

# *JOURNAL OF THE HOUSE*

## *NINETY-EIGHTH SESSION*

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SECOND DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Wednesday, January 11, 2023

The House convened at 1:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Rev. Jake Krahn, followed by the Pledge of Allegiance led by House page Becca Feldhaus.

Roll Call: All members present except Reps. Kevin Jensen, May, and Mulally 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 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.

Which motion prevailed.

Respectfully submitted,  
Hugh M. Bartels, Chair

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**REPORTS OF JOINT-SELECT COMMITTEES**

2 Mr. Speaker:

3 Your Joint-Select Committee appointed to make arrangements for a Memorial Service for  
 4 deceased former members of the South Dakota House of Representatives and Senate respectfully  
 5 reports that they recommend that the House of Representatives and Senate recess and convene in  
 6 the House Chamber at 3:00 p.m. on January 19, 2023, and that a Joint Memorial Resolution be  
 7 introduced in their memory by their colleagues in the House of Representatives and Senate.

8 A short program will follow the introduction of the Memorial Resolution. At the conclusion of  
 9 the Memorial Service, the Joint Session will be dissolved.

10 The Memorial Resolution shall be printed in the House and Senate Journals.

11	Respectfully submitted,	Respectfully submitted,
12	Mike Stevens (Chair)	Lee Schoenbeck (Chair)
13	Jon Hansen	Jim Bolin
14	Lynn Schneider	Jean Hunhoff
15	Brandei Schaeffbauer	Jim Stalzer
16	Oren Lesmeister	Red Dawn Foster
17	House Committee	Senate Committee

18 **MESSAGES FROM THE SENATE**

19 Mr. Speaker:

20 I have the honor to inform your honorable body that the Senate has appointed  
 21 Sens. Schoenbeck (Chair), Bolin, Hunhoff, Stalzer, and Foster as a committee of five on the part of  
 22 the Senate to meet with a committee of five on the part of the House for the purpose of arranging  
 23 for a memorial recognition of deceased former members of the House and Senate.

24 Mr. Speaker:

25 I have the honor to inform your honorable body that the Senate has approved the adoption of  
 26 the permanent joint rules of the Ninety-seventh Legislative Session with the recommended changes  
 27 to those joint rules for the Ninety-eighth Legislative Session as adopted in March, 2022, as the  
 28 temporary joint rules for the Ninety-eighth Legislative Session.

29 Respectfully,  
 30 Kay Johnson, Secretary

31 **MOTIONS AND RESOLUTIONS**

32 **HCR 6003:** A CONCURRENT RESOLUTION, Encouraging the Executive Board of the Legislature  
 33 to authorize the interim legislative study of long-term care services for veterans regardless of  
 34 disability ratings and to develop long-term care plans for VA-operated purchased and subsidized  
 35 long-term care services.

36 Introduced by: **Representative** Teunissen

37 Was read the first time and referred to the Committee on State Affairs.

1 Rep. Mortenson moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on  
2 Thursday, January 12, 2023, the 3<sup>rd</sup> legislative day.

3 Which motion prevailed.

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

5 The Speaker declared that **HB 1040** was withdrawn at the request of the prime sponsor  
6 pursuant to JR 6B-1.1.

7 **HB 1050:** FOR AN ACT ENTITLED, An Act to authorize counties to issue bonds for certain  
8 expenditures funded by a gross receipts tax.

9 Introduced by: **Representative** Ernie Otten

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

11 **HB 1055:** FOR AN ACT ENTITLED, An Act to increase the dollar amount of South Dakota  
12 opportunity scholarships.

13 Introduced by: **Representative** Venhuizen

14 **HB 1056:** FOR AN ACT ENTITLED, An Act to modify the limit of consecutive terms for members  
15 of the Board of Technical Education.

16 Introduced by: **Representative** Venhuizen

17 Were read the first time and referred to the Committee on Education.

18 **HB 1053:** FOR AN ACT ENTITLED, An Act to prohibit the issuance of a written certification to  
19 a pregnant woman or breastfeeding mother for purposes of medical cannabis use.

20 Introduced by: **Representative** Deutsch

21 Was read the first time and referred to the Committee on Health and Human Services.

22 **HB 1051:** FOR AN ACT ENTITLED, An Act to require counties to hire veteran service officers  
23 in proportion to the number of veterans residing in the county.

24 Introduced by: **Representative** Teunissen

25 **HB 1054:** FOR AN ACT ENTITLED, An Act to provide a stipend for the erection of a private  
26 headstone for a deceased veteran.

27 Introduced by: **Representative** Reisch

28 Were read the first time and referred to the Committee on Military and Veterans Affairs.

1 **HB 1052:** FOR AN ACT ENTITLED, An Act to change the eligibility requirements of a property  
2 tax relief program for disabled veterans and surviving spouses.

