

JOURNAL OF THE SENATE

NINETY-EIGHTH SESSION

FIRST DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Tuesday, January 10, 2023

BE IT REMEMBERED, That on the tenth day of January, A.D., two thousand twenty three, at the hour of twelve o'clock meridian, being the date and hour fixed by the Constitution of the State of South Dakota, for the convening of the Legislature, the Ninety-eighth regular session of the Senate of the State of South Dakota was called to order by Lieutenant Governor Larry Rhoden in the Senate Chamber in the Capitol, in the City of Pierre, the seat of our government.

The following prayer was offered by the Chaplain, Reverend Craig Wexler, Pierre/Ft. Pierre Ministerial Association:

Almighty God, as we begin our work for this year's session, embolden us with faithful courage to live out Your Gospel through our words, through our actions, through our legislative process. As we are entrusted to do our work by the people of South Dakota, who have elected us to serve with integrity and competence, help us as we gather each day in caucus, in committee meetings, in one-on-one sessions, through phone calls with constituents, in deliberations with our lobbyists—and especially as we gather in this space to vote upon decisions that affect the lives of people every day. Guide us through, with Your divine wisdom and discernment. Humble us to start each day in prayer. Humble us to stand side-by-side, even amongst those with differing opinions, because each of our colleagues are still here to serve the people of this great state, as are we. Humble us to submit to Your Sovereignty—Humble us to know that you are always in control. Bless us, O Lord, with good health and peaceful minds—bless us with safe travels each week—bless us with compassion and listening ears—bless us with Your heart and Your forgiveness, each and every day. It is in Your name we pray—thanks be to God, Amen.

The Pledge of Allegiance to the flag of the United States was led by Senate page Noah W. Comes.

1 Unless there is an objection, we will place the Secretary of State's certification of members of
2 the Senate for the Ninety-eighth Legislative Session in the record without reading.

3 Hearing no objections, the certification is submitted.

4 I, MONAE L. JOHNSON, Secretary of State of the state of South Dakota, do hereby certify that
5 the following members, having been duly elected to the Senate at the general election held on
6 November 8, 2022, and were certified on November 15, 2022. I do hereby certify that these are
7 the members of the South Dakota Senate for the 2023 Legislative Session.

8 District No. 1: Brown, Day, Marshall, and Roberts Counties
9 Michael Rohl, Aberdeen

10 District No. 2: Minnehaha County
11 Steve Kolbeck, Brandon

12 District No. 3: Brown County
13 Al Novstrup, Aberdeen

14 District No. 4: Clark, Codington, Deuel, Grant, Hamlin, and Roberts Counties
15 John Wiik, Big Stone City

16 District No. 5: Codington County
17 Lee Schoenbeck, Watertown

18 District No. 6: Lincoln County
19 Herman Otten, Tea

20 District No. 7: Brookings County
21 Tim Reed, Brookings

22 District No. 8: Brookings, Kingsbury, Lake, and Miner Counties
23 Casey Crabtree, Madison

24 District No. 9: Minnehaha County
25 Brent "B.R." Hoffman, Sioux Falls

26 District No. 10: Minnehaha County
27 Liz Larson, Sioux Falls

28 District No. 11: Minnehaha County
29 Jim Stalzer, Sioux Falls

30 District No. 12: Lincoln and Minnehaha Counties
31 Arch Beal, Sioux Falls

32 District No. 13: Lincoln and Minnehaha Counties
33 Jack R. Kolbeck, Sioux Falls

34 District No. 14: Minnehaha County
35 Larry P. Zikmund, Sioux Falls

36 District No. 15: Minnehaha County
37 Reynold F. Nesiba, Sioux Falls

38 District No. 16: Lincoln, Turner, and Union Counties
39 Jim Bolin, Canton

1	District No. 17:	Clay and Union Counties
2		Sydney Davis, Burbank
3	District No. 18:	Clay and Yankton Counties
4		Jean Hunhoff, Yankton
5	District No. 19:	Bon Homme, Hanson, Hutchinson, McCook, and Turner Counties
6		Kyle Schoenfish, Scotland
7	District No. 20:	Davison, Jerauld, Miner, and Sanborn Counties
8		Joshua Klumb, Mitchell
9	District No. 21:	Aurora, Charles Mix, Douglas, Gregory, and Tripp Counties
10		Erin Tobin, Winner
11	District No. 22:	Beadle, Clark, and Spink Counties
12		David Wheeler, Huron
13	District No. 23:	Brown, Campbell, Edmunds, Faulk, Hand, McPherson, Potter, and
14		Walworth Counties
15		Bryan Breitling, Miller
16	District No. 24:	Haakon, Hughes, Hyde, Stanley, and Sully Counties
17		Jim Mehlhaff, Pierre
18	District No. 25:	Minnehaha and Moody Counties
19		Tom Pischke, Dell Rapids
20	District No. 26:	Brule, Buffalo, Hughes, Hyde, Jones, Lyman, Mellette, and Todd Counties
21		Shawn Bordeaux, Mission
22	District No. 27:	Bennett, Jackson, Oglala Lakota, and Pennington Counties
23		Red Dawn Foster, Pine Ridge
24	District No. 28:	Butte, Corson, Dewey, Harding, Perkins, and Ziebach Counties
25		Ryan M. Maher, Isabel
26	District No. 29:	Meade County
27		Dean Wink, Howes
28	District No. 30:	Custer, Fall River, and Pennington Counties
29		Julie Frye-Mueller, Rapid City
30	District No. 31:	Lawrence County
31		Randy Deibert, Spearfish
32	District No. 32:	Pennington County
33		Helene Duhamel, Rapid City
34	District No. 33:	Meade and Pennington Counties
35		David Johnson, Rapid City
36	District No. 34:	Pennington County
37		Michael Diedrich, Rapid City
38	District No. 35:	Pennington County
39		Jessica Castleberry, Rapid City

1 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State
2 of South Dakota, this 10th day of January 2023.

