

# *JOURNAL OF THE HOUSE*

## *NINETY-SEVENTH SESSION*

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SEVENTEENTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Friday, February 04, 2022

The House convened at 1:30 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Emily Munger, followed by the Pledge of Allegiance led by House page Colton Schamber.

Roll Call: All members present except Reps. Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith 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 16th 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 HOUSE PAGE RESOLUTION 2 Introduced by: Representatives Anderson; Aylward; Bartels;  
 2 Barthel; Beal; Blare; Bordeaux; Chaffee; Chase; Cwach; Davis; Dennert; Derby; Deutsch; Drury;  
 3 Duba; Finck; Fitzgerald; Goodwin; Gosch; Greenfield, Lana; Gross; Hansen; Haugaard; Healy;  
 4 Hoffman; Howard; Jamison; Jensen, Kevin; Jensen, Phil; Johnson, Chris; Karr; Keintz; Koth;  
 5 Ladner; Lesmeister; Marty; May; Mills; Milstead; Miskimins; Mortenson; Mulally; Odenbach; Olson;  
 6 Otten, Ernie; Overweg; Perry; Peterson, Kent; Peterson, Sue; Pischke; Pourier; Randolph; Reed;  
 7 Rehfeldt; Reimer; Schneider; Smith, Jamie; Soye; St. John; Stevens; Thomason; Tidemann;  
 8 Vasgaard; Weis; Weisgram; Wiese; Willadsen; Wink; York.

9 A RESOLUTION, Expressing the appreciation and gratitude of the House of Representatives of  
 10 the Ninety-seventh Legislature of the State of South Dakota to Shelby Bestgen, Sarah Cox, Joseph  
 11 Gebel, Kimberly Hageman, Jailey Hutson, Harlie Johnson, William Kuhl IV, Evan Onken, Shane Rist,  
 12 Lawson Santema, Colton Schamber, Patience Swift.

13 WHEREAS, the above named served loyally as pages for the House of Representatives of the  
 14 Ninety-seventh Legislative Session; and

15 WHEREAS, the members of the Ninety-seventh House of Representatives express their most  
 16 sincere appreciation to these young people for their service to the state; and

17 WHEREAS, the members extend to these young people their wishes for every success in life:

18 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Ninety-seventh  
 19 Legislature of the State of South Dakota, that a personal copy of this resolution be duly certified  
 20 and furnished to each page on this last day of service.

21 Rep. Goodwin moved that House Page Resolution 2 be adopted.

22 Which motion prevailed and the resolution was adopted.

23 **REPORTS OF STANDING COMMITTEES**

24 Mr. SPEAKER:

25 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and  
 26 Enrolling has carefully compared **HB 1010, 1011, and 1025** and finds the same correctly enrolled.

27 Respectfully submitted,  
 28 Spencer R. Gosch, Chair

29 Mr. SPEAKER:

30 The Committee on Legislative Procedure respectfully reports that **HB 1002, 1009, 1027,**  
 31 **1036, 1046, and 1063** were delivered to her Excellency, the Governor, for her approval at  
 32 9:50 a.m., February 4, 2022.

33 Respectfully submitted,  
 34 Spencer R. Gosch, Chair

1 MR. SPEAKER:

2 The Committee on House State Affairs respectfully reports that it has had under consideration  
3 **HB 1140, 1143, 1144, 1145, 1146, 1147, 1149, and 1151** which were deferred to the 41st  
4 Legislative Day.

5 Respectfully submitted,  
6 Kent Peterson, Chair

7 MR. SPEAKER:

8 The Committee on House Education respectfully reports that it has had under consideration  
9 **HB 1172, and HCR 6004** and returns the same with the recommendation that said bill and  
10 resolution do pass.

11 Also MR. SPEAKER:

12 The Committee on House Education respectfully reports that it has had under consideration  
13 **HB 1183 and 1184** which were deferred to the 41st Legislative Day.

