 3, of the Introduced bill, after "Dakota:" delete "Section 1. That a NEW
13 SECTION be added to title 20:

14 "

15 On page 1, line 4, of the Introduced bill, after "20:" delete "Terms used in this chapter mean:

16 (1) "Auxiliary aids and services,":

17 (a) Qualified interpreters or other effective methods of making aurally delivered materials
18 available to individuals with hearing impairments;

19 (b) Qualified readers, taped texts, or other effective methods of making visually delivered
20 materials available to individuals with visual impairments;

21 (c) Provision of information in a format that is accessible for individuals with cognitive,
22 neurological, developmental, or intellectual disabilities;

23 (d) Provision of supported decision making services;

24 (e) Acquisition or modification of equipment or devices; and

25 (f) Other similar services and actions;

26 (2) "Anatomical gift," a donation of all or part of a human body, to take effect after the donor's
27 death, for the purpose of transplantation or transfusion;

28 (3) "Covered entity,":

29 (a) Any licensed health care practitioners, hospitals, nursing facilities, laboratories,
30 intermediate care facilities, psychiatric residential treatment facilities, institutions for individuals
31 with intellectual or developmental disabilities, prison health centers, and any other licensed
32 providers of health care services, as that term is defined in § 21-68-1; or

33 (b) Any entity responsible for matching anatomical gift donors to potential recipients;

34 (4) "Disability," as defined in 42 U. S. C. § 12102 (2021);

35 (5) "Organ transplant," the transplantation or transfusion of a part of a human body into the
36 body of another for the purpose of treating or curing a medical condition;

1 (6) "Qualified individual," a person who, with or without a support network, provision of
2 auxiliary aids and services, or reasonable modifications to policies or practices, meets the essential
3 eligibility requirements for the receipt of an anatomical gift;

4 (7) "Reasonable modification to policies or practices":

5 (a) Communication with individuals responsible for supporting an individual with post-surgical
6 and post-transplantation care, including medication; and

7 (b) Consideration of support networks available to the individual in determining whether the
8 individual can comply with post-transplant medical requirements;

9 (8) "Supported decisionmaking," use of a support person to assist an individual in making
10 medical decisions, communicate information to the individual, or ascertain an individual's wishes
11 by:

12 (a) Including the individual's attorney-in-fact, health care proxy, or any person of the
13 individual's choice in communications about the individual's medical care;

14 (b) Permitting the individual to assign a person of their choice for the purposes of supporting
15 that individual in communicating, processing information, or making medical decisions;

16 (c) Providing of auxiliary aids and services to facilitate the individual's ability to communicate
17 and process health-related information, including use of assistive communication technology;

18 (d) Providing information to persons designated by the individual, consistent with the
19 provisions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), 42 U. S. C.
20 § 1301 et seq. , as effective January 1, 2022, and other applicable laws and regulations governing
21 disclosure of health information;

22 (e) Providing health information in a format that is readily understandable by the individual;

23 (f) If the individual has a court-appointed guardian or other individual responsible for
24 making medical decisions on behalf of the individual, taking measures to ensure that the individual
25 is included in decisions involving the individual's health care and that medical decisions are in
26 accordance with the individual's own expressed interests."

27 On page 3, line 1, of the Introduced bill, after "interests." delete "Section 2. That a NEW
28 SECTION be added to title 20:

29 "

30 On page 3, line 2, of the Introduced bill, after "20:" delete "With the exception of section 3 of
31 this Act, a covered entity may not, solely on the basis of a qualified individual's mental or physical
32 disability:

33 (1) Deem an individual ineligible to receive an anatomical gift or organ transplant;

34 (2) Deny evaluation, surgery, counseling, post-operative treatment and services, or any other
35 medical services related to organ transplantation;

36 (3) Refuse to refer the individual to a transplant center or other related specialist for the
37 purpose of evaluation or receipt of an organ transplant;

38 (4) Refuse to place an individual on an organ transplant waiting list, or placement of the
39 individual at a lower-priority position on the list than the position at which he or she would have
40 been placed if not for his or her disability; or

41 (5) Decline insurance coverage for any procedure associated with the receipt of the anatomical
42 gift, including post-transplantation care."

