

JOURNAL OF THE HOUSE

NINETY-SEVENTH SESSION

TWENTIETH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, February 09, 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 pages Collin Dingsor and Elaina Haugaard.

Roll Call: All members present except Reps. Koth and Ernie Otten who were excused and Reps. Gross, Keintz, and Randolph 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 19th 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

COMMUNICATIONS AND PETITIONS

2

February 8, 2022

3

Mr. Speaker and Members of the House:

4

I have the honor to inform you that on February 8, 2022, I approved House Bills 1003, 1059, and 1062, and the same have been deposited in the office of the Secretary of State.

5

6

Respectfully submitted,

7

Kristi Noem

8

Governor

9

REPORTS OF STANDING COMMITTEES

10

Mr. SPEAKER:

11

The Committee on Legislative Procedure respectfully reports that **HB 1028, 1050, 1107, 1108, and 1109** were delivered to her Excellency, the Governor, for her approval at 10:15 a.m., February 9, 2022.

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Respectfully submitted,

15

Spencer R. Gosch, Chair

16

MR. SPEAKER:

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The Joint Committee on Appropriations respectfully reports that it has had under consideration **HB 1335** and returns the same with the recommendation that said bill be referred to the House Committee on Appropriations.

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19

20

Also MR. SPEAKER:

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The Joint Committee on Appropriations respectfully reports that it has had under consideration **HB 1336** and returns the same with the recommendation that said bill be referred to the House Committee on Appropriations.

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Respectfully submitted,
Chris Karr, Co-Chair

25

Respectfully submitted,
Jean Hunhoff, Co-Chair

26

MR. SPEAKER:

27

The Committee on House Commerce and Energy respectfully reports that it has had under consideration **HB 1118** and returns the same with the recommendation that said bill be amended as follows:

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29

30

1118A

31

On page 2, line 9, of the Introduced bill, after "compensation" insert ". The term includes a transportation network company driver as defined in § 32-40-1"

32

33

On page 2, line 14, of the Introduced bill, after "network." insert "

34

The term includes a transportation network company as defined in § 32-40-1. "

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 40** and returns the same with the recommendation that said bill be amended as
5 follows:

6 40D

7 On page 1, line 15, of the Senate Commerce and Energy Engrossed bill, after "located;
8 (2)" insert "The county emergency management office or county equivalent"

9 On page 1, line 15, of the Senate Commerce and Energy Engrossed bill, after "located;
10 (2)" delete "Any municipality located"

11 On page 1, line 15, of the Senate Commerce and Energy Engrossed bill, after "counties" delete
12 " and townships"

13 On page 1, line 16, of the Senate Commerce and Energy Engrossed bill, after "townships;
14 (3)" insert "Any fire department or ambulance service located within ten miles of the biogas
15 gathering line;

16 (4) "

17 On page 1, line 17, of the Senate Commerce and Energy Engrossed bill, delete "(4)" and insert
18 "(5)"

19 On page 1, line 18, of the Senate Commerce and Energy Engrossed bill, delete "(5)" and insert
20 "(6)"

21 On page 1, line 18, of the Senate Commerce and Energy Engrossed bill, delete " one-quarter
22 mile" and insert " six hundred and sixty feet"

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

24 Also MR. SPEAKER:

25 The Committee on House Commerce and Energy respectfully reports that it has had under
26 consideration **HB 1331** which was deferred to the 41st Legislative Day.

27 Respectfully submitted,
28 Rhonda Milstead, Chair

29 MR. SPEAKER:

30 The Committee on House Education respectfully reports that it has had under consideration
31 **HB 1012** and returns the same with the recommendation that said bill be amended as follows:

32 1012A

33 On page 1, line 1, of the Introduced bill, delete "protect students from critical race theory" and
34 insert "protect students and employees at institutions of higher education from critical race theory
35 training and orientation"

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

2 "

3 **Section 1.** The inherently divisive concepts underlying Critical Race Theory are contrary to our
 4 values, do not reflect the truth that all men and women are created equal, and should not be
 5 promoted or imposed by student or employee training or orientation in South Dakota’s public
 6 institutions of higher education.

