

JOURNAL OF THE HOUSE

NINETY-SEVENTH SESSION

TWENTY-SECOND DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Monday, February 14, 2022

The House convened at 2:00 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 Rupert Leaverton.

Roll Call: All members present except Reps. Ernie Otten and Pourier 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 21st 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 Mr. SPEAKER:

3 The Committee on Legislative Procedure respectfully reports that the Office of Fiscal Analysis
4 has carefully completed the Fiscal Notes for **HB 1116 and 1257**.

5 Respectfully submitted,
6 Spencer R. Gosch, Chair

7

REPORTS OF STANDING COMMITTEES

8 Mr. SPEAKER:

9 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
10 Enrolling has carefully compared **HB 1075, 1078, and 1085, and HCR 6004** and finds the same
11 correctly enrolled.

12 Respectfully submitted,
13 Spencer R. Gosch, Chair

14 MR. SPEAKER:

15 The Joint Committee on Appropriations respectfully reports that it has had under consideration
16 **SB 52, 64, and 67** and returns the same with the recommendation that said bills do pass.

17 Respectfully submitted, Respectfully submitted,
18 Chris Karr, Co-Chair Jean Hunhoff, Co-Chair

19 MR. SPEAKER:

20 The House Committee on Appropriations respectfully reports that it has had under
21 consideration **HB 1013** and returns the same with the recommendation that said bill be referred to
22 the Joint Committee on Appropriations.

23 Also MR. SPEAKER:

24 The House Committee on Appropriations respectfully reports that it has had under
25 consideration **HB 1018** and returns the same with the recommendation that said bill be referred to
26 the Joint Committee on Appropriations.

27 Also MR. SPEAKER:

28 The House Committee on Appropriations respectfully reports that it has had under
29 consideration **HB 1019** and returns the same with the recommendation that said bill be referred to
30 the Joint Committee on Appropriations.

31 Also MR. SPEAKER:

32 The House Committee on Appropriations respectfully reports that it has had under
33 consideration **HB 1020** and returns the same with the recommendation that said bill be referred to
34 the Joint Committee on Appropriations.

1 Also MR. SPEAKER:

2 The House Committee on Appropriations respectfully reports that it has had under
3 consideration **HB 1047** and returns the same with the recommendation that said bill be referred to
4 the Joint Committee on Appropriations.

5 Also MR. SPEAKER:

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

9 Also MR. SPEAKER:

10 The House Committee on Appropriations respectfully reports that it has had under
11 consideration **HB 1264** and returns the same with the recommendation that said bill be referred to
12 the Joint Committee on Appropriations.

13 Also MR. SPEAKER:

14 The House Committee on Appropriations respectfully reports that it has had under
15 consideration **HB 1014, 1016, 1017, and 1336** and returns the same with the recommendation
16 that said bills do pass.

17 Also MR. SPEAKER:

18 The House Committee on Appropriations respectfully reports that it has had under
19 consideration **HB 1335** and returns the same with the recommendation that said bill be amended
20 as follows:

21 1335B

22 On page 1, line 20, of the Introduced bill, after "act" insert " or special appropriation acts for
23 capital projects"

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

25 Respectfully submitted,
26 Chris Karr, Chair

27 MR. SPEAKER:

28 The Committee on House Education respectfully reports that it has had under consideration
29 **HB 1190** and returns the same with the recommendation that said bill be referred to the House
30 Committee on Appropriations with a Do Pass recommendation.

31 Also MR. SPEAKER:

32 The Committee on House Education respectfully reports that it has had under consideration
33 **HB 1294, 1295, 1310, and 1312** which were tabled.

34 Respectfully submitted,
35 Lana Greenfield, Chair

1 MR. SPEAKER:

2 The Committee on House Commerce and Energy respectfully reports that it has had under
3 consideration **HB 1153** and returns the same with the recommendation that said bill do pass, and
4 having been certified as uncontested, be placed on the consent calendar.

5 Also MR. SPEAKER:

6 The Committee on House Commerce and Energy respectfully reports that it has had under
7 consideration **HB 1281** and returns the same with the recommendation that said bill be referred to
8 the House Committee on Appropriations with a Do Pass recommendation.