14 Also MR. SPEAKER:

15 The Committee on House Education respectfully reports that it has had under consideration  
16 **HB 1185** and returns the same with the recommendation that said bill be amended as follows:

17 1185A

18 " On page 1, line 6, of the Introduced bill, delete "person " and insert "Native American student  
19 "

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

21 Respectfully submitted,  
22 Lana Greenfield, Chair

23 MR. SPEAKER:

24 The Committee on House Commerce and Energy respectfully reports that it has had under  
25 consideration **HB 1130** and returns the same with the recommendation that said bill be amended  
26 as follows:

27 1130A

28 On page 5, line 22, of the Introduced bill, after "state" insert the comma

29 On page 5, line 22, of the Introduced bill, after "state" delete the semicolon

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

31 Also MR. SPEAKER:

32 The Committee on House Commerce and Energy respectfully reports that it has had under  
33 consideration **HB 1169** and returns the same with the recommendation that said bill be amended  
34 as follows:

1

1169A

2 On page 1, line 6, of the Introduced bill, after "schools. " delete "A copy of the rules  
3 promulgated by the board shall be furnished by the board to the owner or manager of each  
4 barbershop and barber school. A copy of the rules shall be posted in a conspicuous place in each  
5 barbershop or barber school.

6 The Board of Barber Examiners may also promulgate rules, pursuant to chapter 1-26, to  
7 establish:

8 (1) The fee to apply for a certificate of registration for barbers, pursuant to section 3 of this  
9 Act;

10 (2) The fee to transfer a barber license or registration to this state, pursuant to § 36-14-14;

11 (3) The fee for the annual renewal of the certificate of registration for barbers pursuant to §§  
12 36-14-22 and 36-14-24; and"

13 On page 1, line 19, of the Introduced bill, after "36-14-24;

14 (3)" delete "(4) The fee for the operation of a barbershop pursuant to § 36-14-27"

15 On page 2, line 4, of the Introduced bill, delete "Demonstrates competent, ethical behavior to  
16 qualify as a barber, as determined by the Board of Barber Examiners" and insert " Submits an  
17 application in compliance with § 36-14-18"

18 On page 2, line 7, of the Introduced bill, after "college " insert "or school "

19 On page 2, line 8, of the Introduced bill, delete "Satisfactorily passes" and insert "Passes"

20 On page 2, line 10, of the Introduced bill, after "barber." delete "Section 3. That a NEW  
21 SECTION be added:

22 "

23 On page 2, line 11, of the Introduced bill, after "added:" delete "Any person desiring to practice  
24 barbering in this state must make an application to the Board of Barber Examiners The application  
25 must:

26 (1) Contain proof the person met all criteria required pursuant to § 36-14-13

27 ; and

28 (2) Be accompanied by a fee to be determined by the board, which may not exceed one  
29 hundred dollars, pursuant to § 36-14-24."

30 On page 2, after line 16, of the Introduced bill, insert: "

31 **Section 3. That § 36-14-18 be AMENDED:**

32 **36-14-18.** Each applicant for an examination or initial registration as a barber pursuant to §  
33 36-14-14 shall make application to the Board of Barber Examiners on ~~blank~~ forms prepared and  
34 furnished by the board, setting forth, under oath, the particular qualifications of the applicant, ~~and,~~  
35 An applicant by examination shall furnish to the board two five-by-three inch photographs of the  
36 applicant, one of which shall be returned to the applicant and presented to the board when the  
37 applicant appears for examination. The application shall be accompanied by the required fee."

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

1 Also MR. SPEAKER:

2 The Committee on House Commerce and Energy respectfully reports that it has had under  
3 consideration **HB 1138** which was deferred to the 41st Legislative Day.

4 Also MR. SPEAKER:

5 The Committee on House Commerce and Energy respectfully reports that it has had under  
6 consideration **HB 1271** and returns the same with the recommendation that said bill do pass, and  
7 having been certified as uncontested, be placed on the consent calendar.

8 Respectfully submitted,  
9 Rhonda Milstead, Chair

10 MR. SPEAKER:

11 The Committee on House Judiciary respectfully reports that it has had under consideration  
12 **HB 1060** and returns the same with the recommendation that said bill be amended as follows:

13 1060A

14 On page 1, line 1, of the Introduced bill, delete "repeal" and insert " consolidate"

15 On page 1, after line 3, of the Introduced bill, insert: "

16 **Section 1. That § 47-34A-912 be AMENDED:**

17 **47-34A-912.** (a) After a plan of domestication is approved, a domesticating company shall  
18 deliver to the secretary of state for filing articles of domestication, which must include:

19 (1) A statement, as the case may be, that the company has been domesticated from or into  
20 another jurisdiction;

21 (2) The name of the domesticating company and the jurisdiction of its governing statute;

22 (3) The name of the domesticated company and the jurisdiction of its governing statute;

23 (4) The date the domestication is effective under the governing statute of the domesticated  
24 company;

25 (5) If the domesticating company was a limited liability company, a statement that the  
26 domestication was approved as required by this chapter;

27 (6) If the domesticating company was a foreign limited liability company, a statement that  
28 the domestication was approved as required by the governing statute of the other jurisdiction; ~~and~~

29 (7) If the domesticated company was a foreign limited liability company not authorized to  
30 transact business in this state, the street and mailing addresses of an office that the secretary of  
31 state may use for the purposes of § 47-34A-913(b); and

32 (8) If the domesticated company was a foreign limited liability company, articles of organization  
33 that comply with the requirements of § 47-34A-203.