1 On page 3, line 14, of the Introduced bill, after "care." delete "Section 3. That a NEW SECTION
2 be added to title 20:

3 "

4 On page 3, line 15, of the Introduced bill, after "20:" delete "Notwithstanding section 2 of this
5 Act, a covered entity may take an individual's disability into account when making treatment or
6 coverage recommendations or decisions, to the extent that the physical or mental disability has
7 been found by a physician or surgeon, following an individualized evaluation of the potential
8 recipient, to be medically significant to the provision of the anatomical gift. The provisions of this
9 section may not be deemed to require referrals or recommendations for, or the performance of,
10 medically inappropriate organ transplants.

11 If an individual has the necessary support system to assist the individual in complying with
12 post-transplant medical requirements, an individual's inability to independently comply with those
13 requirements is not medically significant for the purposes of this section."

14 On page 3, line 26, of the Introduced bill, after "section." delete "Section 4. That a NEW
15 SECTION be added to title 20:

16 "

17 On page 3, line 27, of the Introduced bill, after "20:" delete "A covered entity shall:

18 (1) Make reasonable modifications in policies, practices, or procedures, when necessary to
19 make services available to qualified individuals with disabilities, unless the entity can demonstrate
20 that making the modifications would fundamentally alter the nature of such services; and

21 (2) Ensure that no qualified individual with a disability is denied service, unless the entity can
22 demonstrate that the qualified individual's request would fundamentally alter the nature of the
23 services offered or would result in an undue burden."

24 On page 4, line 4, of the Introduced bill, after "burden." delete "Section 5. That a NEW SECTION
25 be added to title 20:

26 "

27 On page 4, line 5, of the Introduced bill, after "20:" delete "A violation of this chapter is an
28 unfair or discriminatory practice and is enforced against under chapter 20-13. In addition to the
29 relief provided in § 20-13-42, compensatory, punitive, and liquidated damages may be assessed
30 against the respondent, in the manner remedies are authorized in 42 U. S. C. §§ 12131 et seq. ,
31 effective January 1, 2022."

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

33 Respectfully submitted,
34 Kevin D. Jensen, Chair

35 MR. SPEAKER:

36 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
37 under consideration **HB 1072** and returns the same with the recommendation that said bill do pass.

38 Also MR. SPEAKER:

39 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
40 under consideration **HB 1131** and returns the same with the recommendation that said bill do pass,
41 and having been certified as uncontested, be placed on the consent calendar.

1 Also MR. SPEAKER:

2 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
3 under consideration **HB 1090 and 1181** which were deferred to the 41st Legislative Day.

4 Respectfully submitted,
5 Marty Overweg, Chair

6 MR. SPEAKER:

7 The Committee on House Transportation respectfully reports that it has had under
8 consideration **HB 1174** and returns the same with the recommendation that said bill be amended
9 as follows:

10 1174B

11 On page 1, line 1, of the Introduced bill, after "recordkeeping" insert " and payment"

12 On page 1, line 2, of the Introduced bill, after "businesses" delete " and to provide a penalty
13 therefor"

14 On page 1, line 24, of the Introduced bill, after "property" insert ", including a catalytic
15 converter,"

16 On page 2, line 1, of the Introduced bill, after "property" insert ", including a catalytic
17 converter,"

18 On page 2, line 15, of the Introduced bill, after "obtained." delete "Section 3. That a NEW
19 SECTION be added:

20 "

21 On page 2, line 16, of the Introduced bill, after "added:" delete "A violation of §§ 34A-6-109
22 to 34A-6-112, inclusive, is a Class 1 misdemeanor. This section does not apply to any law
23 enforcement officer acting in the officer's official capacity."

24 On page 2, after line 17, of the Introduced bill, insert: "

25 **Section 3. That § 34A-6-109.1 be AMENDED:**

26 **34A-6-109.1.** Any payment for the purchase of nonferrous metal property, including a
27 catalytic converter, that exceeds one hundred dollars shall be made by either check or electronic
28 funds transfer."