9 Respectfully submitted,
10 Rhonda Milstead, Chair

11 MR. SPEAKER:

12 The Committee on House Judiciary respectfully reports that it has had under consideration
13 **HB 1052** and returns the same with the recommendation that said bill be amended as follows:

1052C

14 On page 1, line 1, of the Introduced bill, delete "directive " and insert "orders "

15 On page 1, line 2, after "firearms" insert ", accessories,"

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

17 "
18 "

19 **Section 1. That a NEW SECTION be added to title 23:**

20 For purposes of this Act, the following federal actions, whether undertaken by statute,
21 regulation, executive order, judicial order, or administrative order, constitute federal infringements
22 on the people's right to keep and bear arms, as guaranteed by the Second Amendment of the United
23 States Constitution:

24 (1) Any tax, levy, fee, or stamp imposed on firearms, firearm accessories, or ammunition, not
25 common to other goods and services, and which might reasonably be expected to create a chilling
26 effect on the purchase or ownership of firearms, firearm accessories, or ammunition by law-abiding
27 citizens;

28 (2) Any registration or tracking of firearms, firearm accessories, or ammunition, which might
29 reasonably be expected to create a chilling effect on the purchase or ownership of firearms, firearm
30 accessories, or ammunition by law-abiding citizens;

31 (3) Any registration or tracking of the owners of firearms, firearm accessories, or ammunition,
32 which might reasonably be expected to create a chilling effect on the purchase or ownership of
33 firearms, firearm accessories, or ammunition by law-abiding citizens;

34 (4) Any action forbidding the possession, ownership, use, or transfer of firearms, firearm
35 accessories, or ammunition by law-abiding citizens; and

36 (5) Any action ordering the confiscation of firearms, firearm accessories, or ammunition from
37 law-abiding citizens.

38 **Section 2. That a NEW SECTION be added to title 23:**

1 Any federal action described in section 1 of this Act:

2 (1) Is invalid in this state;

3 (2) May not be recognized in this state;

4 (3) Must be specifically rejected by this state; and

5 (4) _____ Has no effect in this state.

6 **Section 3. That a NEW SECTION be added to title 23:**

7 Each court and any law enforcement agency having jurisdiction in this state shall protect the
8 right of law-abiding citizens to keep and bear arms, within this state, and shall protect these rights
9 from any federal action described in section 1 of this Act.

10 **Section 4. That a NEW SECTION be added to title 23:**

11 No state agency, political subdivision, or any elected or appointed official or employee of this
12 state or of a political subdivision, acting under governmental authority, may enforce or attempt to
13 enforce any federal action described in section 1 of this Act.

14 Nothing in this chapter precludes the acceptance of aid from federal officials for the purpose
15 of enforcing the laws of this state.

16 **Section 5. That a NEW SECTION be added to title 23:**

17 Any political subdivision or law enforcement agency that employs a law enforcement officer
18 who knowingly violates this Act, is liable for any injury caused to a person and is subject to
19 imposition, by a court, of a civil penalty in the amount of fifty thousand dollars per violation.

20 Any political subdivision or law enforcement agency that knowingly employs a person who was
21 found to have violated this Act, is subject to a civil penalty in the amount of fifty thousand dollars
22 for each person so employed.

23 The court shall forward any civil penalty collected under this section to the state treasurer for
24 deposit in the general fund.

25 Any person may seek the issuance of a temporary or permanent injunction to restrain and
26 prevent a violation of this Act. Any prevailing party, other than a political subdivision, is entitled to
27 receive reasonable attorney's fees and costs.

28 **Section 6. That a NEW SECTION be added to title 23:**

29 It is not a violation of this Act for a person to provide material aid to a federal law enforcement
30 officer who is in pursuit of a suspect having a demonstrable criminal nexus with another state or
31 country, provided the suspect is not a resident of this state and not present in this state.

32 It is not a violation of this Act for a person to provide material aid to a federal prosecutor in
33 any felony case involving controlled substances or violence against another person, if the case
34 includes weapons violations of laws that are substantially similar to laws of this state and if the
35 weapons violations are ancillary to the prosecution. "

36 1052D

37 On the previously adopted amendment (1052C), On page 3, line 4, delete the period and insert
38 ", or during an emergency situation involving an active shooter on federal property located within
39 the state of South Dakota."

1 On the previously adopted amendment (1052C), On page 3, line 8, after "prosecution." insert
2 "

3 It is not a violation of this Act for a person to seek federal grants to fight domestic violence or
4 human trafficking by those who are breaking South Dakota or federal law."

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

6 Also MR. SPEAKER:

7 The Committee on House Judiciary respectfully reports that it has had under consideration
8 **HB 1204 and 1307** which were deferred to the 41st Legislative Day.

9 Also MR. SPEAKER:

10 The Committee on House Judiciary respectfully reports that it has had under consideration
11 **HB 1272** and returns the same with the recommendation that said bill do pass.