34 (b) A domestication becomes effective:

35 (1) When the certificate of organization takes effect, if the domesticated company is a limited  
36 liability company; and

1 (2) According to the governing statute of the domesticated company, if the domesticated  
2 organization is a foreign limited liability company."

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

5 Also MR. SPEAKER:

6 The Committee on House Judiciary respectfully reports that it has had under consideration  
7 **HB 1115** and returns the same with the recommendation that said bill be amended as follows:

8 1115A

9 On page 1, line 14, of the Introduced bill, delete " The value of the decedent's interest is  
10 determined from the value of the property as shown on the assessment rolls for the year in which  
11 the decedent died less real estate taxes and interest thereon if any is due at the time of death;" and  
12 insert " For real estate classified as non-agricultural, the value of the decedent's interest in property  
13 may be determined as shown on the assessment rolls for the year in which the decedent died. For  
14 real estate classified as agricultural, the value of the decedent's interest shall be the fair market  
15 value thereof on the date of the decedent's death."

16 On page 2, line 4, of the Introduced bill, after "decedent;" insert "

17 (8) That the transfer of title is not subject to a transfer fee pursuant to subdivision 43-4-  
18 22(18);"

19 On page 2, line 5, of the Introduced bill, delete "8" and insert 9

20 On page 2, line 5, of the Introduced bill, delete "That the transfer of title is not subject to a  
21 transfer fee pursuant to subdivision 43-4-22(18)" and insert "The decedent has not incurred any  
22 indebtedness to the Department of Social Services for medical assistance for nursing home or other  
23 medical institutional care"

24 On page 2, line 7, of the Introduced bill, delete "9" and insert "10"

25 On page 3, line 7, of the Introduced bill, after "1988" insert " or affidavit for succession to real  
26 property pursuant to section 1 of this Act"

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

28 Also MR. SPEAKER:

29 The Committee on House Judiciary respectfully reports that it has had under consideration  
30 **HB 1079** and returns the same with the recommendation that said bill do pass.

31 Also MR. SPEAKER:

32 The Committee on House Judiciary respectfully reports that it has had under consideration  
33 **HB 1101** and returns the same with the recommendation that said bill be referred to the House  
34 Committee on Appropriations.

35 Also MR. SPEAKER:

36 The Committee on House Judiciary respectfully reports that it has had under consideration  
37 **HB 1132** and returns the same with the recommendation that said bill be referred to the House  
38 Committee on Appropriations.

1 Also MR. SPEAKER:

2 The Committee on House Judiciary respectfully reports that it has had under consideration  
3 **HB 1288** and returns the same with the recommendation that said bill be referred to the House  
4 Committee on Appropriations.

5 Also MR. SPEAKER:

6 The Committee on House Judiciary respectfully reports that it has had under consideration  
7 **HB 1194** and returns the same with the recommendation that said bill be referred to the House  
8 Committee on Appropriations with a Do Pass recommendation.

9 Also MR. SPEAKER:

10 The Committee on House Judiciary respectfully reports that it has had under consideration  
11 **HB 1264** and returns the same with the recommendation that said bill be amended as follows:

12 1264A

13 On page 1, line 9, of the Introduced bill, delete " \$84,848" and insert " \$424,240"

14 On page 1, line 10, of the Introduced bill, after "the " insert "Office of the "

15 On page 1, line 11, of the Introduced bill, delete " one year" and insert " five years"

16 And that as so amended said bill be referred to the House Committee on Appropriations with  
17 a Do Pass recommendation.

18 Respectfully submitted,  
19 Jon Hansen, Chair

20 **MESSAGES FROM THE SENATE**

21 Mr. SPEAKER:

22 I have the honor to return herewith **HCR 6007** in which Senate has concurred.

23 Also Mr. SPEAKER:

24 I have the honor to return herewith **HB 1076** which has been amended by the Senate and  
25 your concurrence in the amendments is respectfully requested.