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

30 Also MR. SPEAKER:

31 The Committee on House Transportation respectfully reports that it has had under
32 consideration **HB 1205** which was deferred to the 41st Legislative Day.

33 Respectfully submitted,
34 Caleb Finck, Chair

1 MR. SPEAKER:

2 The Committee on House Local Government respectfully reports that it has had under
3 consideration **HB 1077** and returns the same with the recommendation that said bill be amended
4 as follows:

5 1077A

6 On page 1, line 7, of the Introduced bill, after "it " insert "to support the Constitution of the
7 United States and of this state, "

8 1077C

9 On the previously adopted amendment (1077A), On page 1, after line 14, insert: "

10 **Section 2. That § 13-8-14 be AMENDED:**

11 **13-8-14.** The newly elected members of the school board shall qualify and assume
12 membership at the annual meeting of the school board in July, and appointed members at the next
13 meeting following such appointment, by taking and subscribing to an oath or affirmation, as provided
14 in § 3-1-5, to support the laws and Constitution of the United States and the State of South Dakota
15 and to faithfully perform the duties of school board membership and by filing a bond if required by
16 law and having it approved."

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

19 Also MR. SPEAKER:

20 The Committee on House Local Government respectfully reports that it has had under
21 consideration **HB 1219** which was tabled.

22 Respectfully submitted,
23 Greg Jamison, Vice-Chair

24 **MESSAGES FROM THE SENATE**

25 Mr. SPEAKER:

26 I have the honor to return herewith **HB 1044** which has been amended by the Senate and
27 your concurrence in the amendments is respectfully requested.

28 Also Mr. SPEAKER:

29 I have the honor to return herewith **HB 1035, 1043, 1065, 1104, and 1105** which have
30 passed the Senate without change.

31 Also Mr. SPEAKER:

32 I have the honor to transmit herewith **SB 98 and 107** which have passed the Senate and your
33 favorable consideration is respectfully requested.

34 Respectfully,
35 Kay Johnson, Secretary

1

MOTIONS AND RESOLUTIONS

2

Rep. Kent Peterson moved that **HB 1033** be deferred to Wednesday, February 9, 2022, the 20th legislative day.

3

4

Which motion prevailed.

5

Rep. Kent Peterson moved that when we adjourn today, we adjourn to convene at 1:30 p.m. on Friday, February 4, 2022, the 17th legislative day.

6

7

Which motion prevailed.

8

Rep. Kent Peterson moved that the House do concur in Senate amendments to **HB 1025**.

9

10

The question being on Rep. Kent Peterson's motion that the House do concur in Senate amendments to **HB 1025**.

11

And the roll being called:

12

Yeas 47, Nays 21, Excused 2, Absent 0

13

Yeas: Anderson, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby, Drury, Duba, Finck, Fitzgerald, Goodwin, Hansen, Haugaard, Healy, Hoffman, Jamison, Kevin Jensen, Chris Johnson, Keintz, Koth, Lesmeister, Milstead, Miskimins, Mortenson, Olson, Perry, Kent Peterson, Sue Peterson, Pourier, Reed, Rehfeldt, Schneider, Jamie Smith, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, and York

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Nays: Aylward, Dennert, Deutsch, Lana Greenfield, Gross, Howard, Phil Jensen, Karr, Ladner, Marty, May, Mills, Mulally, Odenbach, Overweg, Pischke, Randolph, Soye, Weis, Wiese, and Speaker Gosch

19

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21

Excused: Ernie Otten and Reimer

22

So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.

23

24

Rep. Kevin Jensen moved that the House do concur in Senate amendments to **HB 1028**.

25

The question being on Rep. Kevin Jensen's motion that the House do concur in Senate amendments to **HB 1028**.

26

27

And the roll being called:

28

Yeas 68, Nays 0, Excused 2, Absent 0

29

Yeas: Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Lesmeister, Marty, May, Mills, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Pourier, Randolph, Reed,

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1 Rehfeldt, Schneider, Jamie Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis,
2 Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

3 Excused: Ernie Otten and Reimer

4 So the motion having received an affirmative vote of a majority of the members-elect, the
5 Speaker declared the motion carried and the amendments were concurred in.