12 Respectfully submitted,
13 Jon Hansen, Chair

14 **MESSAGES FROM THE SENATE**

15 Mr. SPEAKER:

16 I have the honor to return herewith **HB 1075 and 1085** which have passed the Senate without
17 change.

18 Also Mr. SPEAKER:

19 I have the honor to transmit herewith **SB 171** which has passed the Senate and your favorable
20 consideration is respectfully requested.

21 Respectfully,
22 Kay Johnson, Secretary

23 **MOTIONS AND RESOLUTIONS**

24 Rep. Aylward requested a fiscal note on **HB 1278**.

25 Which request was supported.

26 Rep. Sue Peterson moved that **HB 1012** be deferred to Tuesday, February 15, 2022, the 23rd
27 legislative day.

28 Which motion prevailed.

29 Rep. Kent Peterson moved that **HB 1333 and 1334** be deferred to Thursday, February 17,
30 2022, the 25th legislative day.

31 Which motion prevailed.

CONSIDERATION OF REPORTS OF COMMITTEES

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2

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

3

Taxation on **HB 1053** as found on page 267 of the House Journal; also

4

Local Government on **HB 1087** as found on page 261 of the House Journal; also

5

Taxation on **HB 1206** as found on page 268 of the House Journal; also

6

Taxation on **HB 1284** as found on page 269 of the House Journal; also

7

Taxation on **HB 1301** as found on page 270 of the House Journal; also

8

Judiciary on **HB 1176** as found on page 256 of the House Journal; also

9

Judiciary on **HB 1229** as found on page 257 of the House Journal; also

10

Judiciary on **HB 1270** as found on page 258 of the House Journal; also

11

Education on **HB 1163** as found on page 258 of the House Journal; also

12

Education on **HB 1337** as found on page 259 of the House Journal; also

13

Health and Human Services on **HB 1280** as found on page 264 of the House Journal; and

14

Taxation on **HB 1203** as found on page 267 of the House Journal be adopted.

15

Which motion prevailed and the reports were adopted.

16

Rep. Dennert moved that **HB 1280** be placed on the calendar of February 15, 2022, the 23rd legislative day with a do pass recommendation, pursuant to JR 6F-6.

17

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The question being on Rep. Dennert's motion that **HB 1280** be placed on the calendar of February 15, 2022, the 23rd legislative day with a do pass recommendation, pursuant to JR 6F-6.

19

20

And the roll being called:

21

Yeas 31, Nays 37, Excused 2, Absent 0

22

Yeas: Aylward, Beal, Bordeaux, Chaffee, Cwach, Dennert, Derby, Duba, Gross, Healy, Howard, Phil Jensen, Chris Johnson, Karr, Keintz, Lesmeister, Marty, May, Odenbach, Olson, Perry, Kent Peterson, Pischke, Randolph, Rehfeldt, Schneider, Jamie Smith, Soye, St. John, Thomason, and Speaker Gosch

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Nays: Anderson, Bartels, Barthel, Blare, Chase, Davis, Deutsch, Drury, Finck, Fitzgerald, Goodwin, Lana Greenfield, Hansen, Haugaard, Hoffman, Jamison, Kevin Jensen, Koth, Ladner, Mills, Milstead, Miskimins, Mortenson, Mulally, Overweg, Sue Peterson, Reed, Reimer, Stevens, Tidemann, Vasgaard, Weis, Weisgram, Wiese, Willadsen, Wink, and York

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Excused: Ernie Otten and Pourier

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

32

1 Rep. Chris Johnson moved that **HB 1203** be placed on today's calendar, the calendar of
2 February 14, 2022, the 22nd legislative day with a do pass recommendation, pursuant to JR 6F-6.

3 The question being on Rep. Chris Johnson's motion that **HB 1203** be placed on today's
4 calendar, the calendar of February 14, 2022, the 22nd legislative day with a do pass
5 recommendation, pursuant to JR 6F-6.

6 And the roll being called:

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

8 Yeas: Aylward, Beal, Chaffee, Dennert, Derby, Finck, Fitzgerald, Goodwin, Hansen, Haugaard,
9 Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Ladner, Marty, May, Mulally, Perry, Kent
10 Peterson, Sue Peterson, Pischke, Randolph, Reimer, Soye, St. John, Weis, Wiese, and
11 Speaker Gosch

12 Nays: Anderson, Bartels, Barthel, Blare, Bordeaux, Chase, Cwach, Davis, Deutsch, Drury,
13 Duba, Lana Greenfield, Gross, Healy, Hoffman, Jamison, Keintz, Koth, Lesmeister, Mills, Milstead,
14 Miskimins, Mortenson, Odenbach, Olson, Overweg, Reed, Rehfeldt, Schneider, Jamie Smith,
15 Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Willadsen, Wink, and York

16 Excused: Ernie Otten and Pourier

17 So the motion not having received an affirmative vote of a majority of the members-elect, the
18 Speaker declared the motion lost.

