

# *JOURNAL OF THE SENATE*

## *NINETY-SEVENTH SESSION*

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THIRTY-SEVENTH DAY

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STATE OF SOUTH DAKOTA  
Senate Chamber, Pierre  
Thursday, March 10, 2022

The Senate convened at 10:00 a.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Rev. Mercy Hobbs, followed by the Pledge of Allegiance led by Senate pages Aiden Petersen and Ella Simmons.

Roll Call: All members present except Sen. V. J. Smith who was excused.

### **APPROVAL OF THE JOURNAL**

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the 36th 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,  
Lee A. Schoenbeck, Chair

Which motion prevailed.

1

**REPORTS OF CONFERENCE COMMITTEES**

2

MR. PRESIDENT:

3

The SB53 A Conference Committee on **SB 53** respectfully reports that it has considered the disagreement of the two houses, and returns the same with the recommendation that said bill be amended as follows:

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53K

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On page 1, line 1, of the House Engrossed bill, after "to " insert "authorize the Department of Corrections to purchase certain real property and contract for design of a community work center for offenders committed to the Department of Corrections, to "

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On page 1, line 1, delete " to increase workforce housing" and insert " therefor,"

11

On the House Engrossed bill, delete everything after the enacting clause and insert:

12

"

13

**Section 1.** The Department of Corrections may purchase, on behalf of the State of South Dakota, a site comprising about twenty acres of real property that is described as:

14

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Lot K North Valley Subdivision (formerly remainder of Lot A of North Valley Park Subdivision) located in Section 32, T2N, R8E, B.H.M., Rapid City, Pennington County, South Dakota.

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**Section 2.** The Department of Corrections is hereby authorized to contract for the planning and site preparation of a community work center for offenders committed to the Department of Corrections, including architectural services, engineering services, and other services as may be required to accomplish the project.

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**Section 3.** There is hereby appropriated from the general fund the sum of \$3,832,687 to the Department of Corrections for the purposes authorized in Sections 1 and 2 of this Act.

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**Section 4.** The administration of the design of the project authorized in this Act shall be under the general charge and supervision of the Bureau of Administration as provided in chapter 5-14.

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26

**Section 5.** Any amounts appropriated in this Act not lawfully expended or obligated shall revert in accordance with the procedures prescribed in chapter 4-8.

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**Section 6.** The secretary of the Department of Corrections shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

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**Section 7.** Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

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Respectfully submitted,  
Mary Duvall, Chair

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Respectfully submitted,  
Spencer Gosch, Chair

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MR. PRESIDENT:

36

The SB103 B Conference Committee on **SB 103** respectfully reports that it has considered the disagreement of the two houses, and returns the same with the recommendation that said bill be amended as follows:

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38

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103F

2 On the House Engrossed bill, delete the previously adopted amendment(s), thus restoring the  
3 bill to the Introduced version.

4 Respectfully submitted,  
5 Jean Hunhoff, Chair

Respectfully submitted,  
Larry Tidemann, Chair

6

### MOTIONS AND RESOLUTIONS

7 SENATE PAGE RESOLUTION 5 Introduced by: Senators Bolin; Breitling; Cammack;  
8 Castleberry; Crabtree; Curd; Diedrich; Duhamel; Duvall; Foster; Frye-Mueller; Greenfield, Brock;  
9 Heinert; Hunhoff; Johns; Johnson, David; Klumb; Kolbeck; Maher; Nesiba; Novstrup; Otten,  
10 Herman; Rohl; Rusch; Schoenbeck; Schoenfish; Smith, V.J.; Stalzer; Steinhauer; Sutton; Symens;  
11 Tobin; Wheeler; Wiik; Zikmund

12 A RESOLUTION, Expressing the appreciation and gratitude of the Senate of the Ninety-seventh  
13 Legislature of the State of South Dakota to Iris Anderson, Dustin Hermansen, Morgan Jager,  
14 Aiden Petersen, Ella Simmons, and Ellie Jo Simpson.

15 WHEREAS, the above named served loyally as pages for the Senate of the Ninety-seventh  
16 Legislative Session; and

17 WHEREAS, the members of the Ninety-seventh Senate express their most sincere appreciation  
18 to these young people for their service to the state; and

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

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

23 Sen. Klumb moved that Senate Page Resolution 5 be adopted.

24 The question being on Sen. Klumb 's motion that Senate Page Resolution 5 be adopted.

25 And the roll being called:

26 Yeas 33, Nays 0, Excused 2, Absent 0

27 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Diedrich, Duhamel, Duvall, Foster,  
28 Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher,  
29 Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton,  
30 Symens, Tobin, Wheeler, Wiik, and Zikmund

31 Excused: Curd and V. J. Smith

32 So the motion having received an affirmative vote of a majority of the members-elect, the  
33 President declared the motion prevailed.

1

**CONSIDERATION OF EXECUTIVE VETOES**

2

The Senate proceeded to the reconsideration of **SB 76**, pursuant to the veto of the Governor and the veto message found on page 230 of the Senate Journal as provided in Article IV, Section 4, of the Constitution of the State of South Dakota.

3

4

The question being "Shall **SB 76** pass, the veto of the Governor notwithstanding?"

5

And the roll being called:

6

Yeas 15, Nays 19, Excused 1, Absent 0

7

Yeas: Bolin, Cammack, Castleberry, Crabtree, Curd, Foster, Heinert, David Johnson, Maher, Rohl, Rusch, Schoenfish, Symens, Tobin, and Wheeler

8

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Nays: Breitling, Diedrich, Duhamel, Duvall, Frye-Mueller, Brock Greenfield, Hunhoff, Johns, Klumb, Kolbeck, Nesiba, Novstrup, Herman Otten, Schoenbeck, Stalzer, Steinhauer, Sutton, Wiik, and Zikmund

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Excused: V. J. Smith

14

So the bill not having received an affirmative vote of a two-thirds majority of the members-elect, the President declared the bill lost, sustaining the Governor's veto.

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16

**CONSIDERATION OF REPORTS OF CONFERENCE COMMITTEES**

17

Sen. Duvall moved that the report of the Conference Committee on **SB 53** as found on page 514 of the Senate Journal be adopted.

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The question being on Sen. Duvall's motion that the report of the Conference Committee on **SB 53** be adopted.

20

21

And the roll being called:

22

Yeas 32, Nays 2, Excused 1, Absent 0

23

Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall, Foster, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton, Symens, Tobin, Wheeler, Wiik, and Zikmund

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Nays: Frye-Mueller and Maher

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Excused: V. J. Smith

29

So the motion having received an affirmative vote of a two-thirds majority of the members-elect, the President declared the motion carried and the report was adopted.