3 Monae L. Johnson
4 Secretary of State

5 I, MONAE L. JOHNSON, Secretary of State of the state of South Dakota, do hereby certify that
6 on the seventh day of January, A.D., two thousand twenty three, at the hour of twelve o'clock
7 meridian, the Honorable Steven R. Jensen, Chief Justice of the Supreme Court of the state of South
8 Dakota, in the rotunda of the Capitol Building, at the seat of state government in Pierre and in the
9 presence of the legislators there assembled, administered the oath of office to the following state
10 constitutional and public utilities commissioner officers-elect which was subscribed to and placed on
11 file in the office of the Secretary of State of the state of South Dakota:

- 12 Governor – Kristi Noem
- 13 Lieutenant Governor – Larry Rhoden
- 14 Secretary of State – Monae L. Johnson
- 15 Attorney General – Marty J. Jackley
- 16 State Auditor – Richard L. Sattgast
- 17 State Treasurer – Josh Haeder
- 18 Commissioner of School and Public Lands – Brock Greenfield
- 19 Public Utilities Commissioner – Chris Nelson

20 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the state
21 of South Dakota this 7th day of January 2023.

22 Monae L. Johnson
23 Secretary of State

24 I, Monae L. Johnson, Secretary of the state of South Dakota, do hereby certify that the
25 following members of the Senate of the State of South Dakota for the term 2023-2024 were
26 administered the oath of office at 11:00 a.m. on the seventh day of January, 2023, in the Senate
27 Chamber, at the seat of government in Pierre by the Honorable Janine M. Kern, Justice of the
28 Supreme Court of the state of South Dakota and subscribed to the same and that such oath is now
29 on file in the office of the Secretary of State of South Dakota:

- | | | |
|----|------------------|----------------------|
| 30 | Jim Bolin | Jessica Castleberry |
| 31 | Casey Crabtree | Sydney Davis |
| 32 | Randy Deibert | Helene Duhamel |
| 33 | Red Dawn Foster | Brent "B.R." Hoffman |
| 34 | Jean Hunhoff | Joshua Klumb |
| 35 | Jack R. Kolbeck | Steve Kolbeck |
| 36 | Al Novstrup | Michael Rohl |
| 37 | Jim Stalzer | Erin Tobin |
| 38 | David Wheeler | Dean Wink |
| 39 | Larry P. Zikmund | |

40 IN TESTIMONY WHEREOF, I have set my hand and affixed the Great Seal of the State of South
41 Dakota this 10th day of January 2023.

42 Monae L. Johnson
43 Secretary of State

1 I, Monae L. Johnson, Secretary of State of the state of South Dakota, do hereby certify that
 2 the following senators were not present January 7, 2023, for the swearing-in ceremonies or have
 3 yet to take the oath of office:

4	Arch Beal	Shawn Bordeaux
5	Bryan Breitling	Michael Diedrich
6	Julie Frye-Mueller	David Johnson
7	Liz Larson	Ryan M. Maher
8	Jim Mehlhaff	Reynold F. Nesiba
9	Herman Otten	Tom Pischke
10	Tim Reed	Lee Schoenbeck
11	Kyle Schoenfish	John Wiik

12 IN TESTIMONY WHEREOF, I have set my hand and affixed the Great Seal of the State of South
 13 Dakota this 10th day of January 2023.

14 Monae L. Johnson
 15 Secretary of State

16 The oath of office was administered by the Honorable Janine M. Kern, Justice of the Supreme
 17 Court of the state of South Dakota to the following Senators:

18	Arch Beal	Shawn Bordeaux
19	Bryan Breitling	Michael Diedrich
20	Julie Frye-Mueller	David Johnson
21	Liz Larson	Ryan M. Maher
22	Reynold F. Nesiba	Herman Otten
23	Tom Pischke	Tim Reed
24	Lee Schoenbeck	Kyle Schoenfish
25	John Wiik	

26 Which was subscribed to and placed on file in the office of the Secretary of State.

27 The oath of office was administered by the Honorable Patricia DeVaney, Justice of the Supreme
 28 Court of the state of South Dakota to Senator Jim Mehlhaff at 8:30 a.m. on Monday, January 9, 2023.

29 Which was subscribed to and placed on file in the office of the Secretary of State.

30 When the roll was called, all members were present.

31 **COMMUNICATIONS AND PETITIONS**

32 Mr. President:

33 The Committee on Legislative Procedure respectfully reports that the Governor has been
 34 notified that the Legislature is duly organized and ready to meet in Joint Session to receive any
 35 communications she may desire to transmit and that the Governor is ready to appear before the
 36 Joint Session to deliver her message.

37 Also, Mr. President:

38 The Committee on Legislative Procedure respectfully reports that arrangements have been
 39 made for a Joint Session of the Senate and the House of Representatives to receive the message of
 40 the Governor. And:

1 That the Senate and the House will convene in Joint Session in the Chamber of the House of
2 Representatives at 1:00 p.m., January 10, 2023.

3 That the President of the Senate preside over the Joint Session and that the Secretary of the
4 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

5 That the Justices of the Supreme Court and the elective and appointed officials of the state
6 government be invited to attend the Joint Session.

7 That when the message of the Governor has been received, the Joint Session be dissolved.

8 That the message of the Governor be printed in the Senate Journal.

9 Also, Mr. President:

10 The Committee on Legislative Procedure respectfully reports that arrangements have been
11 made for a Joint Session of the Senate and the House of Representatives to receive a message of
12 the Chief Justice of the Supreme Court. And:

13 That the Senate and the House convene in Joint Session in the Chamber of the House of
14 Representatives at 1:30 p.m., January 11, 2023.

15 That the President of the Senate preside over the Joint Session and that the Secretary of the
16 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

17 That the Justices of the Supreme Court, the Governor and elective and appointed officials of
18 the state government be invited to attend the Joint Session.

19 That when the message of the Chief Justice has been received, the Joint Session be dissolved.

20 That the message of the Chief Justice be printed in the Senate Journal.

21 Also, Mr. President:

22 The Committee on Legislative Procedure respectfully reports that arrangements have been
23 made for a Joint Session of the Senate and the House of Representatives to receive a message of
24 the State of the Tribes from a Tribal Chairman. And:

25 That the Senate and the House convene in Joint Session in the Chamber of the House of
26 Representatives at 1:30 p.m., January 12, 2023.