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

20 The Speaker declared that **HB 1299** was withdrawn at the request of the prime sponsor
21 pursuant to JR 6B-1.1.

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

23 **SB 171**: FOR AN ACT ENTITLED, An Act to prohibit insurance policies from restricting the
24 method of payment for dental care.

25 Was read the first time and referred to the Committee on Commerce and Energy.

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

28 **SB 135** was referred to the Committee on Agriculture and Natural Resources.

29 The following bills were read on February 10, 2022, and today the Speaker assigned these bills
30 to committees:

31 **SB 160** was referred to the Committee on Commerce and Energy.

32 **SB 139** was referred to the Committee on Education.

1

SECOND READING OF CONSENT CALENDAR ITEMS

2

HB 1152: FOR AN ACT ENTITLED, An Act to establish rights regarding the disposition of a person's remains.

3

4

SB 91: FOR AN ACT ENTITLED, An Act to revise provisions regarding the use of certain lights by county highway department authorized vehicles.

5

6

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

7

8

Were read the second time.

9

The question being "Shall **HB 1152, and SB 91** pass as amended, and **SB 138** pass?"

10

And the roll being called:

11

Yeas 68, Nays 0, Excused 2, Absent 0

12

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

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Excused: Ernie Otten and Pourier

20

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

21

22

SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS

23

HB 1279: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to child support.

24

Was read the second time.

25

The question being "Shall **HB 1279** pass?"

26

And the roll being called:

27

Yeas 47, Nays 21, Excused 2, Absent 0

28

Yeas: Anderson, Bartels, Barthel, Beal, Blare, Bordeaux, Chaffee, Chase, Cwach, Davis, Derby, Deutsch, Drury, Duba, Goodwin, Lana Greenfield, Gross, Hansen, Healy, Hoffman, Jamison, Kevin Jensen, Keintz, Koth, Ladner, Lesmeister, Mills, Miskimins, Mortenson, Odenbach, Olson, Kent

29

30

1 Peterson, Sue Peterson, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, St. John, Stevens,
2 Thomason, Tidemann, Vasgaard, Weis, Weisgram, Willadsen, and Wink

3 Nays: Aylward, Dennert, Finck, Fitzgerald, Haugaard, Howard, Phil Jensen, Chris Johnson,
4 Karr, Marty, May, Milstead, Mulally, Overweg, Perry, Pischke, Randolph, Soye, Wiese, York, and
5 Speaker Gosch

6 Excused: Ernie Otten and Pourier

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 Speaker Pro tempore Hansen now presiding.

10 **HB 1039**: FOR AN ACT ENTITLED, An Act to provide for the assessment of certain agricultural
11 land as noncropland.

12 Was read the second time.

13 The question being "Shall **HB 1039** pass?"

14 And the roll being called:

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

16 Yeas: Aylward, Blare, Chaffee, Dennert, Derby, Deutsch, Drury, Fitzgerald, Goodwin, Lana
17 Greenfield, Hansen, Haugaard, Hoffman, Howard, Phil Jensen, Chris Johnson, Karr, Ladner,
18 Lesmeister, Marty, May, Milstead, Mortenson, Mulally, Odenbach, Overweg, Perry, Sue Peterson,
19 Pischke, Randolph, Rehfeldt, Reimer, Jamie Smith, Soye, Weis, Wink, York, and Speaker Gosch

20 Nays: Anderson, Bartels, Barthel, Beal, Bordeaux, Chase, Cwach, Davis, Duba, Finck, Gross,
21 Healy, Jamison, Kevin Jensen, Keintz, Koth, Mills, Miskimins, Olson, Kent Peterson, Reed, Schneider,
22 St. John, Stevens, Thomason, Tidemann, Vasgaard, Weisgram, Wiese, and Willadsen

23 Excused: Ernie Otten and Pourier

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 1211**: FOR AN ACT ENTITLED, An Act to prohibit the enforcement of contracts limiting
27 competition on certain matters of conscience.