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31

Sen. Hunhoff moved that the report of the Conference Committee on **SB 103** as found on page 514 of the Senate Journal be adopted.

32

33

The question being on Sen. Hunhoff's motion that the report of the Conference Committee on **SB 103** be adopted.

34

35

And the roll being called:

1 Yeas 33, Nays 1, Excused 1, Absent 0

2 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall,  
3 Foster, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher, Nesiba,  
4 Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton,  
5 Symbens, Tobin, Wheeler, Wiik, and Zikmund

6 Nays: Frye-Mueller

7 Excused: V. J. Smith

8 So the motion having received an affirmative vote of a two-thirds majority of the members-  
9 elect, the President declared the motion carried and the report was adopted.

10 **REPORTS OF CONFERENCE COMMITTEES**

11 MR. PRESIDENT:

12 The HB1281 B Conference Committee on **HB 1281** respectfully reports that it has considered  
13 the disagreement of the two houses, and returns the same with the recommendation that said bill  
14 be amended as follows:

15 1281G

16 On page 1, line 1, of the Senate Engrossed bill, delete "make an appropriation for matching  
17 funds to enhance research in manufacturing processes having lunar application and planetary use  
18 in tribal housing development and to declare an emergency" and insert " clarify the contents of the  
19 general appropriations act for fiscal year 2023, pertaining to certain federal moneys and to declare  
20 an emergency"

21 On the Senate Engrossed bill, delete everything after the enacting clause and insert:

22 "

23 **Section 1.** A department or agency shall complete a base transfer of any appropriation for  
24 money received from the American Rescue Plan Act, Pub. L. 117-2; Infrastructure Investments and  
25 Jobs Act, Pub. L. 117-58; Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136; or  
26 Consolidated Appropriations Act, Pub. L. 116-220 contained in any budget unit in the general  
27 appropriations act for the fiscal year ending June 30, 2023, to the appropriate budget unit created  
28 by section 2 to 9, inclusive, of this Act.

29 **Section 2.** There is hereby created in the general appropriations act within the department of  
30 transportation budget for the fiscal year ending June 30, 2023, the following budget units:

31 (1) DOT Infrastructure Investments and Jobs Act, to carry out federal expenditure authority  
32 with moneys and grants provided to the department on behalf of the state through the Infrastructure  
33 Investments and Jobs Act, Pub. L. 117-58.

34 (2) DOT American Rescue Plan Act, to carry out federal expenditure authority for moneys and  
35 grants provided to the department on behalf of the state through the American Rescue Plan Act,  
36 Pub. L. 117-2

37 **Section 3.** There is hereby created in the general appropriations act within the department of  
38 public safety budget for the fiscal year ending June 30, 2023, the budget unit, DPS Infrastructure  
39 Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants  
40 provided to the department on behalf of the state through the Infrastructure Investments and Jobs  
41 Act, Pub. L. 117-58

**Section 4.** There is hereby created in the general appropriations act within the department of agriculture and natural resources budget for the fiscal year ending June 30, 2023, the budget unit, DANR Infrastructure Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the Infrastructure Investments and Jobs Act, Pub. L. 117-58.

**Section 5.** There is hereby created in the general appropriations act within the governor's office of economic development budget for the fiscal year ending June 30, 2023, the budget unit, GOED Infrastructure Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the Infrastructure Investments and Jobs Act, Pub. L. 117-58.

**Section 6.** There is hereby created in the general appropriations act within the department of social services budget for the fiscal year ending June 30, 2023, the budget unit, DSS Infrastructure Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the Infrastructure Investments and Jobs Act, Pub. L. 117-58.

**Section 7.** There is hereby created in the general appropriations act within the department of health budget for the fiscal year ending June 30, 2023, the budget unit, DOH Coronavirus Funding, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136; Consolidated Appropriations Act, Pub. L. 116-220; American Rescue Plan Act, Pub. L. 117-2.

**Section 8.** There is hereby created in the general appropriations act within the department of education budget for the fiscal year ending June 30, 2023, the budget unit, DOE American Rescue Plan Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the American Rescue Plan Act, Pub. L. 117-2.

**Section 9.** There is hereby created in the general appropriations act within the department of tourism budget for the fiscal year ending June 30, 2023, the budget unit, Tourism American Rescue Plan Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the American Rescue Plan Act, Pub. L. 117-2.

**Section 10.** A planned expenditure for a current program that does not change current policy does not need to be released for expenditure as required by this section.

Unless authorized by a special appropriations act, a department or agency may not expend moneys received from a federal act listed in section 1, for a new program or for a current program, if the planned expenditure for the current program commits a department or agency to change a policy, until the special committee, created pursuant to § 4-8A-2, releases the appropriated money for the new program or the change in policy for the current program.

Terms used in this section mean:

(1) "New program," a unique activity, function, or service proposed to be carried out or administered by a budget unit that is not part of the base budget, has not been provided an appropriation by law, and is not currently being performed by a department or agency;

(2) "Current program," a unique activity, function, or service carried out or administered by a budget unit that is part of the base budget; has received an appropriation by law for the unique activity, function, or service; and is currently being performed by a department or agency;

(3) "Base budget," the moneys appropriated by the general appropriations act for the ordinary and current expenses of a budget unit, as defined by 4-7-1.

This section applies to the general appropriations act ending June 30, 2023.



1 **98<sup>th</sup> SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR**

2 **2023  38 Legislative Days – RED version**

3 *Please refer to the Joint Rules for complete information.*

4

	Sun	Monday	Tuesday	Wednesday	Thursday	Friday	Sat
<b>January 2023</b>	1	2	3	4	5	6	7
	8	9	10 Session Opens 12 Noon(CST)  State of the State  LD 1	11  State of the Judiciary  LD 2	12  State of the Tribes  LD 3	13	14
	15	16  Martin Luther King Jr. Day	17 Executive orders filed (Constitution, Art. IV, Sec. 8)  LD 5	18 Concurrent/House/Sen ate resolution draft requests due to LRC by 5:00pm (limited introduction)  LD 6	19  Jt. Memorial Service 3:00pm  LD 7	20 Concurrent/House/Sen ate resolution limited introduction deadline (JR 6B-3) (TWO HOURS prior to session)  LD 8	21
	22	23	24 Bill and joint resolution draft requests due to LRC by 5:00pm (for unlimited introduction)  LD 9	25  LD 10	26 Last day for unlimited bill and joint resolution introduction (JR 6B-3) (TWO HOURS prior to session)  LD 11	27	28
	29	30 All bill and joint resolution draft requests due to LRC by 5:00pm  LD 13	31 Committee bill and joint resolution draft requests due to LRC by 5:00pm  LD 14	1 Last day for introduction of individual bills and joint resolutions (TWO HOURS prior to session)  LD 15	2 Last day for introduction of committee bills and joint resolutions (TWO HOURS prior to session)  LD 16	3	4
	5	6  LD 18	7  LD 19	8  LD 20	9  LD 21	10	11
<b>February 2023</b>	12	13  LD 22	14  LD 23	15 Last day for JCA selection of general fund revenue targets (JR 7-11.1)  LD 24	16 Last day to use JR 5-17  LD 25	17	18
	19	20  Presidents' Day	21 Concurrent/House/Sen ate resolution draft requests due to LRC by 5:00pm, AND Last day to move required delivery of bills or resolutions by a committee to the house of origin  LD 26	22 Last day to pass bills or joint resolutions by the house of origin (Crossover Day)  LD 27	23 Last day for introduction of final concurrent/House/Sen ate resolutions (JR 6B- 3) (TWO HOURS prior to session)  LD 28	24 Last day for JCA to move required delivery of special appropriation bills to house of origin (JR 17- 1)  LD 29	25



