

JOURNAL OF THE SENATE

SECOND SPECIAL SESSION OF THE NINETY-SIXTH LEGISLATURE

SECOND DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Tuesday, April 26, 2022

The Senate convened at 9:00 a.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Rev. Craig Wexler, followed by the Pledge of Allegiance led by Senate President Larry Rhoden.

Roll Call: All members present except Sens. Curd, Foster, Frye-Mueller, Heinert, and Maher who were 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 1st 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.

MESSAGES FROM THE HOUSE

MR. PRESIDENT:

I have the honor to inform your honorable body that the House has adopted **HR 7002**, Articles of Impeachment relative to the conduct of Jason Ravnsborg, Attorney General, which was transmitted to members of the Senate on April 12, 2022.

Respectfully,
Patricia Miller, Chief Clerk

MOTIONS AND RESOLUTIONS

SR 701: A RESOLUTION, Providing that the Senate of the State of South Dakota resolve itself into a Court of Impeachment.

Introduced by: **Senator** Schoenbeck

SR 702: A RESOLUTION, Establishing the Senate rules for the impeachment trial of Attorney General Jason Ravnsborg.

Introduced by: **Senator** Schoenbeck

Were read the first time and referred to the Senate Committee on Legislative Procedure.

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

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on Senate Legislative Procedure respectfully reports that it has had under consideration **SR 701** and returns the same with the recommendation that said resolution be amended as follows:

SR701A

On page 1, line 9, of the Introduced resolution, delete "now designates" and insert "shall now designate"

On page 1, line 10, of the Introduced resolution, after "impeachment" delete ", "

On page 1, line 10, of the Introduced resolution, after "and" delete " the Senate shall"

On page 1, line 11, of the Introduced resolution, after "to " insert "file a written answer to the articles of impeachment and to "

On page 1, line 11, of the Introduced resolution, delete "that" and insert "the"

On page 1, line 11, of the Introduced resolution, after "time" insert " set for trial"

On page 1, line 14, of the Introduced resolution, after "(C" delete "S"

1 On page 1, line 16, of the Introduced resolution, after "Senate " delete "shall "

2 On page 1, line 17, of the Introduced resolution, after "to" insert " file a written answer to the
3 articles of impeachment by June 1, 2022, and to"

4 On page 1, line 17, of the Introduced resolution, after "counsel " insert "in the Senate chamber
5 "

6 On page 1, line 17, of the Introduced resolution, after "(C" delete "S"

7 And that as so amended, **SR 701** be adopted.

8 Also MR. PRESIDENT:

9 The Committee on Senate Legislative Procedure respectfully reports that it has had under
10 consideration **SR 702** and returns the same with the recommendation that said resolution be
11 amended as follows:

12 SR702B

13 On page 4, line 23, of the Introduced resolution, after "(C" delete "S"

14 On page 5, line 5, of the Introduced resolution, after "(C" delete "S"

15 And that as so amended, **SR 702** be adopted.

16 Respectfully submitted,
17 Lee Schoenbeck, Chair

18 **CONSIDERATION OF REPORTS OF COMMITTEES**

19 Sen. Cammack moved that the report of the Standing Committee on

20 Senate Legislative Procedure on **SR 701 and 702** as found on page 12 of the Senate Journal
21 be adopted.

22 Which motion prevailed and the report was adopted.

23 **MOTIONS AND RESOLUTIONS**

24 **SR 701: A RESOLUTION**, Providing that the Senate of the State of South Dakota resolve itself
25 into a Court of Impeachment.

26 Was read the second time.

27 Sen. Cammack moved that **SR 701** be placed on the calendar for immediate consideration
28 pursuant to Special Rule No. 5.

29 Which motion prevailed and **SR 701** was so placed.

1 Sen. Wheeler moved that **SR 701** as found on page 12 of the Senate Journal be adopted as
2 amended on page 12 of the Senate Journal.

3 And the roll being called:

4 Yeas 30, Nays 0, Excused 5, Absent 0

5 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Diedrich, Duhamel, Duvall, Brock
6 Greenfield, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Nesiba, Novstrup, Herman Otten, Rohl,
7 Rusch, Schoenbeck, Schoenfish, V. J. Smith, Stalzer, Steinhauer, Sutton, Symens, Tobin, Wheeler,
8 Wiik, and Zikmund

9 Excused: Curd, Foster, Frye-Mueller, Heinert, and Maher

10 So the motion having received an affirmative vote of a majority of the members-elect, the
11 President declared the motion carried, **SR 701** was adopted as amended, and the Senate has now
12 resolved into a Court of Impeachment.

13 **SR 702: A RESOLUTION**, Establishing the Senate rules for the impeachment trial of Attorney
14 General Jason Ravnsborg.

15 Was read the second time.

16 Sen. Cammack moved that **SR 702** be placed on the calendar for immediate consideration
17 pursuant to Special Rule No. 5.

18 Which motion prevailed and **SR 702** was so placed.

19 Sen. Schoenbeck moved that **SR 702** as found on page 12 of the Senate Journal be adopted
20 as amended on page 13 of the Senate Journal.

21 And the roll being called:

22 Yeas 30, Nays 0, Excused 5, Absent 0

23 Yeas: Bolin, Breitling, Cammack, Castleberry, Crabtree, Diedrich, Duhamel, Duvall, Brock
24 Greenfield, Hunhoff, Johns, David Johnson, Klumb, Kolbeck, Nesiba, Novstrup, Herman Otten, Rohl,
25 Rusch, Schoenbeck, Schoenfish, V. J. Smith, Stalzer, Steinhauer, Sutton, Symens, Tobin, Wheeler,
26 Wiik, and Zikmund

27 Excused: Curd, Foster, Frye-Mueller, Heinert, and Maher

28 So the motion having received an affirmative vote of a majority of the members-elect, the
29 President declared the motion carried and **SR 702** was adopted as amended.

30 Sen. Cammack moved that the Senate Court of Impeachment do now recess until June 21,
31 2022, at 8:00 a.m. (CT).

32 Which motion prevailed and at 11:57 a.m. Tuesday, April 26, 2022, the Senate Court of
33 Impeachment recessed.

1

RECESS

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The Senate Court of Impeachment reconvened at 8:00 a.m., Tuesday, June 21, 2022, the President presiding.

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Sen. Cammack moved that the Senate Court of Impeachment do now adjourn the 2nd legislative day, which motion prevailed, and at 8:02 a.m. the Senate Court of Impeachment adjourned.

7

Kay Johnson, Secretary