27 That the President of the Senate preside over the Joint Session and that the Secretary of the
28 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

29 That the Justices of the Supreme Court, the Governor and elective and appointed officials of
30 the state government be invited to attend the Joint Session.

31 That when the message of the Tribal Chairman has been received, the Joint Session be
32 dissolved.

33 That the message of the Tribal Chairman be printed in the Senate Journal.

34 **MOTIONS AND RESOLUTIONS**

35 Sen. Crabtree moved that the Senate do now proceed with the organization of the Senate.

36 Which motion prevailed.

1 Sen. Crabtree moved that Sen. Lee Schoenbeck be elected President Pro Tempore of the Senate
2 for the 2023-2024 legislative term.

3 The question being on Sen. Crabtree's motion that Sen. Schoenbeck be elected President Pro
4 Tempore of the Senate for the 2023-2024 legislative term.

5 And the roll being called:

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

7 Yeas: Beal, Bolin, Bordeaux, Breitling, Castleberry, Crabtree, Davis, Deibert, Diedrich,
8 Duhamel, Foster, Brent "B.R." Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck, Steve
9 Kolbeck, Larson, Maher, Mehlhaff, Nesiba, Novstrup, Herman Otten, Reed, Rohl, Schoenbeck,
10 Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

11 Nays: Frye-Mueller and Pischke

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 President declared the motion carried.

14 The oath of office was administered by the Honorable Janine M. Kern, Justice of the Supreme
15 Court of the State of South Dakota, to President Pro Tempore Sen. Schoenbeck.

16 Which was subscribed to and placed on file in the office of the Secretary of State.

17 Sen. Crabtree moved that Kay Johnson be elected Secretary of the Senate for the Ninety-
18 eighth Legislative Session.

19 The question being on Sen. Crabtree's motion that Kay Johnson be elected Secretary of the
20 Senate for the Ninety-eighth Legislative Session.

21 And the roll being called:

22 Yeas 35, Nays 0, Excused 0, Absent 0

23 Yeas: Beal, Bolin, Bordeaux, Breitling, Castleberry, Crabtree, Davis, Deibert, Diedrich,
24 Duhamel, Foster, Frye-Mueller, Brent "B.R." Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck,
25 Steve Kolbeck, Larson, Maher, Mehlhaff, Nesiba, Novstrup, Herman Otten, Pischke, Reed, Rohl,
26 Schoenbeck, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

27 So the motion having received an affirmative vote of a majority of the members-elect, the
28 President declared the motion carried.

29 The oath of office was administered by the Honorable Janine M. Kern, Justice of the Supreme
30 Court of the State of South Dakota, to Secretary of the Senate Kay Johnson.

31 Which was subscribed to and placed on file in the office of the Secretary of State.

32 Unless there is an objection, we will waive the reading of the appointments of the employees
33 of the Senate for the Ninety-eighth Legislative Session.

34 Hearing no objection, the reading was waived.

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- 1 The President announced the appointment of the following named persons as employees of the
2 Senate for the Ninety-eighth Legislative Session:
- 3 Assistant to the Secretary – Mike Oakland
- 4 Assistant to the Secretary – Peggy Laurenz
- 5 Chief Chaplain – Craig Wexler
- 6 Secretary to the Minority Party – Kahden Mooney
- 7 Appropriations Secretary – Gerry Baucom
- 8 Committee Secretaries – Jean Denton, Susan Gullickson, Amber Hodgins, Mary Kirk,
9 Doug Mortenson
- 10 Sergeant at Arms – Dave Bonde
- 11 Assistant Sergeant at Arms – Gary Hoscheid
- 12 Assistant Sergeant at Arms – Mike Fugitt
- 13 Pages (1st term) – Noah Comes, Dustin Hermansen, Catherine Klein, Zouhera Mahamed,
14 Kimberly Mousseau, Benjamin Schaal, Mariah Stone, Kathryn Volk
- 15 Pages (2nd term) – Alexa Comes, Josee Compton, Benjamin Daggett, Shayna Farlee, Miranda
16 Maas, Sydney Meissner, Hawi Meshesha, Matthew Mork, Elijah Morrissette,
17 Emily Olsen, Shane Rist, Keatyn Wede, Connor Wiik
- 18 Pages (3rd term) – Jayden Bender, Annie Farley, Alyssa Feather, Kinley Kirkley, Mary Kolbeck,
19 Brynlee Patterson, Noah Schaeffbauer, Katie Sheridan, Alexandria Squier, Sarah Swier,
20 Jorja Whempner
- 21 Pages (4th term) – Grace Barnett, Kasey Broers, Irelyn Fickbohm, Jayse Foss, Morgan Gill,
22 Dakota Jensen, Gretta Larson, Lauren Murphy, Gabrielle Rebelein, Baylie Somsen,
23 Luke Worsley
- 24 Pages (5th term) – Paetyn Cole, Angeth Mayen, Mary Mehlhaff, Emily Robbins, Natalie
25 Severson, Gianna Stangeland
- 26 Legislative Interns – Kailena Anderson, Tucker Davis, Nathaniel Doll, Ethan Gladue, LaJune
27 Morgan, Hailey Reisner, Caleb Stork, Taylor Van Emmerik
- 28 The oath of office was administered by the Honorable Janine M. Kern, Justice of the Supreme
29 Court of the State of South Dakota, to the following named employees:
- 30 Assistant to the Secretary – Mike Oakland
- 31 Assistant to the Secretary – Peggy Laurenz
- 32 Chief Chaplain – Craig Wexler
- 33 Secretary to the Minority Party – Kahden Mooney
- 34 Appropriations Secretary – Gerry Baucom
- 35 Committee Secretaries – Jean Denton, Susan Gullickson, Amber Hodgins, Mary Kirk,
36 Doug Mortenson

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- 1 Sergeant at Arms – Dave Bonde
- 2 Assistant Sergeant at Arms – Gary Hoscheid
- 3 Assistant Sergeant at Arms – Mike Fugitt
- 4 Pages – Noah Comes, Dustin Hermansen, Catherine Klein, Zouhera Mahamed,
5 Kimberly Mousseau, Benjamin Schaal, Mariah Stone, Kathryn Volk
- 6 Legislative Interns – Kailena Anderson, Tucker Davis, Nathaniel Doll, Ethan Gladue,
7 LaJune Morgan, Hailey Reisner, Caleb Stork, Taylor Van Emmerik
- 8 Which was subscribed to and placed on file in the office of the Secretary of State.