March 2023	26	27 Commemoration draft requests due to LRC by 5:00pm, AND Last day for house of origin to pass special appropriation bills referred from JCA (JR 17-1) LD 30	28 LD 31	1 Last day for introduction of commemorations (TWO HOURS prior to session), AND JR 5-13 in effect LD 32	2 Last day to move required delivery of bills or joint resolutions by a committee to the second house LD 33	3	4
	5	6 Last day for a bill or joint resolution to pass both houses LD 34	7 LD 35	8 LD 36	9 LD 37	10	11
	12	13	14	15	16	17	18
	19	20	21	22	23	24	25
	26	27 Reserved for consideration of gubernatorial vetoes LD 38	28	29	30	31	1

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**CHAPTER 17.**

**LEGISLATIVE DEADLINES**

<b>Legislative Deadlines</b>	
<b>Legislative Action</b>	<b>40 Day Session</b>
A. Last day for unlimited introduction of individual bills and joint resolutions <sup>1</sup>	12 <sup>th</sup> Day
B. Last day for introduction of individual bills and joint resolutions <sup>1</sup>	15 <sup>th</sup> Day
C. Last day for introduction of committee bills and joint resolutions <sup>1</sup>	16 <sup>th</sup> Day
D. Last day upon which Joint Rule 5-17 can be invoked on a bill or resolution in either house	26 <sup>th</sup> Day
E. Last day to move required delivery of bills or joint resolutions by a committee to the house of origin	27 <sup>th</sup> Day
F. Last day to pass bills or joint resolutions by the house of origin <del>and to introduce House, Senate, or concurrent resolutions</del>	28 <sup>th</sup> Day
G. Last day to introduce House, Senate, or concurrent resolutions <sup>1</sup>	29 <sup>th</sup> Day
<del>G.</del> H. Last day for introduction of commemorations <sup>1</sup>	33 <sup>rd</sup> Day
<del>H.</del> I. During the seven final legislative days motions to reconsider and reconsideration being made upon the same day (any time before adjournment)	34 <sup>th</sup> Day on
<del>I.</del> J. Last day to move required delivery of bills or joint resolutions by a committee to the second house	35 <sup>th</sup> Day
<del>J.</del> K. Last day for a bill or joint resolution to pass both houses	36 <sup>th</sup> Day

1	K. L. The last day of a legislative session is reserved for the consideration of vetoes	40 <sup>th</sup> Day
2 3	<sup>1</sup> Bills and joint resolutions must be submitted to the Legislative Research Council at least 48 hours prior to this deadline, pursuant to Joint Rule 6A-5.	

Respectfully submitted,  
Lee A. Schoenbeck, Chair

6 MR. PRESIDENT:

7 The Committee on Legislative Procedure respectfully reports that the Senate has, pursuant to  
8 the Governor's veto of **SB 76**, sustained that veto and delivered the same to his Excellency, the  
9 Secretary of State, for filing at 1:40 p.m., March 10, 2022.

Respectfully submitted,  
Lee A. Schoenbeck, Chair

## 12 MESSAGES FROM THE HOUSE

13 MR. PRESIDENT:

14 I have the honor to inform your honorable body that the House has failed to adopt the report  
15 of the Conference Committee on **HB 1281** and has appointed Representatives Gosch (Chair), Kent  
16 Peterson, and Jamie Smith as a new committee of three on the part of the House to meet with a  
17 like committee on the part of the Senate to adjust the differences between the two houses.

18 Also MR. PRESIDENT:

19 I have the honor to inform your honorable body that the House has adopted the report of the  
20 Conference Committee on **SB 53**.

21 Also MR. PRESIDENT:

22 I have the honor to inform your honorable body that the House has adopted the report of the  
23 Conference Committee on **SB 103**.

24 Also MR. PRESIDENT:

25 I have the honor to inform your honorable body that the House has adopted the report of the  
26 Conference Committee on **HB 1281**.

27 Also MR. PRESIDENT:

28 I have the honor to inform your honorable body that the House has adopted the report of the  
29 Standing Committee on Joint Legislative Procedure relative to the calendar and the corresponding  
30 Chapter 17 rules changes for the Ninety-eighth Legislative Session.

Respectfully,  
Patricia Miller, Chief Clerk

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**CONSIDERATION OF REPORTS OF STANDING COMMITTEES**

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3 Sen. Cammack moved that the report of the Standing Committee on Joint Legislative Procedure  
4 relative to the calendar for the Ninety-eighth legislative session and the corresponding Chapter 17  
rules changes as found on page 519 of the Senate Journal be adopted.

5

6 The question being on Sen. Cammack's motion that the report of the Standing Committee on  
7 Joint Legislative Procedure relative to the calendar for the Ninety-eighth legislative session and the  
corresponding Chapter 17 rules changes be adopted.

8

And the roll being called:

9

Yeas 33, Nays 0, Excused 2, Absent 0

10

11 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall,  
12 Foster, Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, David Johnson, Klumb, Kolbeck, Maher,  
13 Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton,  
Symens, Tobin, Wheeler, Wiik, and Zikmund

14

Excused: Johns and V. J. Smith

15

16 So the motion having received an affirmative vote of a majority of the members-elect, the  
President declared the motion prevailed.

17

18 Sen. Cammack moved that when we adjourn today, we adjourn to convene at 11:00 a.m. on  
Monday, March 28, 2022, the 38<sup>th</sup> legislative day.

19

20 There being no objection, the Senate reverted to Order of Business No. 7 - Messages from  
the House.

21

**MESSAGES FROM THE HOUSE**

22

MR. PRESIDENT:

23

24 I have the honor to inform your honorable body that the House has appointed  
25 Representatives Gosch (Chair), Kent Peterson, and Jamie Smith as a committee of three on the part  
26 of the House to meet with a like committee on the part of the Senate to adjust the differences  
between the two houses on **HB 1281**.