26 Also Mr. SPEAKER:

27 I have the honor to return herewith **HB 1010 and 1011** which have passed the Senate without  
28 change.

29 Also Mr. SPEAKER:

30 I have the honor to transmit herewith **SB 73, 77, and 138** which have passed the Senate and  
31 your favorable consideration is respectfully requested.

32 Respectfully,  
33 Kay Johnson, Secretary

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**MOTIONS AND RESOLUTIONS**

2

3

Rep. Chase moved that **HB 1033** be placed on the calendar of Monday, February 7, 2022, the 18<sup>th</sup> legislative day.

4

Which motion prevailed and **HB 1033** was so placed.

5

6

Rep. Overweg moved that **HB 1166 and 1175** be referred from the Committee on Agriculture and Natural Resources to the Committee on Transportation.

7

Which motion prevailed.

8

9

Rep. Finck moved that **HB 1071** be referred from the Committee on Agriculture and Natural Resources to the Committee on Transportation.

10

Which motion prevailed.

11

12

13

Rep. Mortenson moved that the House do not concur in Senate amendments to **HB 1044** and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

14

And the roll being called:

15

Yeas 64, Nays 0, Excused 6, Absent 0

16

17

18

19

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21

22

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, Jamison, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner, Lesmeister, Marty, May, Mills, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Overweg, Perry, Kent Peterson, Pischke, Pourier, Randolph, Reed, Rehfeldt, Schneider, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and Speaker Gosch

23

Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

24

25

26

So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion prevailed and the Speaker announced as such committee Representatives Mortenson (Chair), Weis, and Lesmeister.

27

**CONSIDERATION OF REPORTS OF COMMITTEES**

28

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

29

Local Government on **HB 1077** as found on page 193 of the House Journal; also

30

Health and Human Services on **HB 1129** as found on page 189 of the House Journal; and

31

Transportation on **HB 1174** as found on page 192 of the House Journal be adopted.

32

Which motion prevailed and the reports were adopted.



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

2 The following bills were read on January 27, 2022, and today the Speaker assigned these bills  
3 to committees:

4 **HJR 5002** was referred to the Committee on Agriculture and Natural Resources.

5 **HB 1225, 1226, 1227, 1234, 1235, 1236, and 1237** were referred to the House Committee  
6 on Appropriations.

7 **HB 1241** was referred to the Committee on Judiciary.

8 **HB 1251** was referred to the House Committee on Legislative Procedure.

9 **HB 1214** was referred to the Committee on State Affairs.

10 The following bills were read on January 31, 2022, and today the Speaker assigned these bills  
11 to committees:

12 **HB 1277** was referred to the Committee on Agriculture and Natural Resources.

13 **HB 1280** was referred to the Committee on Health and Human Services.

14 The following bills were read on February 1, 2022, and today the Speaker assigned these bills  
15 to committees:

16 **HB 1281** was referred to the Committee on Commerce and Energy.

17 **HB 1282, 1283, and 1285** were referred to the Committee on Health and Human Services.

18 **HB 1287** was referred to the Committee on Judiciary.

19 The following bills were read on February 2, 2022, and today the Speaker assigned these bills  
20 to committees:

21 **HB 1296, 1316, and 1324** were referred to the Committee on Agriculture and Natural  
22 Resources.

23 **HB 1322 and 1331** were referred to the Committee on Commerce and Energy.

24 **HB 1294, 1295, 1299, 1303, 1304, 1309, 1310, and 1312** were referred to the Committee  
25 on Education.

26 **HB 1292, 1293, and 1315** were referred to the Committee on Health and Human Services.

27 **HB 1307, 1314, and 1328** were referred to the Committee on Judiciary.

28 **HB 1291, 1313, 1317, and 1332** were referred to the Committee on Local Government.

29 **HB 1290, 1297, 1300, 1308, 1311, 1326, and 1329, and HJR 5003** were referred to the  
30 Committee on State Affairs.

31 **HB 1305 and 1330** were referred to the Committee on Taxation.

1 The following bills were read on February 3, 2022, and today the Speaker assigned these bills  
2 to committees:

3 **HB 1338** was referred to the House Committee on Appropriations.

4 **HB 1337** was referred to the Committee on Education.

5 **HB 1333, 1334, 1335, 1336, and 1339** were referred to the Joint Committee on  
6 Appropriations.