9 Sen. Crabtree moved that the permanent joint rules of the Ninety-seventh Legislative Session
10 with the recommended changes to those joint rules for the Ninety-eighth Legislative Session as
11 adopted in March, 2022, be adopted as the temporary joint rules for the Ninety-eighth Legislative
12 Session.

13 The question being on Sen. Crabtree's motion that the permanent joint rules of the Ninety-
14 seventh Legislative Session with the recommended changes to those joint rules for the Ninety-eighth
15 Legislative Session as adopted in March, 2022, be adopted as the temporary joint rules for the
16 Ninety-eighth Legislative Session.

17 And the roll being called:

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

19 Yeas: Beal, Bolin, Bordeaux, Breitling, Castleberry, Crabtree, Davis, Deibert, Diedrich,
20 Duhamel, Foster, Frye-Mueller, Brent "B.R." Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck,
21 Steve Kolbeck, Larson, Maher, Mehlhaff, Nesiba, Novstrup, Herman Otten, Reed, Rohl, Schoenbeck,
22 Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

23 Nays: Pischke

24 So the motion having received an affirmative vote of a majority of the members-elect, the
25 President declared the motion carried.

26 Sen. Crabtree moved that the permanent rules of the Senate for the Ninety-seventh Legislative
27 Session be adopted as the temporary Senate rules for the Ninety-eighth Legislative Session.

28 The question being on Sen. Crabtree's motion that the permanent rules of the Senate for the
29 Ninety-seventh Legislative Session be adopted as the temporary Senate rules for the Ninety-eighth
30 Legislative Session.

31 And the roll being called:

32 Yeas 35, Nays 0, Excused 0, Absent 0

33 Yeas: Beal, Bolin, Bordeaux, Breitling, Castleberry, Crabtree, Davis, Deibert, Diedrich,
34 Duhamel, Foster, Frye-Mueller, Brent "B.R." Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck,
35 Steve Kolbeck, Larson, Maher, Mehlhaff, Nesiba, Novstrup, Herman Otten, Pischke, Reed, Rohl,
36 Schoenbeck, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

37 So the motion having received an affirmative vote of a majority of the members-elect, the
38 President declared the motion carried.

1 Sen. Crabtree moved that a committee of five on the part of the Senate be appointed to meet
2 with a committee of five on the part of the House for the purpose of arranging a memorial recognition
3 of deceased former members of the Senate and House.

4 Which motion prevailed and the President announced as such committee Sens. Schoenbeck
5 (Chair), Bolin, Hunhoff, Stalzer, and Foster.

6 Sen. Crabtree moved that when we adjourn today, we adjourn to convene at 1:00 p.m.
7 Wednesday, January 11th, 2023, the 2nd legislative day.

8 Which motion prevailed.

9 Unless there is an objection, we will waive the reading of the President Pro Tempore's
10 Appointments of Standing Committees and place them in the record.

11 Hearing no objections, the reading was waived.

12 The President announced the appointment of the following standing committees:

13 **** Denotes Chair** *** Denotes Vice-Chair**

14 **Agriculture and Natural Resources (7)**

15 ****Otten (Herman), *Deibert,** Klumb, Mehlhaff, Novstrup, Tobin, Larson

16 **Appropriations (9)**

17 ****Hunhoff, *Breitling,** Bolin, Johnson, Kolbeck (Jack), Maher, Wiik, Wink, Foster

18 **Commerce and Energy (9)**

19 ****Wheeler, *Beal,** Crabtree, Hoffman, Kolbeck (Steve), Schoenbeck, Stalzer, Zikmund,
20 Nesiba

21 **Education (7)**

22 ****Schoenfish, *Kolbeck (Steve),** Castleberry, Davis, Pischke, Reed, Bordeaux

23 **Government Operations and Audit (5)**

24 ****Wink, *Wheeler,** Hunhoff, Reed, Nesiba

25 **Health and Human Services (7)**

26 ****Tobin, *Davis,** Diedrich, Frye-Mueller, Reed, Rohl, Bordeaux

27 **Judiciary (7)**

28 ****Duhamel, *Stalzer,** Diedrich, Hoffman, Mehlhaff, Rohl, Wheeler

29 **Legislative Procedure (7)**

30 ****Schoenbeck, *Crabtree,** Duhamel, Kolbeck (Jack), Maher, Wheeler, Nesiba

1

Local Government (7)

2

****Reed, *Mehlhaff**, Deibert, Frye-Mueller, Kolbeck (Steve), Pischke, Larson

3

Military and Veterans Affairs (5)

4

****Johnson, *Zikmund**, Hoffman, Kolbeck (Jack), Stalzer

5

Retirement Laws (5)

6

****Bolin, *Mehlhaff**, Deibert, Zikmund, Nesiba

7

State Affairs (9)

8

****Crabtree, *Diedrich**, Davis, Duhamel, Rohl, Schoenbeck, Tobin, Wheeler, Nesiba

9

Taxation (7)

10

****Stalzer, *Hoffman**, Klumb, Novstrup, Otten (Herman), Schoenfish, Bordeaux

11

Transportation (7)

12

****Klumb, *Castleberry**, Beal, Deibert, Schoenfish, Zikmund, Larson

13

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

14

SB 12: FOR AN ACT ENTITLED, An Act to authorize the construction of a National Guard vehicle maintenance shop in Watertown, to make an appropriation therefor, and to declare an emergency.

15

16

Introduced by: The Senate Committee on Appropriations at the request of the Department of the Military

17

18

SB 13: FOR AN ACT ENTITLED, An Act to authorize the construction of an addition to the BG Dean Mann Readiness Center in Sioux Falls, to make an appropriation therefor, and to declare an emergency.