27

Respectfully,  
Patricia Miller, Chief Clerk

28

29

**REPORTS OF CONFERENCE COMMITTEES**

30

MR. PRESIDENT:

31

32 The HB1281 C Conference Committee on **HB 1281** respectfully reports that it has considered  
33 the disagreement of the two houses, and returns the same with the recommendation that said bill  
be amended as follows:

34

1281I

1 On page 1, line 1, of the Senate Engrossed bill, delete "make an appropriation for matching  
2 funds to enhance research in manufacturing processes having lunar application and planetary use  
3 in tribal housing development and to declare an emergency" and insert " clarifying the contents of  
4 the general appropriations act for fiscal year 2023, pertaining to certain federal moneys and to  
5 declare an emergency"

6 On the Senate Engrossed bill, delete everything after the enacting clause and insert:

7 "

8 **Section 1.** A department or agency shall complete a base transfer of any appropriation for  
9 moneys received from the American Rescue Plan Act, Pub. L. 117-2; Infrastructure Investments and  
10 Jobs Act, Pub. L. 117-58; or Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136 or  
11 any coronavirus related moneys received from the Consolidated Appropriations Act, 2021, Pub. L.  
12 116-260 contained in any budget unit in the general appropriations act for the fiscal year ending  
13 June 30, 2023, to the appropriate budget unit created by section 2 to 9, inclusive, of this Act.

14 **Section 2.** There is hereby created in the general appropriations act within the department of  
15 transportation budget for the fiscal year ending June 30, 2023, the following budget units:

16 (1) DOT Infrastructure Investments and Jobs Act, to carry out federal expenditure authority  
17 with moneys and grants provided to the department on behalf of the state through the Infrastructure  
18 Investments and Jobs Act, Pub. L. 117-58.

19 (2) DOT American Rescue Plan Act, to carry out federal expenditure authority for moneys and  
20 grants provided to the department on behalf of the state through the American Rescue Plan Act,  
21 Pub. L. 117-2

22 **Section 3.** There is hereby created in the general appropriations act within the department of  
23 public safety budget for the fiscal year ending June 30, 2023, the budget unit, DPS Infrastructure  
24 Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants  
25 provided to the department on behalf of the state through the Infrastructure Investments and Jobs  
26 Act, Pub. L. 117-58

27 **Section 4.** There is hereby created in the general appropriations act within the department of  
28 agriculture and natural resources budget for the fiscal year ending June 30, 2023, the budget unit,  
29 DANR Infrastructure Investments and Jobs Act, to carry out federal expenditure authority with  
30 moneys and grants provided to the department on behalf of the state through the Infrastructure  
31 Investments and Jobs Act, Pub. L. 117-58.

32 **Section 5.** There is hereby created in the general appropriations act within the governor's  
33 office of economic development budget for the fiscal year ending June 30, 2023, the budget unit,  
34 GOED Infrastructure Investments and Jobs Act, to carry out federal expenditure authority with  
35 moneys and grants provided to the department on behalf of the state through the Infrastructure  
36 Investments and Jobs Act, Pub. L. 117-58.

37 **Section 6.** There is hereby created in the general appropriations act within the department of  
38 social services budget for the fiscal year ending June 30, 2023, the budget unit, DSS Infrastructure  
39 Investments and Jobs Act, to carry out federal expenditure authority with moneys and grants  
40 provided to the department on behalf of the state through the Infrastructure Investments and Jobs  
41 Act, Pub. L. 117-58.

42 **Section 7.** There is hereby created in the general appropriations act within the department of  
43 health budget for the fiscal year ending June 30, 2023, the budget unit, DOH Coronavirus Funding,  
44 to carry out federal expenditure authority with moneys and grants provided to the department on  
45 behalf of the state through the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. 116-136  
46 and American Rescue Plan Act, Pub. L. 117-2 and coronavirus related moneys and grants provided  
47 to the department on behalf of the state through the Consolidated Appropriations Act, 2021, Pub.  
48 L. 116-260.

Section 8. There is hereby created in the general appropriations act within the department of education budget for the fiscal year ending June 30, 2023, the budget unit, DOE American Rescue Plan Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the American Rescue Plan Act, Pub. L. 117-2.

Section 9. There is hereby created in the general appropriations act within the department of tourism budget for the fiscal year ending June 30, 2023, the budget unit, Tourism American Rescue Plan Act, to carry out federal expenditure authority with moneys and grants provided to the department on behalf of the state through the American Rescue Plan Act, Pub. L. 117-2.

Section 10. A planned expenditure for a current program that does not change current policy does not need to be released for expenditure as required by this section.

Unless authorized by a special appropriations act, a department or agency may not expend moneys received from a federal act listed in section 1, for a new program or for a current program, if the planned expenditure for the current program commits a department or agency to change a policy, until the special committee, created pursuant to § 4-8A-2, releases the appropriated money for the new program or the change in policy for the current program.

Terms used in this section mean:

(1) "New program," a unique activity, function, or service proposed to be carried out or administered by a budget unit that is not part of the base budget, has not been provided an appropriation by law, and is not currently being performed by a department or agency;

(2) "Current program," a unique activity, function, or service carried out or administered by a budget unit that is part of the base budget; has received an appropriation by law for the unique activity, function, or service; and is currently being performed by a department or agency;

(3) "Base budget," the moneys appropriated by the general appropriations act for the ordinary and current expenses of a budget unit, as defined by 4-7-1.

This section applies to the general appropriations act ending June 30, 2023.

Section 11. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

Respectfully submitted,  
Spencer Gosch, Chair

Respectfully submitted,  
Jean Hunhoff, Chair

**CONSIDERATION OF REPORTS OF CONFERENCE COMMITTEES**

Sen. Hunhoff moved that the report of the Conference Committee on **HB 1281** as found on page 523 of the Senate Journal be adopted.

The question being on Sen. Hunhoff's motion that the report of the Conference Committee on **HB 1281** be adopted.

And the roll being called:

Yeas 32, Nays 2, Excused 1, Absent 0

1 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall,  
2 Foster, Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, Johns, Klumb, Kolbeck, Maher, Nesiba,  
3 Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton,  
4 Symens, Tobin, Wheeler, and Zikmund

5 Nays: David Johnson and Wiik

6 Excused: V. J. Smith

7 So the motion having received an affirmative vote of a two-thirds majority of the members-  
8 elect, the President declared the motion carried and the report was adopted.