6 Rep. Reed moved that the House do not concur in Senate amendments to **HB 1068** and that
7 a committee of three on the part of the House be appointed to meet with a like committee on the
8 part of the Senate to adjust the differences between the two houses.

9 And the roll being called:

10 Yeas 65, Nays 3, Excused 2, Absent 0

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

18 Nays: Gross, Ladner, and Randolph

19 Excused: Ernie Otten and Reimer

20 So the motion having received an affirmative vote of a majority of the members-elect, the
21 Speaker declared the motion prevailed and the Speaker announced as such committee
22 Representatives Reed (Chair), Odenbach, and Cwach.

23 **CONSIDERATION OF REPORTS OF COMMITTEES**

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

25 Judiciary on **HB 1160** as found on page 177 of the House Journal; and

26 Commerce and Energy on **HB 1173** as found on page 176 of the House Journal be adopted.

27 Which motion prevailed and the reports were adopted.

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

29 **HB 1333:** FOR AN ACT ENTITLED, An Act to make an appropriation of American Rescue Plan
30 Act moneys for child care grants and to declare an emergency.

31 Introduced by: The Joint Committee on Appropriations

1 **HB 1334:** FOR AN ACT ENTITLED, An Act to make an appropriation of American Rescue Plan
2 Act moneys for certain home and community-based services, and to declare an emergency.

3 Introduced by: The Joint Committee on Appropriations

4 **HB 1335:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
5 expenditure of moneys allotted to the state by the United States of America.

6 Introduced by: The Joint Committee on Appropriations

7 **HB 1336:** FOR AN ACT ENTITLED, An Act to make various clarifying changes to the state
8 budgeting process.

9 Introduced by: The Joint Committee on Appropriations

10 **HB 1337:** FOR AN ACT ENTITLED, An Act to to protect elementary and secondary students
11 from political indoctrination.

12 Introduced by: The Committee on Education at the request of the Office of the Governor

13 **HB 1338:** FOR AN ACT ENTITLED, An Act to appropriate money for the ordinary expenses of
14 the legislative, judicial, and executive departments of the state, the current expenses of state
15 institutions, interest on the public debt, and for common schools.

16 Introduced by: The House Committee on Appropriations at the request of the Governor

17 **HB 1339:** FOR AN ACT ENTITLED, An Act to make an appropriation to provide contingency
18 funds for unanticipated costs and to declare an emergency.

19 Introduced by: The Joint Committee on Appropriations

20 Were read the first time.

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

22 **SB 98:** FOR AN ACT ENTITLED, An Act to add an exemption from the calculation of adjusted
23 gross proceeds from gaming.

24 **SB 107:** FOR AN ACT ENTITLED, An Act to provide for the remote witnessing of certain legal
25 instruments.

26 Were read the first time.

27 The following bill was read on February 1, 2022, and today the Speaker assigned this bill to
28 committee:

29 **SB 87** was referred to the Committee on Transportation.

1

SECOND READING OF CONSENT CALENDAR ITEMS

2

HB 1082: FOR AN ACT ENTITLED, An Act to revise the motor vehicle excise tax on vehicles leased for more than twenty-eight days to include certain off-road vehicles.

3

4

Was read the second time.

5

The question being "Shall **HB 1082** pass as amended?"

6

And the roll being called:

7

Yeas 64, Nays 4, Excused 2, Absent 0

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Yeas: Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert, Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Haugaard, Healy, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Lesmeister, Marty, Mills, Milstead, Miskimins, Mortenson, Mulally, Olson, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Pourier, Randolph, Reed, Rehfeldt, Schneider, Jamie Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, and York

15

Nays: Hansen, May, Odenbach, and Speaker Gosch

16

Excused: Ernie Otten and Reimer

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

19

SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS

20

21

HB 1098: FOR AN ACT ENTITLED, An Act to revise requirements for involvement in the medical cannabis program.

22

Was read the second time.