19

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21

Introduced by: The Senate Committee on Appropriations at the request of the Department of the Military

22

23

SB 14: FOR AN ACT ENTITLED, An Act to revise the legal description for the construction of a National Guard Readiness Center in Sioux Falls, make an additional appropriation therefor, and to declare an emergency.

24

25

26

Introduced by: The Senate Committee on Appropriations at the request of the Department of the Military

27

28

SB 18: FOR AN ACT ENTITLED, An Act to revise the appropriation for a livestock and equestrian complex at the State Fair, and to declare an emergency.

29

30

Introduced by: The Senate Committee on Appropriations at the request of the Department of Agriculture and Natural Resources

31

1 **SB 23:** FOR AN ACT ENTITLED, An Act to make an appropriation for the modernization of the
2 state's enterprise resource planning systems and to declare an emergency.

3 Introduced by: The Senate Committee on Appropriations at the request of the Bureau of
4 Finance and Management

5 **SB 25:** FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse health care
6 professionals who have complied with the requirements for health care recruitment assistance
7 programs and to declare an emergency.

8 Introduced by: The Senate Committee on Appropriations at the request of the Department of
9 Health

10 **SB 33:** FOR AN ACT ENTITLED, An Act to amend an appropriation for the revised construction
11 costs of the Mineral Industries Building at the School of Mines and Technology, and to declare an
12 emergency.

13 Introduced by: The Senate Committee on Appropriations at the request of the Board of Regents

14 **SB 34:** FOR AN ACT ENTITLED, An Act to authorize the sale of real property in Lake County
15 by the Board of Regents, and to declare an emergency.

16 Introduced by: The Senate Committee on Appropriations at the request of the Board of Regents

17 **SB 38:** FOR AN ACT ENTITLED, An Act to replace the emergency alert system and other
18 technology, to make an appropriation therefor, and to declare an emergency.

19 Introduced by: The Senate Committee on Appropriations at the request of the Bureau of
20 Information and Telecommunications

21 Were read the first time and referred to the Joint Committee on Appropriations.

22 **SB 17:** FOR AN ACT ENTITLED, An Act to make appropriations for water and environmental
23 purposes and to declare an emergency.

24 Introduced by: The Senate Committee on Appropriations at the request of the Department of
25 Agriculture and Natural Resources

26 **SB 20:** FOR AN ACT ENTITLED, An Act to authorize the awarding of deobligated grants in
27 accordance with policies of the Board of Water and Natural Resources.

28 Introduced by: The Committee on State Affairs at the request of the Department of Agriculture
29 and Natural Resources

30 **SB 21:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to the Black
31 Hills National Forest Land and Resource Management Plan revision process and to declare an
32 emergency.

33 Introduced by: The Senate Committee on Appropriations at the request of the Department of
34 Agriculture and Natural Resources

35 **SB 36:** FOR AN ACT ENTITLED, An Act to require quarterly reporting of alleged crimes and civil
36 proceedings involving grain transactions and to provide a penalty therefor.

37 Introduced by: The Committee on Agriculture and Natural Resources at the request of the
38 Public Utilities Commission

1 **SB 44:** FOR AN ACT ENTITLED, An Act to repeal provisions regarding the creation of river basin
2 natural resource districts.

3 Introduced by: **Senator** Schoenbeck

4 Were read the first time and referred to the Committee on Agriculture and Natural Resources.

5 **SB 11:** FOR AN ACT ENTITLED, An Act to to update certain application fees for actions related
6 to energy transactions in utility chargeback dockets.

7 Introduced by: The Committee on Commerce and Energy at the request of the South Dakota
8 Public Utilities Commission

9 **SB 22:** FOR AN ACT ENTITLED, An Act to streamline examination reports.

10 Introduced by: The Committee on Commerce and Energy at the request of the Department of
11 Labor and Regulation

12 **SB 35:** FOR AN ACT ENTITLED, An Act to make an appropriation to expand laboratory space
13 at the Sanford Underground Research Facility and to declare an emergency.

14 Introduced by: **Senator** Maher

15 **SB 41:** FOR AN ACT ENTITLED, An Act to establish a program for housing infrastructure loans
16 and grants, make an appropriation therefor, and to declare an emergency.

17 Introduced by: **Senator** Crabtree

18 **SB 42:** FOR AN ACT ENTITLED, An Act to modify power of attorney requirements for certain
19 vehicle transfer authorizations.

20 Introduced by: **Senator** Schoenbeck

21 **SB 43:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding money
22 transmission.

23 Introduced by: The Committee on Commerce and Energy at the request of the Department of
24 Labor and Regulation

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

26 **SB 3:** FOR AN ACT ENTITLED, An Act to require law enforcement notice to school officials when
27 a student is suspected of violating state drug or alcohol laws or of threatening violence.

28 Introduced by: **Senators** Tobin, Reed, and Schoenfish and **Representatives** Deutsch, Healy,
29 and Rehfeldt at the request of the Study Committee on Juvenile Justice

30 **SB 24:** 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.

32 Introduced by: The Senate Committee on Appropriations at the request of the Bureau of
33 Finance and Management

34 **SB 32:** FOR AN ACT ENTITLED, An Act to make an appropriation for the purchase of
35 cybersecurity upgrades by the Board of Regents and to declare an emergency.

36 Introduced by: The Senate Committee on Appropriations at the request of the Board of Regents

1 **SB 37:** FOR AN ACT ENTITLED, An Act to revise provisions pertaining to the South Dakota
2 School for the Deaf.

3 Introduced by: The Committee on Education at the request of the Board of Regents

4 **SB 39:** FOR AN ACT ENTITLED, An Act to modify provisions regarding educator complaints.

5 Introduced by: The Committee on Education at the request of the Department of Education

6 **SB 45:** FOR AN ACT ENTITLED, An Act to repeal the requirement for an annual report by the
7 Board of Regents regarding intellectual diversity and the free exchange of ideas

8 Introduced by: **Senator** Schoenbeck

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

10 **SB 1:** FOR AN ACT ENTITLED, An Act to modify debilitating medical conditions for medical
11 cannabis use.