## 7 **FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS**

8 **SB 73:** FOR AN ACT ENTITLED, An Act to provide for the use of artificial light and night-vision  
9 equipment while hunting coyotes and other predators.

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

11 **SB 138:** FOR AN ACT ENTITLED, An Act to clarify provisions related to filing a petition to refer  
12 an ordinance or resolution.

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

14 **SB 77:** FOR AN ACT ENTITLED, An Act to enhance the penalty on registered sex offenders who  
15 commit sexual contact without consent from a person capable of consenting.

16 Was read the first time.

## 17 **SECOND READING OF CONSENT CALENDAR ITEMS**

18 Rep. Pischke requested that **HB 1131** be removed from the Consent Calendar.

19 **HB 1121:** FOR AN ACT ENTITLED, An Act to revise certain provisions related to advanced life  
20 support personnel.

21 **HB 1122:** FOR AN ACT ENTITLED, An Act to require criminal background checks for emergency  
22 medical technicians and advanced life support personnel.

23 **HB 1123:** FOR AN ACT ENTITLED, An Act to establish licensure for rural emergency hospitals.

24 **SB 9:** FOR AN ACT ENTITLED, An Act to revise the definition of a designated caregiver.

25 Were read the second time.

26 The question being "Shall **HB 1121, 1122, and 1123, and SB 9** pass?"

27 And the roll being called:

28 Yeas 64, Nays 0, Excused 6, Absent 0

29 Yeas: Anderson, Aylward, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach,  
30 Davis, Dennert, Derby, Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross,  
31 Hansen, Haugaard, Healy, Hoffman, Jamison, Phil Jensen, Chris Johnson, Karr, Keintz, Koth, Ladner,

1 Lesmeister, Marty, May, Mills, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Overweg,  
2 Perry, Kent Peterson, Pischke, Pourier, Randolph, Reed, Rehfeldt, Schneider, Soye, St. John,  
3 Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and  
4 Speaker Gosch

5 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

## 8 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

9 **HB 1024:** FOR AN ACT ENTITLED, An Act to revise and repeal certain provisions regarding  
10 self-support tuition rates at off-campus locations governed by the Board of Regents.

11 Was read the second time.

12 The question being "Shall **HB 1024** pass?"

13 And the roll being called:

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

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

21 Nays: Beal, Gross, and Randolph

22 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

25 **HB 1160:** FOR AN ACT ENTITLED, An Act to clarify bond or pre-trial release upon sobriety  
26 program participation.

27 Was read the second time.

28 The question being "Shall **HB 1160** pass as amended?"

29 And the roll being called:

30 Yeas 42, Nays 22, Excused 6, Absent 0

31 Yeas: Anderson, Aylward, Bartels, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby,  
32 Drury, Duba, Finck, Goodwin, Gross, Hansen, Haugaard, Healy, Hoffman, Jamison, Chris Johnson,

1 Keintz, Koth, Lesmeister, Marty, Miskimins, Olson, Overweg, Kent Peterson, Pischke, Pourier, Reed,  
2 Rehfeldt, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, and Wink

3 Nays: Barthel, Beal, Dennert, Deutsch, Fitzgerald, Lana Greenfield, Phil Jensen, Karr, Ladner,  
4 May, Mills, Milstead, Mortenson, Mulally, Odenbach, Perry, Randolph, Schneider, Weis, Wiese, York,  
5 and Speaker Gosch

6 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

9 **HB 1173:** FOR AN ACT ENTITLED, An Act to include a common paymaster as within the  
10 meaning of employing unit.

11 Was read the second time.

12 The question being "Shall **HB 1173** pass as amended?"

13 And the roll being called:

14 Yeas 54, Nays 10, Excused 6, Absent 0

15 Yeas: Anderson, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis,  
16 Dennert, Derby, Deutsch, Drury, Duba, Finck, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard,  
17 Healy, Hoffman, Jamison, Chris Johnson, Karr, Keintz, Koth, Ladner, Lesmeister, May, Mills,  
18 Miskimins, Mortenson, Mulally, Odenbach, Olson, Perry, Kent Peterson, Pourier, Reed, Rehfeldt,  
19 Schneider, Soye, St. John, Thomason, Tidemann, Vasgaard, Weisgram, Wiese, Willadsen, Wink,  
20 York, and Speaker Gosch

21 Nays: Aylward, Fitzgerald, Phil Jensen, Marty, Milstead, Overweg, Pischke, Randolph, Stevens,  
22 and Weis

23 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

26 **HB 1083:** FOR AN ACT ENTITLED, An Act to provide a partial property tax exemption for the  
27 surviving spouses of certain veterans.