23

Rep. Milstead moved that **HB 1098** be amended as follows:

24

1098B

25

26

On page 2, line 14, of the House Health and Human Services Engrossed bill, after "be" delete " affiliated, associated, or contracted with"

27

28

On page 2, line 14, of the House Health and Human Services Engrossed bill, after "a " insert "principal, officer, partner, board member, employee, or owner of a "

29

30

On page 3, line 2, of the House Health and Human Services Engrossed bill, after "licensee," delete " any person affiliated, associated, or contracted with"

31

32

On page 3, line 3, of the House Health and Human Services Engrossed bill, after "with " insert "principal, officer, partner, board member, employee, or owner of "

33

34

On page 3, line 12, of the House Health and Human Services Engrossed bill, after "licensee," delete " or person affiliated, associated, or contracted with"

35

36

On page 3, line 13, of the House Health and Human Services Engrossed bill, after "with " insert "principal, officer, partner, board member, employee, or owner of "

1 Which motion prevailed.

2 The question being "Shall **HB 1098** pass as amended?"

3 And the roll being called:

4 Yeas 39, Nays 29, Excused 2, Absent 0

5 Yeas: Barthel, Blare, Derby, Deutsch, Finck, Fitzgerald, Lana Greenfield, Gross, Hansen,
6 Haugaard, Hoffman, Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Ladner, Marty, May,
7 Mills, Milstead, Miskimins, Mulally, Odenbach, Overweg, Perry, Sue Peterson, Randolph, Reed,
8 Schneider, Soye, St. John, Stevens, Vasgaard, Weis, Wiese, Wink, York, and Speaker Gosch

9 Nays: Anderson, Aylward, Bartels, Beal, Bordeaux, Chaffee, Chase, Cwach, Davis, Dennert,
10 Drury, Duba, Goodwin, Healy, Jamison, Keintz, Koth, Lesmeister, Mortenson, Olson, Kent Peterson,
11 Pischke, Pourier, Rehfeldt, Jamie Smith, Thomason, Tidemann, Weisgram, and Willadsen

12 Excused: Ernie Otten and Reimer

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

15 **HB 1177**: FOR AN ACT ENTITLED, An Act to establish provisions regarding ejection of persons
16 from certain lodging establishments and recreational vehicle facilities.

17 Was read the second time.

18 Rep. Derby moved that **HB 1177** be amended as follows:

19 1177A

20 On page 1, line 6, of the Introduced bill, after "payment" insert ", as per the establishment's
21 cancellation policy"

22 On page 1, line 15, of the Introduced bill, delete " exceed" and insert " exceeded"

23 Which motion prevailed.

24 The question being "Shall **HB 1177** pass as amended?"

25 And the roll being called:

26 Yeas 42, Nays 26, Excused 2, Absent 0

27 Yeas: Anderson, Bartels, Barthel, Beal, Blare, Chaffee, Chase, Davis, Derby, Deutsch, Drury,
28 Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard, Hoffman, Jamison, Kevin Jensen,
29 Chris Johnson, Koth, Ladner, May, Milstead, Miskimins, Olson, Perry, Kent Peterson, Sue Peterson,
30 Reed, Rehfeldt, Schneider, St. John, Thomason, Tidemann, Vasgaard, Weisgram, Wiese, Willadsen,
31 Wink, and York

32 Nays: Aylward, Bordeaux, Cwach, Dennert, Duba, Finck, Healy, Howard, Phil Jensen, Karr,
33 Keintz, Lesmeister, Marty, Mills, Mortenson, Mulally, Odenbach, Overweg, Pischke, Pourier,
34 Randolph, Jamie Smith, Soye, Stevens, Weis, and Speaker Gosch

35 Excused: Ernie Otten and Reimer

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

1 **HB 1136:** FOR AN ACT ENTITLED, An Act to revise oversight and reporting requirements
2 concerning cannabis.