12 Introduced by: **Senator** Tobin and **Representatives** Ernie Otten and Rehfeldt at the request
13 of the Medical Marijuana Oversight Committee

14 **SB 8:** FOR AN ACT ENTITLED, An Act to revise provisions relating to addiction and prevention
15 services professionals.

16 Introduced by: The Committee on Health and Human Services at the request of the South
17 Dakota Board of Addiction and Prevention Professionals

18 **SB 9:** FOR AN ACT ENTITLED, An Act to modify discharge notice procedures applicable to
19 developmentally disabled persons.

20 Introduced by: The Committee on Health and Human Services at the request of the Department
21 of Human Services

22 **SB 10:** FOR AN ACT ENTITLED, An Act to expand certification options for interpreters for the
23 deaf.

24 Introduced by: The Committee on Health and Human Services at the request of the Department
25 of Human Services

26 **SB 27:** FOR AN ACT ENTITLED, An Act to place certain substances on the controlled substances
27 schedule and to declare an emergency.

28 Introduced by: The Committee on Health and Human Services at the request of the Department
29 of Health

30 Were read the first time and referred to the Committee on Health and Human Services.

31 **SB 2:** FOR AN ACT ENTITLED, An Act to revise Department of Corrections reporting
32 requirements concerning abuse and neglect of individuals in private contracted facilities.

33 Introduced by: The Interim Committee on Government Operations & Audit

1 **SB 4:** FOR AN ACT ENTITLED, An Act to modify a court's authority to commit a habitual juvenile
2 offender to the Department of Corrections.

3 Introduced by: **Senators** Tobin, Reed, Schoenfish, and Wheeler and
4 **Representatives** Rehfeldt, Deutsch, Healy, and Ernie Otten at the request of the Study Committee
5 on Juvenile Justice

6 **SB 5:** FOR AN ACT ENTITLED, An Act to extend the termination date of the Juvenile Justice
7 Oversight Council and modify its membership requirements.

8 Introduced by: **Senators** Wheeler, Reed, Schoenfish, and Tobin and
9 **Representatives** Deutsch, Healy, and Rehfeldt at the request of the Study Committee on Juvenile
10 Justice

11 **SB 6:** FOR AN ACT ENTITLED, An Act to authorize community response teams to recommend
12 alternative community-based resources for children alleged to be delinquent and children alleged to
13 be in need of supervision prior to adjudication.

14 Introduced by: **Senators** Wheeler, Reed, Schoenfish, and Tobin and
15 **Representatives** Stevens, Deutsch, Healy, Ernie Otten, and Rehfeldt at the request of the Study
16 Committee on Juvenile Justice

17 **SB 7:** FOR AN ACT ENTITLED, An Act to clarify emergency commitments of severely mentally
18 ill persons by appropriate regional facilities.

19 Introduced by: The Committee on Judiciary at the request of the Department of Social Services

20 **SB 28:** FOR AN ACT ENTITLED, An Act to revise and repeal obsolete provisions related to the
21 Department of Social Services.

22 Introduced by: The Committee on Judiciary at the request of the Department of Social Services

23 **SB 46:** FOR AN ACT ENTITLED, An Act to establish the crime of petition circulation perjury and
24 provide a penalty therefor.

25 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

26 **SB 47:** FOR AN ACT ENTITLED, An Act to revise exceptions to the imposition of a Class 2
27 misdemeanor when no other penalty is provided by statute.

28 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

29 **SB 48:** FOR AN ACT ENTITLED, An Act to enhance the penalty for attempted first degree
30 murder of a law enforcement officer.

31 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

32 **SB 49:** FOR AN ACT ENTITLED, An Act to prohibit the improper storage and disposal of records
33 containing personal or protected information and provide a penalty therefor.

34 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

35 **SB 50:** FOR AN ACT ENTITLED, An Act to revise the crime of witness tampering.

36 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

1 **SB 52:** FOR AN ACT ENTITLED, An Act to update certain provisions regarding the Department
2 of Corrections and the authority of the Secretary of Corrections.

3 Introduced by: The Committee on Judiciary at the request of the Department of Corrections

4 **SJR 501:** A JOINT RESOLUTION, Proposing and submitting to the electors at the next general
5 election an amendment to the Constitution of the State of South Dakota, providing for the retention
6 elections of circuit court judges.

7 Introduced by: **Senator** Schoenbeck

8 Were read the first time and referred to the Committee on Judiciary.

9 **SB 19:** FOR AN ACT ENTITLED, An Act to make an appropriation for the payment of
10 extraordinary litigation expenses and to declare an emergency.

11 Introduced by: The Senate Committee on Appropriations at the request of the Bureau of
12 Administration

13 **SB 40:** FOR AN ACT ENTITLED, An Act to revise the process for nominating candidates for the
14 offices of lieutenant governor, attorney general, and secretary of state.

15 Introduced by: **Senator** David Johnson

16 Were read the first time and referred to the Committee on State Affairs.

17 **SB 26:** FOR AN ACT ENTITLED, An Act to transfer a property tax relief program, to change
18 income requirements for certain property tax relief programs, and to index certain income schedules
19 to inflation.

20 Introduced by: **Senators** Zikmund, Castleberry, Crabtree, Jack Kolbeck, and Nesiba and
21 **Representatives** Ladner, Cammack, Derby, Koth, and Lesmeister at the request of the Study
22 Committee on Property Tax Structure and Tax Burden

23 **SB 29:** FOR AN ACT ENTITLED, An Act to revise certain references to the Internal Revenue
24 Code.

25 Introduced by: The Committee on Taxation at the request of the Department of Revenue

26 **SB 30:** FOR AN ACT ENTITLED, An Act to revise the criteria for remote sellers who must remit
27 sales tax.

28 Introduced by: The Committee on Taxation at the request of the Department of Revenue

29 Were read the first time and referred to the Committee on Taxation.

30 **SB 15:** FOR AN ACT ENTITLED, An Act to to accept Uniformed Services ID as proof of veteran
31 status to have veteran designation added to a state license or ID card.