9 **MESSAGES FROM THE HOUSE**

10 MR. PRESIDENT:

11 I have the honor to inform your honorable body that the House has adopted the report of the  
12 Conference Committee on **HB 1281**.

13 Respectfully,  
14 Patricia Miller, Chief Clerk

15 **REPORTS OF STANDING COMMITTEES**

16 MR. PRESIDENT:

17 The Joint Committee on Appropriations respectfully reports that it has had under consideration  
18 **SB 59** and returns the same with the recommendation that said bill be amended as follows:

19 59A

20 On page 1, line 7, of the Introduced bill, delete " twenty-five" and insert " thirty"

21 On page 1, line 7, of the Introduced bill, delete " six-tenths" and insert " eight-tenths"

22 On page 1, line 12, of the Introduced bill, delete " thirty-five" and insert " thirty-six"

23 On page 1, line 12, of the Introduced bill, delete " one-tenths" and insert " two-tenths"

24 On page 1, line 17, of the Introduced bill, delete " two" and insert " four"

25 On page 1, line 17, of the Introduced bill, delete " three-tenths" and insert " eight-tenths"

26 On page 6, line 20, of the Introduced bill, delete " four hundredth" and insert " nine-tenths"

27 On page 7, line 15, of the Introduced bill, delete " four hundredth" and insert " nine-tenths"

28 On page 9, line 28, of the Introduced bill, delete " \$1. 394" and insert " \$1.399"

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

30 Also MR. PRESIDENT:

31 The Joint Committee on Appropriations respectfully reports that it has had under consideration  
32 **SB 60** and returns the same with the recommendation that said bill be amended as follows:

1

60B

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

3 "

4 **Section 1.** That section 3 of chapter 232 of the 2021 Session Laws be amended to read:

5 BUREAU OF FINANCE AND MANAGEMENT (BFM)

6 (1) Bureau of Finance and Management

7 Personal Services, Other Funds, delete "\$2,744,164" and insert "\$2,883,108"

8 Operating Expenses, Other Funds, delete "\$3,551,179" and insert "\$3,561,179"

9 F.T.E, delete "37.0" and insert "39.0"

10 (4) Health and Education Facilities Authority - Informational

11 F.T.E, delete "6.0" and insert "5.0"

12 (5) Employee Compensation and Billing Pools

13 Operating Expenses, General Funds, delete "\$1,710,383" and insert "\$1,781,413"

14 Operating Expenses, Federal Funds, delete "\$943,916" and insert "\$949,123"

15 Operating Expenses, Other Funds, delete "\$2,797,744" and insert "\$3,111,063"

16 **Section 2.** That section 4 of chapter 232 of the 2021 Session Laws be amended to read:

17 BUREAU OF ADMINISTRATION (BOA)

18 (2) Central Services

19 Operating Expenses, Other Funds, delete "\$19,576,975" and insert "\$19,766,525"

20 **Section 3.** That section 5 of chapter 232 of the 2021 Session Laws be amended to read:

21 BUREAU OF INFORMATION AND TELECOMMUNICATIONS (BIT)

22 (1) Data Centers

23 Operating Expenses, Other Funds, delete "\$4,573,377" and insert "\$5,338,877"

24 (2) Development

25 Personal Services, Other Funds, delete "\$12,520,163" and insert "\$12,450,580"

26 Operating Expenses, Other Funds, delete "\$2,097,181" and insert "\$2,092,181"

27 F.T.E, delete "144.0" and insert "143.0"

28 (5) BIT Administration

29 Operating Expenses, Other Funds, delete "\$352,032" and insert "\$4,490,032"

1 **Section 4.** That section 7 of chapter 232 of the 2021 Session Laws be amended to read:

2 DEPARTMENT OF REVENUE

3 (3) Motor Vehicles

4 Operating Expenses, Other Funds, delete "\$6,760,136" and insert "\$11,560,136"

5 **Section 5.** That section 8 of chapter 232 of the 2021 Session Laws be amended to read:

6 DEPARTMENT OF AGRICULTURE AND NATURAL RESOURCES

7 (1) Administration, Secretary of Agriculture

8 Operating Expenses, Federal Funds, delete "\$18,665" and insert "\$1,318,665"

9 (14) Financial and Technical Assistance

10 Operating Expenses, General Funds, delete "\$384,359" and insert "\$1,059,359"

11 Operating Expenses, Federal Funds, delete "\$648,021" and insert "\$1,348,021"

12 **Section 6.** That section 9 of chapter 232 of the 2021 Session Laws be amended to read:

13 DEPARTMENT OF TOURISM

14 (2) Arts

15 Operating Expenses, Federal Funds, delete "\$819,110" and insert "\$1,570,610"

16 **Section 7.** That section 10 of chapter 232 of the 2021 Session Laws be amended to read:

17 DEPARTMENT OF GAME, FISH AND PARKS

18 (5) State Parks and Recreation - Development and Improvement

19 Operating Expenses, General Funds, delete "\$0" and insert "\$665,440"

20 Operating Expenses, Other Funds, delete "\$10,953,000" and insert "\$13,953,000"

21 **Section 8.** That section 12 of chapter 232 of the 2021 Session Laws be amended to read:

22 DEPARTMENT OF SOCIAL SERVICES

23 (2) Economic Assistance

24 Operating Expenses, General Funds, delete "\$18,535,510" and insert "\$18,653,881"

25 Operating Expenses, Federal Funds, delete "\$65,505,983" and insert "\$99,816,394"

26 (3) Medical Services

27 Operating Expenses, General Funds, delete "\$237,625,358" and insert "\$228,101,264"

28 Operating Expenses, Federal Funds, delete "\$443,315,301" and insert "\$522,273,811"

29 (4) Children's Services

30 Operating Expenses, General Funds, delete "\$38,723,057" and insert "\$37,704,133"



1 Operating Expenses, Federal Funds, delete "\$55,076,538" and insert "\$184,917,658"

2 (5) Behavioral Health

3 Personal Services, General Funds, delete "\$36,206,693" and insert "\$24,415,797"

4 Personal Services, Federal Funds, delete "\$8,953,063" and insert "\$20,743,959"

5 Operating Expenses, General Funds, delete "\$68,703,284" and insert "\$67,211,956"

6 Operating Expenses, Federal Funds, delete "\$35,498,679" and insert "\$62,887,877"

7 **Section 9.** That section 13 of chapter 232 of the 2021 Session Laws be amended to read:

8 DEPARTMENT OF HEALTH

9 (2) Health Systems Development and Regulation

10 Operating Expenses, General Funds, delete "\$1,869,585" and insert "\$1,822,625"

11 Operating Expenses, Federal Funds, delete "\$7,508,823" and insert "\$20,903,505"

12 (3) Family and Community Health

13 Personal Services, Federal Funds, delete "\$11,802,885" and insert "\$11,852,726"

14 Operating Expenses, Federal Funds, delete "\$16,489,879" and insert "\$48,648,825"

15 (4) Laboratory Services

16 Operating Expenses, Federal Funds, delete "\$3,404,873" and insert "\$26,883,626"

17 (5) Correctional Health

18 Operating Expenses, Other Funds, delete "\$13,984,865" and insert "\$15,337,537"

19 **Section 10.** That section 14 of chapter 232 of the 2021 Session Laws be amended to read:

20 DEPARTMENT OF LABOR AND REGULATION

21 (1) Administration, Secretary of Labor

22 Operating Expenses, Federal Funds, delete "\$7,836,181" and insert "\$9,936,181"

23 (8) Plumbing Commission - Informational

24 Personal Services, Other Funds, delete "\$468,238" and insert "\$527,963"

25 Operating Expenses, Other Funds, delete "\$221,700" and insert "\$244,815"

26 F.T.E, delete "7.1" and insert "8.1"

27 **Section 11.** That section 15 of chapter 232 of the 2021 Session Laws be amended to read:

28 DEPARTMENT OF TRANSPORTATION

29 (2) Construction Contracts – Informational

30 Operating Expenses, Federal Funds, delete "\$347,068,873" and insert "\$453,068,873"

1 **Section 12.** That section 16 of chapter 232 of the 2021 Session Laws be amended to read:

2 DEPARTMENT OF EDUCATION

3 (1) General Administration

4 Personal Services, Federal Funds, delete "\$1,047,762" and insert "\$1,371,652"

5 Operating Expenses, Federal Funds, delete "\$651,516" and insert "\$156,598,230"

6 (3) State Aid to General Education

7 Operating Expenses, General Funds, delete "\$510,411,175" and insert "\$501,646,175"

8 (5) Sparsity Payments

9 Operating Expenses, General Funds, delete "\$2,099,012" and insert "\$2,064,012"

10 (8) Technical Colleges

11 Operating Expenses, General Funds, delete "\$25,348,934" and insert "\$25,167,930"

12 (11) Education Resources

13 Personal Services, Federal Funds, delete "\$4,057,890" and insert "\$4,223,564"

14 Operating Expenses, General Funds, delete "\$8,726,317" and insert "\$8,097,550"

15 Operating Expenses, Federal Funds, delete "\$179,009,844" and insert "\$276,207,289"

16 (13) Library Services

17 Operating Expenses, Federal Funds, delete "\$894,617" and insert "\$2,126,367"

18 **Section 13.** That section 17 of chapter 232 of the 2021 Session Laws be amended to read:

19 DEPARTMENT OF PUBLIC SAFETY

20 (1) Administration, Secretary of Public Safety

21 Operating Expenses, Federal Funds, delete "\$4,365" and insert "\$504,365"

22 (2) Highway Patrol

23 Operating Expenses, Federal Funds, delete "\$5,965,768" and insert "\$7,465,768"

24 (3) Emergency Services

25 Operating Expenses, General Funds, delete "\$901,978" and insert "\$1,581,978"

26 (4) Legal and Regulatory Services

27 Operating Expenses, General Funds, delete "\$1,207,045" and insert "\$4,498,045"

28 **Section 14.** That section 18 of chapter 232 of the 2021 Session Laws be amended to read:

29 BOARD OF REGENTS

30 (3) South Dakota Scholarships

- 
- 1           Operating Expenses, General Funds, delete "\$6,481,348" and insert "\$6,181,348"
- 2           Operating Expenses, Other Funds, delete "\$0" and insert "\$18,500"
- 3           (4) University of South Dakota
- 4           Personal Services, Federal Funds, delete "\$6,959,777" and insert "\$7,129,128"
- 5           Operating Expenses, General Funds, delete "\$3,423,434" and insert "\$3,830,836"
- 6           Operating Expenses, Federal Funds, delete "\$3,830,360" and insert "\$13,368,716"
- 7           (7) South Dakota State University
- 8           Operating Expenses, General Funds, delete "\$5,693,998" and insert "\$5,434,295"
- 9           Operating Expenses, Federal Funds, delete "\$14,601,840" and insert "\$32,276,327"
- 10          (10) SD School of Mines and Technology
- 11          Operating Expenses, General Funds, delete "\$862,646" and insert "\$907,767"
- 12          Operating Expenses, Federal Funds, delete "\$5,201,406" and insert "\$7,214,198"
- 13          (11) Northern State University
- 14          Personal Services, Federal Funds, delete "\$1,154,988" and insert "\$1,183,488"
- 15          Operating Expenses, General Funds, delete "\$1,073,633" and insert "\$1,341,359"
- 16          Operating Expenses, Federal Funds, delete "\$936,651" and insert "\$2,709,981"
- 17          (12) Black Hills State University
- 18          Personal Services, General Funds, delete "\$9,659,237" and insert "\$9,856,255"
- 19          Personal Services, Federal Funds, delete "\$1,434,084" and insert "\$1,634,084"
- 20          Operating Expenses, General Funds, delete "\$524,079" and insert "\$672,046"
- 21          Operating Expenses, Federal Funds, delete "\$1,047,223" and insert "\$4,448,303"
- 22          (13) Dakota State University
- 23          Personal Services, Federal Funds, delete "\$1,156,582" and insert "\$1,253,082"
- 24          Operating Expenses, General Funds, delete "\$638,997" and insert "\$755,952"
- 25          Operating Expenses, Federal Funds, delete "\$2,699,792" and insert "\$5,177,361"
- 26          (14) SD School for the Deaf
- 27          Operating Expenses, General Funds, delete "\$1,079,740" and insert "\$960,974"
- 28          (15) SD School for the Blind and Visually Impaired
- 29          Operating Expenses, General Funds, delete "\$559,278" and insert "\$549,244"

1 **Section 15.** That section 19 of chapter 232 of the 2021 Session Laws be amended to read:

2 DEPARTMENT OF THE MILITARY

3 (2) Army Guard

4 Operating Expenses, General Funds, delete "\$2,512,668" and insert "\$2,479,955"

5 Operating Expenses, Federal Funds, delete "\$12,770,543" and insert "\$15,667,673"

6 (3) Air Guard

7 Operating Expenses, General Funds, delete "\$283,294" and insert "\$288,238"

8 Operating Expenses, Federal Funds, delete "\$2,802,560" and insert "\$2,817,392"

9 **Section 16.** That section 20 of chapter 232 of the 2021 Session Laws be amended to read:

10 DEPARTMENT OF VETERANS' AFFAIRS

11 (2) State Veterans' Home

12 Personal Services, General Funds, delete "\$2,647,825" and insert "\$2,417,825"

13 Personal Services, Federal Funds, delete "\$3,727,816" and insert "\$3,957,816"

14 Operating Expenses, Other Funds, delete "\$3,276,591" and insert "\$3,261,772"

15 **Section 17.** That section 21 of chapter 232 of the 2021 Session Laws be amended to read:

16 DEPARTMENT OF CORRECTIONS

17 (2) Mike Durfee State Prison

18 Personal Services, General Funds, delete "\$13,177,338" and insert "\$7,483,185"

19 Personal Services, Federal Funds, delete "\$55,744" and insert "\$5,749,897"

20 Operating Expenses, General Funds, delete "\$7,023,156" and insert "\$6,978,006"

21 (3) State Penitentiary

22 Personal Services, General Funds, delete "\$20,677,108" and insert "\$11,943,142"

23 Personal Services, Federal Funds, delete "\$31,877" and insert "\$8,765,843"

24 Operating Expenses, General Funds, delete "\$7,431,612" and insert "\$7,162,779"

25 (4) Women's Prison

26 Personal Services, General Funds, delete "\$4,679,573" and insert "\$2,606,149"

27 Personal Services, Federal Funds, delete "\$65,885" and insert "\$2,139,309"

28 Operating Expenses, General Funds, delete "\$2,398,893" and insert "\$2,368,293"

29 (5) Pheasantland Industries

30 Operating Expenses, Other Funds, delete "\$3,562,594" and insert "\$8,662,594"

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1 (6) Inmate Services

2 Personal Services, General Funds, delete "\$3,276,465" and insert "\$2,510,758"

3 Personal Services, Federal Funds, delete "\$85,358" and insert "\$851,065"

4 Operating Expenses, General Funds, delete "\$30,176,571" and insert "\$25,833,929"

5 Operating Expenses, Federal Funds, delete "\$620,360" and insert "\$6,315,674"

6 (7) Parole Services

7 Personal Services, General Funds, delete "\$4,886,762" and insert "\$3,083,276"

8 Personal Services, Federal Funds, delete "\$0" and insert "\$1,803,486"

9 (8) Juvenile Community Corrections

10 Personal Services, General Funds, delete "\$1,891,015" and insert "\$1,384,877"

11 Personal Services, Federal Funds, delete "\$0" and insert "\$506,138"

12 Operating Expenses, General Funds, delete "\$10,402,920" and insert "\$10,177,884"

13 Operating Expenses, Federal Funds, delete "\$3,515,759" and insert "\$3,740,795"

14 **Section 18.** That section 22 of chapter 232 of the 2021 Session Laws be amended to read:

15 DEPARTMENT OF HUMAN SERVICES

16 (2) Developmental Disabilities

17 Operating Expenses, General Funds, delete "\$75,537,104" and insert "\$66,545,847"

18 Operating Expenses, Federal Funds, delete "\$114,047,151" and insert "\$194,220,699"

19 Operating Expenses, Other Funds, delete "\$5,730,622" and insert "\$4,872,619"

20 (3) South Dakota Developmental Center - Redfield

21 Personal Services, General Funds, delete "\$8,115,819" and insert "\$6,305,460"

22 Personal Services, Federal Funds, delete "\$11,502,009" and insert "\$11,925,376"

23 Operating Expenses, General Funds, delete "\$2,239,819" and insert "\$1,949,621"

24 Operating Expenses, Federal Funds, delete "\$2,982,570" and insert "\$3,343,864"

25 (4) Long Term Services and Supports

26 Operating Expenses, General Funds, delete "\$102,813,376" and insert "\$98,876,906"

27 Operating Expenses, Federal Funds, delete "\$145,362,045" and insert "\$182,474,770"

28 (5) Rehabilitation Services

29 Operating Expenses, General Funds, delete "\$4,163,408" and insert "\$3,819,684"

30 Operating Expenses, Federal Funds, delete "\$13,578,894" and insert "\$15,922,618"

**Section 19.** That section 26 of chapter 232 of the 2021 Session Laws be amended to read:

UNIFIED JUDICIAL SYSTEM

(2) Unified Judicial System

Personal Services, General Funds, delete "\$45,053,218" and insert "\$39,064,756"

Personal Services, Federal Funds, delete "\$59,875" and insert "\$6,048,337"

Operating Expenses, General Funds, delete "\$6,061,425" and insert "\$5,795,842"

Operating Expenses, Other Funds, delete "\$7,104,678" and insert "\$8,104,678"

**Section 20.** That section 28 of chapter 232 of the 2021 Session Laws be amended to read:

OFFICE OF THE ATTORNEY GENERAL

(1) Legal Services Program

Operating Expenses, General Funds, delete "\$732,328" and insert "\$742,328"

Operating Expenses, Federal Funds, delete "\$483,485" and insert "\$513,485"

(2) Criminal Investigation

Operating Expenses, General Funds, delete "\$2,018,864" and insert "\$2,479,264"

Operating Expenses, Other Funds, delete "\$3,181,965" and insert "\$3,331,965"

(3) Law Enforcement Training

Operating Expenses, General Funds, delete "\$129,160" and insert "\$219,160"

Operating Expenses, Other Funds, delete "\$1,709,730" and insert "\$1,909,730"

**Section 21.** That section 30 of chapter 232 of the 2021 Session Laws be amended to read:

SECRETARY OF STATE

(1) Secretary of State

Operating Expenses, Federal Funds, delete "\$1,212,705" and insert "\$5,412,705"

**Section 22.** That section 32 of chapter 232 of the 2021 Session Laws be amended to read:

STATE AUDITOR

(1) State Auditor

Operating Expenses, General Funds, delete "\$161,086" and insert "\$192,136"

**Section 23.** Adjust all totals accordingly in sections 1 to 22, inclusive, of this Act.

**Section 24.** That chapter 232 of the 2021 Session Laws be amended by adding thereto NEW SECTIONS to read:

Section . The state treasurer shall transfer to the IT Modernization Fund the sum of four million one hundred and thirty-eight thousand dollars (\$4,138,000) from the state general fund.

1 Section . The state treasurer shall transfer to the Court Security Fund the sum of five million  
2 dollars (\$5,000,000) from the state general fund.

3 Section . The state treasurer shall transfer to the Court Appointed Special Advocates Fund  
4 the sum of one million dollars (\$1,000,000) from the state general fund.

5 Section . The state treasurer shall transfer to the Incarceration Construction Fund the sum  
6 of sixteen million six hundred and forty thousand four hundred and forty-nine dollars (\$16,640,449)  
7 from the state general fund.