28 Was read the second time.

29 The question being "Shall **HB 1211** pass?"

30 And the roll being called:

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

32 Yeas: Aylward, Beal, Blare, Chaffee, Dennert, Deutsch, Drury, Finck, Goodwin, Lana
33 Greenfield, Gross, Hansen, Haugaard, Hoffman, Howard, Jamison, Kevin Jensen, Phil Jensen, Chris
34 Johnson, Karr, Ladner, Lesmeister, Marty, May, Mills, Milstead, Mulally, Odenbach, Overweg, Perry,

1 Sue Peterson, Pischke, Randolph, Reimer, Soye, St. John, Vasgaard, Weis, Wiese, Wink, York, and
2 Speaker Gosch

3 Nays: Anderson, Bartels, Barthel, Bordeaux, Chase, Cwach, Davis, Derby, Duba, Fitzgerald,
4 Healy, Keintz, Koth, Miskimins, Mortenson, Olson, Kent Peterson, Reed, Rehfeldt, Schneider, Jamie
5 Smith, Stevens, Thomason, Tidemann, Weisgram, and Willadsen

6 Excused: Ernie Otten and Pourier

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 1118:** FOR AN ACT ENTITLED, An Act to clarify when a delivery facilitation contractor may
10 be considered an independent contractor.

11 Was read the second time.

12 The question being "Shall **HB 1118** pass as amended?"

13 And the roll being called:

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

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

22 Nays: Cwach, Hansen, Healy, Keintz, and Overweg

23 Excused: Ernie Otten and Pourier

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 1246:** FOR AN ACT ENTITLED, An Act to establish the fundamental right of a parent.

27 Was read the second time.

28 The question being "Shall **HB 1246** pass as amended?"

29 And the roll being called:

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

31 Yeas: Anderson, Aylward, Bartels, Barthel, Beal, Blare, Chaffee, Chase, Cwach, Davis, Dennert,
32 Deutsch, Drury, Finck, Fitzgerald, Goodwin, Lana Greenfield, Gross, Hansen, Haugaard, Hoffman,
33 Howard, Jamison, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Koth, Ladner, Lesmeister, Marty,
34 May, Mills, Milstead, Miskimins, Mortenson, Mulally, Odenbach, Olson, Overweg, Perry, Kent
35 Peterson, Sue Peterson, Pischke, Randolph, Reed, Rehfeldt, Reimer, Schneider, Jamie Smith, Soye,

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

3 Nays: Bordeaux, Derby, Duba, Healy, and Keintz

4 Excused: Ernie Otten and Pourier

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

7 **HB 1214:** FOR AN ACT ENTITLED, An Act to prohibit forms of caller identification manipulation
8 and to impose a penalty therefor.

9 Was read the second time.

10 Rep. Gosch moved that **HB 1214** be amended as follows:

11 1214B

12 " On page 1, line 17, of the House State Affairs Engrossed bill, after "doing, " insert "intentionally
13 "

14 Which motion prevailed.

15 The question being "Shall **HB 1214** pass as amended?"

16 And the roll being called:

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

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

25 Nays: Wiese

26 Excused: Ernie Otten and Pourier

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

29 **HB 1267:** FOR AN ACT ENTITLED, An Act to allow certain medical professionals to dispense
30 ivermectin to persons with or without a prescription.

31 Was read the second time.

32 Rep. Phil Jensen moved that **HB 1267** be amended as follows:

33 1267C

34 On page 1, line 1, of the Introduced bill, after "persons" delete " with or without a prescription"

35 On page 1, line 5, of the Introduced bill, delete " dispense" and insert " prescribe"

1 On page 1, line 6, of the Introduced bill, after "person" delete " with or without a prior
2 prescription"

3 Which motion prevailed.

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

5 And the roll being called:

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

7 Yeas: Aylward, Beal, Chaffee, Dennert, Deutsch, Finck, Fitzgerald, Goodwin, Gross, Hansen,
8 Haugaard, Hoffman, Howard, Kevin Jensen, Phil Jensen, Chris Johnson, Karr, Ladner, Lesmeister,
9 Marty, May, Mills, Milstead, Mulally, Odenbach, Overweg, Perry, Sue Peterson, Pischke, Randolph,
10 Reimer, Schneider, Soye, St. John, Vasgaard, Weis, Wiese, Wink, York, and Speaker Gosch

11 Nays: Anderson, Bartels, Barthel, Blare, Bordeaux, Chase, Cwach, Davis, Derby, Drury, Duba,
12 Lana Greenfield, Healy, Jamison, Keintz, Koth, Miskimins, Mortenson, Olson, Kent Peterson, Reed,
13 Rehfeldt, Jamie Smith, Stevens, Thomason, Tidemann, Weisgram, and Willadsen

14 Excused: Ernie Otten and Pourier

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

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

18 **SB 40:** FOR AN ACT ENTITLED, An Act to to establish safety standards regarding biogas
19 gathering lines.

20 Was read the second time.

21 The question being "Shall **SB 40** pass as amended?"

22 And the roll being called:

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

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

31 Excused: Ernie Otten and Pourier

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