32 Introduced by: The Committee on Transportation at the request of the Department of Public
33 Safety

1 **SB 16:** FOR AN ACT ENTITLED, An Act to make an appropriation to rehabilitate the rail line
 2 from the city of Milbank to the city of Sisseton and to declare an emergency.

3 Introduced by: The Senate Committee on Appropriations at the request of the Department of
 4 Transportation

5 **SB 31:** FOR AN ACT ENTITLED, An Act to create an off-road vehicle decal for non-residents
 6 visiting the state.

7 Introduced by: The Committee on Transportation at the request of the Department of Revenue

8 Were read the first time and referred to the Committee on Transportation.

9 **SB 51:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
 10 reimbursement of county expenses in detaining parole violators.

11 Introduced by: The Committee on Judiciary at the request of the Department of Corrections

12 Was read the first time.

13 Sen. Bolin moved that the Senate do now adjourn, which motion prevailed and at 12:46 p.m.
 14 the Senate adjourned.

15 Kay Johnson, Secretary

16 **JOINT SESSION**

17 The Senate convened with the House of Representatives in the House Chamber for the
 18 purpose of receiving a message from the Governor, Kristi Noem. The President of the Senate, Larry
 19 Rhoden, presided.

20 The following prayer was delivered by Rev. Craig Wexler, Pierre/Fort Pierre Ministerial
 21 Association, Pierre, South Dakota:

22 Psalm 121

23 I lift up my eyes to the mountains—
 24 where does my help come from?
 25 My help comes from the Lord,
 26 the Maker of heaven and earth.
 27 He will not let your foot slip—
 28 he who watches over you will not slumber;
 29 indeed, he who watches over Israel
 30 will neither slumber nor sleep.
 31 The Lord watches over you—
 32 the Lord is your shade at your right hand;
 33 the sun will not harm you by day,
 34 nor the moon by night.
 35 The Lord will keep you from all harm—
 36 he will watch over your life;
 37 the Lord will watch over your coming and going
 38 both now and forevermore.

1 Almighty God, creator over all the earth, be with us now. Who are we that you would create
2 us, mold and shape us, love and redeem us? Each of us were created by you, brought into this world
3 as little children. Many of us grew up on play grounds—built tree-forts—played hop-scotch with
4 friends. We entered classrooms from small school houses in rural communities to large brick-and-
5 mortar complexes in larger cities. We dreamed of what we might grow up to become one day—
6 nurses, doctors, firemen, astronauts, farmers, teachers, football players. But here we are today,
7 standing in this building with statues and frescos that stare at us as we realize that we are tasked
8 with creating, upholding, administrating, and protecting the laws that we have put in place to help
9 us live, survive, and thrive within the times we live. Each of us comes from a different walk in life—
10 but You, O Lord, have brought us together today. You have brought us away from the tree-forts and
11 playgrounds we grew up on, and you have shaped us into being representatives of our peers. You
12 have crafted us into Representatives, Senators, Judges, soldiers, officers, administrators, cabinet
13 members—and even the Governor!

14 Who knew, as children, how you would bring the changes in our lives to lead us into the
15 vocations we have been elected into this day. Help us, as we embark upon our tasks, to be role
16 models for everyone else. Remind us of these words in our Psalm—remind us that You are our help—
17 remind us that You are our creator—our protector—our guide—our compass—our voice—You have
18 crafted our entire being. Help us to believe in Your infinite wisdom, and bestow upon us Your
19 compassion, love, and mercy, so that we too, can share Your virtue upon others in the work that
20 we have been called to do. Give us Your peace that surpasses all understanding. We pray this in the
21 name of Your Son, Jesus Christ, our Savior and Lord. Amen!

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

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

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

30 Arlint; Auch; Aylward; Bahmuller; Blare; Callies; Cammack; Chaffee; Chase; DeGroot; Derby;
31 Deutsch; Donnell; Drury; Duba; Duffy; Emery; Fitzgerald; Gross; Hansen; Healy; Heermann;
32 Jamison; Jensen (Kevin); Jensen (Phil); Karr; Kassin; Koth; Krohmer; Krull; Kull; Ladner; Lems;
33 Lesmeister; Massie; May; Mills; Moore; Mortenson; Mulally; Mulder; Nelson; Odenbach; Otten
34 (Ernie); Overweg; Perry; Peterson (Drew); Peterson (Sue); Pinnow; Pourier; Randolph; Rehfeldt;
35 Reimer; Reisch; Sauder; Schaeftbauer; Schneider; Shorma; Sjaarda; Soye; St. John; Stevens;
36 Teunissen; Tordsen; Venhuizen; Wangsness; Weisgram; Wittman; Speaker Bartels.

37 Sen. Crabtree moved that a committee of three on the part of the Senate and a committee of
38 five on the part of the House be appointed to escort the Honorable Kristi Noem, Governor of the
39 State of South Dakota, to the rostrum.

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

43 The Lieutenant Governor, Larry Rhoden, introduced the Honorable Kristi Noem, who delivered
44 the State of the State Address.

45 The Sergeant at Arms announced the arrival of the Honorable Kristi Noem, who was escorted
46 to the rostrum.

1

STATE OF THE STATE ADDRESS

2

INTRODUCTION

3

Lieutenant Governor Rhoden, Mr. Speaker, members of the House and Senate, Chief Justice Jensen, Supreme Court justices, constitutional officers, and my fellow South Dakotans:

4

5

The South Dakota state constitution requires the Governor to begin each legislative session by “[giving] the Legislature information concerning the affairs of the state and [recommending] the measures he considers necessary.” Notice I didn’t say “she.” The Constitution doesn’t say that. We’re going to fix that.

6

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10

It’s also the perfect time for me to come before you to let you know that I have a brand new grandbaby. His name is Branch Bryon, named after his grandpa. He’s a healthy 8 pounds, 9 ounces.

11

South Dakota is growing. We are thriving. And we are strong.