8 **Section 25.** Funds appropriated by this Act which are unspent at the end of Fiscal year 2022  
9 may be carried over to fiscal year 2023

10 **Section 26.** This Act is effective June 27, 2022."

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

12 Respectfully submitted,  
13 Chris Karr, Co-Chair

Respectfully submitted,  
Jean Hunhoff, Co-Chair

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

15 Sen. Cammack moved that **SB 59** be placed on the calendar of March 10, 2022, the 37<sup>th</sup>  
16 legislative day.

17 Which motion prevailed and **SB 59** was so placed.

18 **SB 59:** FOR AN ACT ENTITLED, An Act to revise property tax levies for school districts and to  
19 revise the state aid to general and special education formulas.

20 Was read the second time.

21 The question being "Shall **SB 59** pass as amended?"

22 And the roll being called:

23 Yeas 34, Nays 0, Excused 1, Absent 0

24 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall,  
25 Foster, Frye-Mueller, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck,  
26 Maher, Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer,  
27 Sutton, Symens, Tobin, Wheeler, Wiik, and Zikmund

28 Excused: V. J. Smith

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

31 Sen. Cammack moved that **SB 60** be placed on the calendar of March 10, 2022, the 37<sup>th</sup>  
32 legislative day.

33 Which motion prevailed and **SB 60** was so placed.

1 **SB 60:** FOR AN ACT ENTITLED, An Act to revise the General Appropriations Act for fiscal year  
2 2022.

3 Was read the second time.

4 The question being "Shall **SB 60** pass as amended?"

5 And the roll being called:

6 Yeas 32, Nays 1, Excused 2, Absent 0

7 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall,  
8 Foster, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher, Nesiba,  
9 Novstrup, Herman Otten, Rohl, Rusch, Schoenbeck, Schoenfish, Stalzer, Steinhauer, Sutton,  
10 Symens, Tobin, Wheeler, and Zikmund

11 Nays: Frye-Mueller

12 Excused: V. J. Smith and Wiik

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

#### 15 **SIGNING OF BILLS**

16 The President publicly read the title to

17 **HB 1012:** FOR AN ACT ENTITLED, An Act to protect students and employees at institutions of  
18 higher education from divisive concepts.

19 **HB 1033:** FOR AN ACT ENTITLED, An Act to make an appropriation for the provision of housing  
20 infrastructure loans and grants.

21 **HB 1084:** FOR AN ACT ENTITLED, An Act to provide for the regulation of motorized foot  
22 scooters and to declare an emergency.

23 **HB 1127:** FOR AN ACT ENTITLED, An Act to modify provisions related to county redistricting.

24 **HB 1133:** FOR AN ACT ENTITLED, An Act to provide that the cost of a home study required  
25 for an adoption is the responsibility of the Department of Social Services.

26 **HB 1174:** FOR AN ACT ENTITLED, An Act to revise requirements for sales of catalytic  
27 converters to scrap metal businesses.

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

29 **HB 1325:** FOR AN ACT ENTITLED, An Act to revise the classification of agricultural land  
30 according to soil type.

31 **HB 1328:** FOR AN ACT ENTITLED, An Act to require law enforcement to report certain seizures  
32 of property.

33 And signed the same in the presence of the Senate.

34 There being no objection, the Senate reverted to Order of Business No. 7 - Messages from  
35 the House.



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**MESSAGES FROM THE HOUSE**

MR. PRESIDENT:

I have the honor to transmit herewith **HB 1340** which has passed the House and your favorable consideration is respectfully requested.

Respectfully,  
Patricia Miller, Chief Clerk

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

**HB 1340:** FOR AN ACT ENTITLED, An Act to appropriate money for the ordinary expenses of the legislative, judicial, and executive departments of the state, the current expenses of state institutions, interest on the public debt, and for common schools.

Was read the first time and the President waived the committee referral pursuant to JR 6D-1.

Sen. Cammack moved that **HB 1340** be placed on the calendar of Thursday, March 10, 2022, the 37<sup>th</sup> legislative day.

Which motion prevailed and **HB 1340** was so placed.

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

**HB 1340:** FOR AN ACT ENTITLED, An Act to appropriate money for the ordinary expenses of the legislative, judicial, and executive departments of the state, the current expenses of state institutions, interest on the public debt, and for common schools.

Was read the second time.

The question being "Shall **HB 1340** pass?"

And the roll being called:

Yeas 31, Nays 1, Excused 3, Absent 0

Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Curd, Diedrich, Duhamel, Duvall, Foster, Brock Greenfield, Heinert, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Maher, Nesiba, Novstrup, Herman Otten, Rohl, Rusch, Schoenfish, Stalzer, Steinhauer, Sutton, Symens, Tobin, Wheeler, and Zikmund

Nays: Frye-Mueller

Excused: Schoenbeck, V. J. Smith, and Wiik

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

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**MESSAGES FROM THE HOUSE**

1  
2 MR. PRESIDENT:

3 I have the honor to transmit herewith **SB 59** which has passed the House without change.

4 Also MR. PRESIDENT:

5 I have the honor to transmit herewith **SB 60** which has passed the House without change.

6 Respectfully,  
7 Patricia Miller, Chief Clerk

**SIGNING OF BILLS**

8  
9 The President publicly read the title to

10 **SB 81:** FOR AN ACT ENTITLED, An Act to revise the definition of sexual contact for purposes  
11 of sexual contact with a child under eighteen by a person in a position of authority.

12 **SB 161:** FOR AN ACT ENTITLED, An Act to make an appropriation for matching funds to  
13 enhance research in manufacturing processes having lunar application and planetary use in tribal  
14 housing development and to declare an emergency.

15 And signed the same in the presence of the Senate.

**REPORTS OF STANDING COMMITTEES**

16  
17 MR. PRESIDENT:

18 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and  
19 Enrolling has carefully compared **SB 24, 53, 59, 60, 81, 103, 161, 174, and 196** and finds the  
20 same correctly enrolled.

21 Respectfully submitted,  
22 Lee A. Schoenbeck, Chair

**SIGNING OF BILLS**

23  
24 The President publicly read the title to

25 **SB 24:** FOR AN ACT ENTITLED, An Act to establish a maximum number of cannabis plants that  
26 may be cultivated by a medical cannabis cardholder.

27 **SB 53:** FOR AN ACT ENTITLED, An Act to authorize the Department of Corrections to purchase  
28 certain real property and contract for design of a community work center for offenders committed  
29 to the Department of Corrections, to make an appropriation therefor, and to declare an emergency.

30 **SB 59:** FOR AN ACT ENTITLED, An Act to revise property tax levies for school districts and to  
31 revise the state aid to general and special education formulas.