28 Was read the second time.

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

30 And the roll being called:

31 Yeas 64, Nays 0, Excused 6, Absent 0

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

1 Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, York, and  
2 Speaker Gosch

3 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

6 **HB 1072:** FOR AN ACT ENTITLED, An Act to revise the safety zone within which a firearm may  
7 be discharged or trapping activities may occur.

8 Was read the second time.

9 The question being "Shall **HB 1072** pass?"

10 And the roll being called:

11 Yeas 19, Nays 45, Excused 6, Absent 0

12 Yeas: Anderson, Blare, Cwach, Dennert, Deutsch, Duba, Finck, Gross, Healy, Keintz, Marty,  
13 Mills, Mortenson, Overweg, Kent Peterson, Pourier, St. John, Wink, and Speaker Gosch

14 Nays: Aylward, Bartels, Barthel, Beal, Bordeaux, Chaffee, Chase, Davis, Derby, Drury,  
15 Fitzgerald, Goodwin, Lana Greenfield, Hansen, Haugaard, Hoffman, Jamison, Phil Jensen, Chris  
16 Johnson, Karr, Koth, Ladner, Lesmeister, May, Milstead, Miskimins, Mulally, Odenbach, Olson, Perry,  
17 Pischke, Randolph, Reed, Rehfeldt, Schneider, Soye, Stevens, Thomason, Tidemann, Vasgaard,  
18 Weis, Weisgram, Wiese, Willadsen, and York

19 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

22 **HB 1253:** FOR AN ACT ENTITLED, An Act to provide property assessment freeze and reduction  
23 of property assessment for certain seniors, and to revise qualifications for a property tax exemption.

24 Was read the second time.

25 Rep. Chaffee moved that **HB 1253** be amended as follows:

26 1253A

27 On page 1, line 15, of the Introduced bill, delete " 2021" and insert " 2022"

28 On page 1, line 16, of the Introduced bill, delete " 2015" and insert " 2022"

29 Which motion prevailed.

30 The question being "Shall **HB 1253** pass as amended?"

31 And the roll being called:

32 Yeas 45, Nays 19, Excused 6, Absent 0

33 Yeas: Aylward, Barthel, Beal, Blare, Bordeaux, Chaffee, Davis, Derby, Deutsch, Drury, Duba,  
34 Finck, Fitzgerald, Goodwin, Hansen, Haugaard, Healy, Hoffman, Jamison, Phil Jensen, Chris Johnson,  
35 Karr, Keintz, Koth, Ladner, Lesmeister, Marty, Milstead, Miskimins, Mulally, Odenbach, Olson,

1 Overweg, Perry, Randolph, Reed, Rehfeldt, Schneider, Soye, St. John, Thomason, Weis, Weisgram,  
2 Wiese, and Wink

3 Nays: Anderson, Bartels, Chase, Cwach, Dennert, Lana Greenfield, Gross, May, Mills,  
4 Mortenson, Kent Peterson, Pischke, Pourier, Stevens, Tidemann, Vasgaard, Willadsen, York, and  
5 Speaker Gosch

6 Excused: Howard, Kevin Jensen, Ernie Otten, Sue Peterson, Reimer, and Jamie Smith

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

9 **SIGNING OF BILLS**

10 The Speaker publicly read the title to

11 **HB 1010:** FOR AN ACT ENTITLED, An Act to revise certain references to the Internal Revenue  
12 Code.

13 **HB 1011:** FOR AN ACT ENTITLED, An Act to revise the application process for the reduction  
14 of tax on dwellings owned by paraplegics.

15 **HB 1025:** FOR AN ACT ENTITLED, An Act to update legal holidays in South Dakota.

16 **SB 5:** FOR AN ACT ENTITLED, An Act to revise acceptable conduct related to the medical use  
17 of cannabis.

18 **SB 37:** FOR AN ACT ENTITLED, An Act to repeal the bingo distributor license and bingo  
19 manufacturer license and to repeal the bingo tax.

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

21 Rep. Chaffee moved that the House do now adjourn, which motion prevailed and at 3:00 p.m.  
22 the House adjourned.

23

Patricia Miller, Chief Clerk