7 **Section 2. That chapter 13-1 be amended with a NEW SECTION:**

8 For the purposes of this Act, the term, divisive concepts, means:

9 (1) That any race, color, religion, sex, ethnicity, or national origin is inherently superior
 10 or inferior;

11 (2) That individuals should be discriminated against or adversely treated because of their race,
 12 color, religion, sex, ethnicity, or national origin;

13 (3) That an individual’s moral character is inherently determined by their race, color, religion,
 14 sex, ethnicity, or national origin;

15 (4) That an individual, by virtue of their race, color, religion, sex, ethnicity, or national
 16 origin is inherently racist, sexist, or oppressive, whether consciously or subconsciously;

17 (5) That individuals, by virtue of race, color, religion, sex, ethnicity, or national origin,
 18 are inherently responsible for actions committed in the past by other members of the same race,
 19 color, religion, sex, ethnicity, or national origin;

20 (6) An individual should feel discomfort, guilt, anguish, or any other form of psychological
 21 distress on account of the individual’s race, color, religion, ethnicity, or national origin; or

22 (7) Meritocracy or traits such as hard work ethic are racist or sexist or were created by
 23 members of a particular race or sex to oppress members of another race or sex.

24 **Section 3. That chapter 13-1 be amended with a NEW SECTION:**

25 The Board of Regents, or the Board of Technical Education, or any institution under their
 26 control, may not direct or compel a student to personally affirm, adopt, or adhere to divisive
 27 concepts.

28 The Board of Regents, or the Board of Technical Education, or any institution under their control
 29 may not require their students or employees to attend or participate in any training or orientation
 30 that teaches, advocates, acts upon, or promotes divisive concepts.

31 **Section 4. That chapter 13-1 be amended with a NEW SECTION:**

32 The Board of Regents, or the Board of Technical Education, or any institution under their
 33 control, may not use or introduce a course of instruction or unit of study that results in a student
 34 being distinguished or classified on the account of race or color.

35 Nothing in this section should be construed to prohibit the required collection or reporting of
 36 demographic data by institutions of higher education.

37 **Section 5. That chapter 13-1 be amended with a NEW SECTION:**

38 The Board of Regents, or the Board of Technical Education, or any institution under their
 39 control, may not authorize or expend funding for any purpose prohibited in this Act.

1 **Section 6. That chapter 13-1 be amended with a NEW SECTION:**

2 Nothing in this Act:

3 (1) Prevents an employee or a contractor who provides mandatory orientation or training from
4 responding to questions that are raised by participants in the orientation or training and which
5 pertain to the divisive concepts;

6 (2) Pertains to the content or conduct of any course of academic instruction or unit of study at
7 an institution of higher education under the control of the Board of Regents or the Board of Technical
8 Education; or

9 (3) May be construed to inhibit or violate the First Amendment rights of any student or
10 employee, or to undermine the duty of an institution under the control of the Board of Regents or
11 the Board of Technical Education to protect, to the greatest degree, academic freedom, intellectual
12 diversity, and free expression."

13 1012B

14 On the previously adopted amendment (1012A), On page 1, line 5, after "Dakota:" delete
15 "Section 1. The inherently divisive concepts underlying Critical Race Theory are contrary to our
16 values, do not reflect the truth that all men and women are created equal, and should not be
17 promoted or imposed by student or employee training or orientation in South Dakota’s public
18 institutions of higher education."

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

20 Respectfully submitted,
21 Lana Greenfield, Chair

22 **MESSAGES FROM THE SENATE**

23 Mr. SPEAKER:

24 I have the honor to return herewith **HB 1069 and 1103** which have passed the Senate without
25 change.

26 Also Mr. SPEAKER:

27 I have the honor to transmit herewith **SB 20, 102, 162, and 179** which have passed the
28 Senate and your favorable consideration is respectfully requested.

29 Also Mr. SPEAKER:

30 I have the honor to return herewith **HB 1078** which has been amended by the Senate and
31 your concurrence in the amendments is respectfully requested.

32 Respectfully,
33 Kay Johnson, Secretary

1

MOTIONS AND RESOLUTIONS

2

Rep. Kent Peterson moved that when we adjourn today, we adjourn to convene at 1:30 p.m. on Thursday, February 10, 2022, the 21st legislative day.

3

4

Which motion prevailed.

5

Rep. Ladner moved that **HB 1039** be deferred to Monday, February 14, 2022, the 22nd legislative day.

6

7

Which motion prevailed.

8

CONSIDERATION OF REPORTS OF COMMITTEES

9

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

10

Joint Appropriations on **HB 1333 and 1334** as found on page 230 of the House Journal; also

11

Judiciary on **HB 1200** as found on page 232 of the House Journal; also

12

Local Government on **HB 1275** as found on page 234 of the House Journal; and

13

Health and Human Services on **SB 10** as found on page 231 of the House Journal be adopted.

14

Which motion prevailed and the reports were adopted.