3 Was read the second time.

4 Rep. Milstead moved that **HB 1136** be amended as follows:

5 1136B

6 On page 1, line 22, of the Introduced bill, after "establishments, " insert "and "

7 On page 1, line 23, of the Introduced bill, after "activity" delete ", and the number of juveniles
8 arrested for cannabis-related offenses"

9 On page 2, line 2, of the Introduced bill, after "addiction;" delete " and"

10 On page 2, line 3, of the Introduced bill, after "report" delete " survey data on the rate of
11 cannabis use by students by grade level, and"

12 On page 2, line 4, of the Introduced bill, after "and " insert "on "

13 On page 2, line 5, of the Introduced bill, delete the period and insert "; and

14 (5) The Unified Judicial System shall report on the number of juveniles arrested for cannabis-
15 related offenses."

16 Which motion prevailed.

17 The question being "Shall **HB 1136** pass as amended?"

18 And the roll being called:

19 Yeas 38, Nays 30, Excused 2, Absent 0

20 Yeas: Derby, Deutsch, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard,
21 Hoffman, Howard, Kevin Jensen, Phil Jensen, Karr, Koth, Ladner, Marty, May, Mills, Milstead,
22 Miskimins, Odenbach, Olson, Overweg, Perry, Sue Peterson, Randolph, Reed, Schneider, Soye, St.
23 John, Stevens, Vasgaard, Weis, Wiese, Wink, York, and Speaker Gosch

24 Nays: Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach,
25 Davis, Dennert, Drury, Duba, Healy, Jamison, Chris Johnson, Keintz, Lesmeister, Mortenson,
26 Mulally, Kent Peterson, Pischke, Pourier, Rehfeldt, Jamie Smith, Thomason, Tidemann, Weisgram,
27 and Willadsen

28 Excused: Ernie Otten and Reimer

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

31 **SIGNING OF BILLS**

32 The Speaker publicly read the title to

33 **HB 1035:** FOR AN ACT ENTITLED, An Act to allow the Department of Agriculture and Natural
34 Resources to collect receipts from timber sales on federal lands and disburse those receipts
35 according to federal law.

1 **HB 1043:** FOR AN ACT ENTITLED, An Act to revise renewal and licensing requirements for
2 plumbers.

3 **HB 1065:** FOR AN ACT ENTITLED, An Act to repeal references to nonresident holders of
4 concealed pistol permits.

5 **HB 1104:** FOR AN ACT ENTITLED, An Act to revise provisions related to the location of
6 courtroom facilities.

7 **HB 1105:** FOR AN ACT ENTITLED, An Act to allow for a good cause exception to the time for
8 an involuntary commitment hearing.

9 **SB 28:** FOR AN ACT ENTITLED, An Act to disqualify for life any person from driving a
10 commercial vehicle who is convicted of a felony offense involving human trafficking.

11 **SB 35:** FOR AN ACT ENTITLED, An Act to increase penalties for actions related to grain
12 transactions.

13 **SB 36:** FOR AN ACT ENTITLED, An Act to require financial security for the decommissioning of
14 solar facilities.

15 **SB 38:** FOR AN ACT ENTITLED, An Act to prohibit a grain broker from engaging in certain
16 transactions or activities and to provide a penalty therefor.

17 **SB 39:** FOR AN ACT ENTITLED, An Act to reduce the period for filing claims upon the revocation
18 of a grain buyer license.

19 **SB 46:** FOR AN ACT ENTITLED, An Act to protect fairness in women's sports.

20 **SB 71:** FOR AN ACT ENTITLED, An Act to revise certain provisions related to the partners in
21 education tax credit program.

22 **SB 74:** FOR AN ACT ENTITLED, An Act to revise provisions regarding out-of-service motor
23 carrier violations.

24 **SB 76:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the minimum
25 amount of a lottery prize that is subject to setoff.

26 **SB 80:** FOR AN ACT ENTITLED, An Act to exempt the provision of electricity through electric
27 vehicle charging stations from the definition of electric utility.

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

29 **COMMEMORATIONS**

30 **HC 8002:** A LEGISLATIVE COMMEMORATION, Commending and honoring the Vietnam
31 Veterans of America Chapter 1054.

32 Introduced by: **Representative** York.

1 Rep. Chaffee moved that the House do now adjourn, which motion prevailed and at 3:02 p.m.
2 the House adjourned.

3

Patricia Miller, Chief Clerk