3 Introduced by: **Representative** Teunissen

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

5 The following bills and resolutions were read on January 10, 2023, and today the Speaker  
6 assigned these bills to committees:

7 **HB 1018, 1019, 1025, 1028, and 1029** were referred to the Committee on Agriculture and  
8 Natural Resources.

9 **HB 1005, 1011, 1012, and 1033** were referred to the Committee on Commerce and Energy.

10 **HB 1032** was referred to the Committee on Education.

11 **HB 1010, 1014, 1015, and 1044** were referred to the Committee on Health and Human  
12 Services.

13 **HB 1002 and 1041** were referred to the Committee on Judiciary.

14 **HB 1037, 1038, 1039, 1045, 1046, 1047, and 1048** were referred to the Committee on  
15 Military and Veterans Affairs.

16 **HB 1007, 1008, and 1009** were referred to the Committee on Retirement Laws.

17 **HB 1001, 1003, and 1004** were referred to the Committee on State Affairs.

18 **HB 1043** was referred to the Committee on Taxation.

19 **HB 1013, 1036, and 1042** were referred to the Committee on Transportation.

20 **HB 1006, 1016, 1017, 1020, 1021, 1022, 1023, 1024, 1026, 1027, 1030, 1031, 1034,**  
21 **1035, and 1049** were referred to the Joint Committee on Appropriations.

22 **HCR 6001** was referred to the Committee on Education.

23 **HCR 6002** was referred to the Committee on Health and Human Services.

24 Rep. Drury moved that the House do now adjourn, which motion prevailed and at 1:12 p.m.  
25 the House adjourned.

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Patricia Miller, Chief Clerk

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**JOINT SESSION**

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2 The Senate convened with the House of Representatives in the House Chamber for the purpose  
3 of receiving a message from the Chief Justice of the Supreme Court, Steven R. Jensen. The President  
4 of the Senate, Larry Rhoden, presided.

5 The opening prayer was delivered by Pastor Tom Rooney, Sioux Falls, South Dakota.

6 The Secretary of the Senate, Kay Johnson, called the roll of the Senate and the following  
7 members were present:

8 Beal; Bolin; Bordeaux; Breitling; Castleberry; Crabtree; Davis; Deibert; Diedrich; Duhamel;  
9 Foster; Frye-Mueller; Hoffman; Hunhoff; Johnson; Klumb; Kolbeck (Jack); Kolbeck (Steve); Larson;  
10 Maher; Mehlhaff; Nesiba; Novstrup; Otten (Herman); Pischke; Reed; Rohl; Schoenbeck;  
11 Schoenfish; Stalzer; Tobin; Wheeler; Wiik; Wink; Zikmund

12 The Chief Clerk of the House of Representatives, Patricia Miller, called the roll of the House and  
13 the following members were present:

14 Arlint; Auch; Aylward; Bahmuller; Blare; Callies; Cammack; Chaffee; Chase; DeGroot; Derby;  
15 Deutsch; Donnell; Drury; Duba; Duffy; Emery; Fitzgerald; Gross; Hansen; Healy; Heermann;  
16 Jamison; Jensen (Phil); Karr; Kassin; Koth; Krohmer; Krull; Kull; Ladner; Lems; Lesmeister; Massie;  
17 Mills; Moore; Mortenson; Mulder; Nelson; Odenbach; Olson; Otten (Ernie); Overweg; Perry;  
18 Peterson (Drew); Peterson (Sue); Pinnow; Pourier; Randolph; Rehfeldt; Reimer; Reisch; Sauder;  
19 Schaeftbauer; Schneider; Shorma; Sjaarda; Soye; St. John; Stevens; Teunissen; Tordsen;  
20 Venhuizen; Wangness; Weisgram; Wittman; Speaker Bartels.

21 Sen. Crabtree moved that a committee of three on the part of the Senate and a committee of  
22 five on the part of the House be appointed to escort Chief Justice Steven R. Jensen to the rostrum.

23 Which motion prevailed and the President announced as such committee Sens. Schoenbeck,  
24 Crabtree, and Nesiba on the part of the Senate and Reps. Stevens, Mortenson, Rehfeldt, Lesmeister,  
25 and Healy on the part of the House.

26 The Lieutenant Governor, Larry Rhoden, introduced the Honorable Steven R. Jensen, to deliver  
27 the State of the Judiciary Address.

28 The Sergeant at Arms announced the arrival of Chief Justice Steven R. Jensen who was escorted  
29 to the rostrum.

30 Sen. Crabtree moved that the Joint Session do now dissolve.

31 Which motion prevailed.