15

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

16

SB 179: FOR AN ACT ENTITLED, An Act to modify certain provisions regarding municipal campgrounds.

17

18

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

19

SB 162: FOR AN ACT ENTITLED, An Act to revise the discretionary formula for reduced taxation of new structures and residential property.

20

21

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

22

SB 20: FOR AN ACT ENTITLED, An Act to revise the medical purpose defense related to the medical use of cannabis.

23

24

SB 102: FOR AN ACT ENTITLED, An Act to create the medicaid expansion fund and to provide for the receipt of monies received as a result of expanding medicaid eligibility.

25

26

Were read the first time.

27

The following bill was read on February 8, 2022, and today the Speaker assigned this bill to committee:

28

29

SB 190 was referred to the Committee on Local Government.

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

3 **HB 1258** was referred to the Committee on State Affairs.

4 **SECOND READING OF CONSENT CALENDAR ITEMS**

5 **HB 1197:** FOR AN ACT ENTITLED, An Act to include certain costs as project costs for tax
 6 increment financing districts.

7 **HB 1268:** FOR AN ACT ENTITLED, An Act to revise provisions related to name changes when
 8 obtaining a marriage license.

9 **SB 18:** FOR AN ACT ENTITLED, An Act to revise rulemaking authority related to medical
 10 cannabis.

11 **SB 87:** FOR AN ACT ENTITLED, An Act to update the South Dakota Coordinate System to
 12 conform to national standards.

13 **SB 88:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the State
 14 Conservation Commission and conservation districts.

15 **SCR 601:** A CONCURRENT RESOLUTION, expressing support for the 2021 South Dakota
 16 Coordinated Plan for Natural Resources Conservation.

17 Were read the second time.

18 The question being "Shall **SB 87** pass as amended, and **HB 1197 and 1268, and SB 18 and**
 19 **88** pass, and **SCR 601** be concurred in?"

20 And the roll being called:

21 Yeas 68, Nays 0, Excused 2, Absent 0

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

29 Excused: Koth and Ernie Otten

30 So the bills and resolution having received an affirmative vote of a majority of the members-
 31 elect, the Speaker declared the bills passed, the resolution concurred in, and the titles were agreed
 32 to.

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

34 **HB 1099:** FOR AN ACT ENTITLED, An Act to revise provisions related to courtroom
 35 modifications for child witnesses.

36 Was read the second time.

1 The question being "Shall **HB 1099** pass as amended?"

2 And the roll being called:

3 Yeas 67, Nays 1, Excused 2, Absent 0

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

11 Nays: Karr

12 Excused: Koth and Ernie Otten

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 1100**: FOR AN ACT ENTITLED, An Act to revise provisions related to the video recording
16 of certain victim testimony at a preliminary hearing or deposition.

17 Was read the second time.

18 The question being "Shall **HB 1100** pass as amended?"

19 And the roll being called:

20 Yeas 67, Nays 1, Excused 2, Absent 0

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

28 Nays: Karr

29 Excused: Koth and Ernie Otten

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 1319**: FOR AN ACT ENTITLED, An Act to prohibit contributions from federal campaign
33 committees.

34 Was read the second time.

1 The question being "Shall **HB 1319** pass as amended?"

2 And the roll being called:

3 Yeas 40, Nays 28, Excused 2, Absent 0

4 Yeas: Aylward, Beal, Bordeaux, Chaffee, Cwach, Dennert, Duba, Finck, Fitzgerald, Goodwin,
5 Gross, Hansen, Haugaard, Healy, Hoffman, Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr,
6 Keintz, Ladner, Lesmeister, Marty, May, Mills, Milstead, Mulally, Odenbach, Overweg, Perry, Pischke,
7 Poirier, Randolph, Jamie Smith, Soye, St. John, Weis, Wiese, and Speaker Gosch

8 Nays: Anderson, Bartels, Barthel, Blare, Chase, Davis, Derby, Deutsch, Drury, Lana Greenfield,
9 Jamison, Miskimins, Mortenson, Olson, Kent Peterson, Sue Peterson, Reed, Rehfeldt, Reimer,
10 Schneider, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, and York

11 Excused: Koth and Ernie Otten

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

14 **HB 1119:** FOR AN ACT ENTITLED, An Act to revise the general state aid formula to provide
15 adjustment for alternative education students participating in interscholastic activities.

16 Was read the second time.

17 Rep. Blare moved that **HB 1119** be amended as follows:

18 1119A

19 On page 1, line 15, of the Introduced bill, after "in " insert "high school "

20 On page 1, line 16, of the Introduced bill, delete the comma and insert " sanctioned or
21 sponsored by the South Dakota High School Activities Association,"

22 Which motion prevailed.

23 The question being "Shall **HB 1119** pass as amended?"

24 And the roll being called:

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

26 Yeas: Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby,
27 Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Healy, Jamison, Kevin Jensen,
28 Keintz, Ladner, Lesmeister, Miskimins, Mortenson, Olson, Overweg, Kent Peterson, Poirier, Reed,
29 Rehfeldt, Jamie Smith, Stevens, Thomason, Tidemann, Weisgram, Willadsen, Wink, and York

30 Nays: Aylward, Beal, Dennert, Gross, Hansen, Haugaard, Hoffman, Howard, Phil Jensen, Chris
31 Johnson, Karr, Marty, May, Mills, Milstead, Mulally, Odenbach, Perry, Sue Peterson, Pischke,
32 Randolph, Reimer, Schneider, Soye, St. John, Vasgaard, Weis, Wiese, and Speaker Gosch

33 Excused: Koth and Ernie Otten

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

1 Speaker Pro tempore Hansen now presiding.

2 **HB 1195:** FOR AN ACT ENTITLED, An Act to direct the Indian Education Advisory Council to
3 make an annual report to the Governor and the State-Tribal Relations Committee.

4 Was read the second time.

5 The question being "Shall **HB 1195** pass?"

6 And the roll being called:

7 Yeas 68, Nays 0, Excused 2, Absent 0

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

15 Excused: Koth and Ernie Otten

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 1198:** FOR AN ACT ENTITLED, An Act to require display of the state motto or the state
19 seal in public schools.

20 Was read the second time.

21 The question being "Shall **HB 1198** pass?"

22 And the roll being called:

23 Yeas 41, Nays 27, Excused 2, Absent 0

24 Yeas: Anderson, Aylward, Beal, Chaffee, Dennert, Derby, Deutsch, Fitzgerald, Lana Greenfield,
25 Gross, Hansen, Haugaard, Hoffman, Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr,
26 Ladner, Marty, May, Mills, Milstead, Miskimins, Mulally, Odenbach, Overweg, Perry, Sue Peterson,
27 Pischke, Randolph, Rehfeldt, Reimer, Schneider, Soye, St. John, Stevens, Vasgaard, Weis, Wiese,
28 and Speaker Gosch

29 Nays: Bartels, Barthel, Blare, Bordeaux, Chase, Cwach, Davis, Drury, Duba, Finck, Goodwin,
30 Healy, Jamison, Keintz, Lesmeister, Mortenson, Olson, Kent Peterson, Pourier, Reed, Jamie Smith,
31 Thomason, Tidemann, Weisgram, Willadsen, Wink, and York

32 Excused: Koth and Ernie Otten

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

35 **HB 1286:** FOR AN ACT ENTITLED, An Act to permit municipalities to contribute more to the
36 cost of insurance provided to certain officers or retired employees.

37 Was read the second time.

1 The question being "Shall **HB 1286** pass?"

2 And the roll being called:

3 Yeas 53, Nays 15, Excused 2, Absent 0

4 Yeas: Anderson, Bartels, Barthel, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby,
5 Deutsch, Drury, Duba, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard,
6 Healy, Hoffman, Jamison, Kevin Jensen, Keintz, Ladner, Lesmeister, May, Mills, Milstead, Miskimins,
7 Mortenson, Olson, Perry, Kent Peterson, Sue Peterson, Poirier, Reed, Rehfeldt, Reimer, Schneider,
8 Jamie Smith, Soye, St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Wiese,
9 Willadsen, Wink, and York

10 Nays: Aylward, Beal, Dennert, Howard, Phil Jensen, Chris Johnson, Karr, Marty, Mulally,
11 Odenbach, Overweg, Pischke, Randolph, Weis, and Speaker Gosch

12 Excused: Koth and Ernie Otten

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 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

16 **SB 13:** FOR AN ACT ENTITLED, An Act to repeal provisions permitting certain documents to
17 serve as temporary registry identification cards for medical cannabis.

18 Was read the second time.

19 Rep. Duba moved that **SB 13** be amended as follows:

20 13A

21 On page 1, line 1, of the Introduced bill, after "to " insert "modify and "

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

23 **Section 1. That § 34-20G-38 be AMENDED:**

24 **34-20G-38.** ~~Until a qualifying patient who has submitted an application and the required fee~~
25 ~~to Pending receipt of a registry identification card from the department, receives a registry~~
26 ~~identification card or a denial, a copy of the patient' s application, written certification, and proof~~
27 ~~that the application was submitted to a printed copy of proof that the application was approved by~~
28 ~~the department is deemed a valid registry identification card for a period of thirty days from the~~
29 ~~date of approval."~~

30 On page 1, line 4, of the Introduced bill, after "Dakota:" delete "Section 1. That § 34-20G-38
31 be REPEALED:

32 "

33 On page 1, line 5, of the Introduced bill, after "REPEALED:" delete "Until a qualifying patient
34 who has submitted an application and the required fee to the department receives a registry
35 identification card or a denial, a copy of the patient' s application, written certification, and proof
36 that the application was submitted to the department is deemed a registry identification card."

37 Which motion lost.

1 The question being "Shall **SB 13** pass?"

2 And the roll being called:

3 Yeas 51, Nays 17, Excused 2, Absent 0

4 Yeas: Anderson, Bartels, Barthel, Beal, Blare, Chaffee, Chase, Davis, Deutsch, Drury, Finck,
5 Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard, Hoffman, Howard, Jamison, Kevin
6 Jensen, Phil Jensen, Chris Johnson, Karr, Ladner, Marty, May, Mills, Milstead, Miskimins, Mortenson,
7 Overweg, Perry, Kent Peterson, Sue Peterson, Randolph, Reed, Rehfeldt, Reimer, Schneider, Soye,
8 Stevens, Thomason, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, York, and
9 Speaker Gosch

10 Nays: Aylward, Bordeaux, Cwach, Dennert, Derby, Duba, Healy, Keintz, Lesmeister, Mulally,
11 Odenbach, Olson, Pischke, Pourier, Jamie Smith, St. John, and Wink

12 Excused: Koth and Ernie Otten

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

17 **REPORTS OF STANDING COMMITTEES**

18 MR. SPEAKER:

19 The Committee on House Judiciary respectfully reports that it has had under consideration
20 **HB 1213, 1278, and 1279** and returns the same with the recommendation that said bills do pass.

21 Also MR. SPEAKER:

22 The Committee on House Judiciary respectfully reports that it has had under consideration
23 **HB 1152** and returns the same with the recommendation that said bill be amended as follows:

24 1152A

25 On page 4, line 15, of the Introduced bill, after "the" delete " probate"

26 On page 4, line 17, of the Introduced bill, after "the" delete " probate"

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

29 Also MR. SPEAKER:

30 The Committee on House Judiciary respectfully reports that it has had under consideration
31 **HB 1246** and returns the same with the recommendation that said bill be amended as follows:

32 1246B

33 On page 1, line 5, of the Introduced bill, after "parents " insert "or court appointed guardian "

34 1246D

1 On page 1, line 5, of the Introduced bill, after "parents" delete "or court appointed guardian of
2 the child. No state agency, political subdivision, or any elected or appointed official or employee of
3 this state or its political subdivisions may abridge or encroach upon that fundamental right"

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

5 Respectfully submitted,
6 Jon Hansen, Chair

7 President Pro tempore Hansen moved that the House do now recess until the House State
8 Affairs Committee finishes their work.

9 Which motion prevailed and at 4:01 p.m., the House recessed.

10 **RECESS**

11 The House reconvened at 5:51 p.m., Rep. Finck presiding.

12 **REPORTS OF STANDING COMMITTEES**

13 MR. SPEAKER:

14 The Committee on House State Affairs respectfully reports that it has had under consideration
15 **HB 1214** and returns the same with the recommendation that said bill be amended as follows:

16 1214A

17 On page 1, line 17, of the Introduced bill, after "doing," delete " display or"

18 On page 2, line 7, of the Introduced bill, delete " blocking" and insert ":

19 (a) Blocking"

20 On page 2, line 9, of the Introduced bill, after "or" insert "

21 (b) Displaying caller identification data sent to the company from the caller; or"

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

23 Also MR. SPEAKER:

24 The Committee on House State Affairs respectfully reports that it has had under consideration
25 **HB 1211 and 1300, and HCR 6001, 6002, and 6003** and returns the same with the
26 recommendation that said bills and resolutions do pass.

27 Also MR. SPEAKER:

28 The Committee on House State Affairs respectfully reports that it has had under consideration
29 **HB 1148, and HCR 6005, and HR 7001** which were deferred to the 41st Legislative Day.

30 Respectfully submitted,
31 Kent Peterson, Chair

1 Rep. Hoffman moved that the House do now adjourn, which motion prevailed and at 5:52 p.m.
2 the House adjourned.

3

Patricia Miller, Chief Clerk