12

13

14

Our state’s agriculture industry is now a \$32 billion industry, and it’s responsible for 1 in 5 jobs in the state. We need to continue to preserve agriculture’s opportunity to thrive. Tourism, financial services, and other industries are continuing to grow, as well.

15

16

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18

Today I am going to share with you how our state has become the number one state for individuals, families, and businesses to build the American Dream, how we have promoted and will continue to promote stronger families, and how we will secure South Dakota for now and into the future.

19

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We are number one in the nation for personal income growth over the past several years. That is how South Dakotans build the American Dream by working hard and earning more than they have before. We have the fastest growth of housing developments in the entire country. We have the most family-owned businesses of any state. That’s part of how we make families stronger. We have the most registered hunters per-capita of any state. And we were recognized for making the best decisions by the American Legislative Exchange Council. And one more thing – The South Dakota State University Jackrabbits are the FCS National Champions in Football! GO JACKS!

26

27

28

I normally wait to honor our military for the end of the speech, but I want to highlight this now: we are the number one state in the nation to live and work as a soldier, an airman, and a veteran. That is how we make South Dakota safer and more secure for the future.

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Both our Army and Air Guard units have led the nation, winning award after award for best units in the country. Just this past month, we deployed the 109th Regional Support Group to the Middle East as part of Operation Inherent Resolve. But the National Guard stands ready here at home, too. When the winter snow and bitter cold hit our state just before Christmas, the men and women in uniform took time away from their families to help other families in need across the state, including all the tribal reservations that needed assistance. Would everyone who is a veteran or serves in the National Guard please rise to be recognized?

36

37

38

I believe South Dakota is the freest state in the nation. We fight to defend our constitutional rights. We ensure that every South Dakotan has the right to Life, Liberty, and the Pursuit of Happiness.

39

40

But here’s what I love about South Dakota – we never settle. We never sit back and say, “good enough.”

41

We turn the challenges we face into opportunities.

42

43

Together, I want all of us to take on the challenge of making South Dakota number one in: growth, tax climate, work ethic, and building – and supporting – strong families.

44

45

Our nation was built on Freedom – but our constitutional freedoms are under assault from Washington D.C.

1 America needs South Dakota’s example of how conservative policies and values make people’s
2 lives better. These policies bring success and hope.

3 In the last four years, we made South Dakota the strongest state in America by making it the
4 state to pursue the American Dream, a state for Stronger Families, and a Secure State. In the next
5 four, we will prove that the best is yet to come.

6 **BUILDING THE AMERICAN DREAM**

7 Together, we must continue to build and advance the American Dream. And this legislative
8 session, we will accomplish that.

9 We will accomplish it by cutting taxes for our people. We continue to have record surpluses.
10 What should we do with our surplus? My answer is simple: Cut taxes and provide relief to South
11 Dakotans.

12 I have been to a lot of grocery stores across the state over the past few months. Prices have
13 increased so dramatically over the past two years that families are unprepared when they see the
14 final bill in the checkout line. When I’ve been checking out groceries, about 1 in every 4 shoppers
15 have had to put something back because they can’t pay for everything. Folks, South Dakotans need
16 this relief.

17 Fair Market in Sioux Falls is a grocery store that provides a special service to those who need
18 it. They offer groceries for about half the price that you see at a typical grocery store. Kristin Johnson
19 recognized the need for affordable groceries in her community, so she opened Fair Market in early
20 2021. She’s had to relocate and expand multiple times as demand grew. And just last month, they
21 opened a 2nd location on the west side of Sioux Falls.

22 When I visited, I met customers who were so grateful for the opportunity that Fair Market
23 provides. Because many of their groceries are “reclaimed,” meaning there may have been a branding
24 change, maybe it’s a damaged can, maybe it’s a seasonal good, or maybe there’s a market surplus.
25 So there’s always something new and unique – many customers enjoy hunting for those unique
26 finds.

27 Kristin, her husband Greg, and Denelle (who works with them)_are here today. Would you all
28 please stand? Thank you for everything that you do for the people of South Dakota.

29 Fair Market’s customers will greatly benefit from the elimination of the sales tax on groceries
30 – but so will every South Dakota family, every person, every small business owner, even every
31 homeowner. Our economy is the strongest it has ever been. Our revenues continue to grow.
32 December revenues have us up another \$10 million above legislative adopted estimates. Now is the
33 time – let’s get it done.

34 South Dakota’s economy has been thriving over the past few years! But with that, we’ve
35 experienced some growing pains. In 2022, our unemployment rate was the lowest it’s been in our
36 state’s history. But we still have 23,000 open jobs in our state.

37 During my first year in office, I signed legislation that recognized occupational licenses for
38 military spouses who moved to our state. Then, two years ago, in response to the challenge of filling
39 healthcare jobs, I proposed legislation to recognize the healthcare licenses of folks moving here
40 from other states. This legislation was expanded to other professions and helped us fill jobs. We
41 have an opportunity now to finish the job and provide a path to recognize the licenses of just about
42 every profession in the state.

43 When other states have done this, they have seen their workforces grow almost immediately.
44 Arizona’s workforce has grown by about 5,000 workers since their law was implemented. Thousands
45 more in the future are sure to come, as well. That’s the kind of drastic workforce boost that we need
46 here in South Dakota.

1 We are constantly looking for opportunities to expand registered apprenticeships in South
2 Dakota. Just last month, the Department of Labor & Regulation awarded four grants to create four
3 apprenticeship pipelines for high schoolers across the state. The four recipients were Bear Butte
4 Gardens for agriculture, Belle Fourche School District for healthcare, Harrisburg School District for
5 agriculture, and Dakota State University for education. Later this week, they'll announce even more
6 awards.

7 More and more businesses are realizing the value of these apprenticeship programs. I want to
8 highlight Lemmonmade Butcher Shop in Lemmon, which has incorporated an apprenticeship
9 program to hire and train new staff. They initially hired an employee named Jesse who is now
10 supervising more people going through the program, allowing the owner of the business to take his
11 first ever vacation. That's making the American dream come true.

12 Howe Inc. in Sioux Falls has used apprenticeships to build their workforce for decades. When
13 they gave me a tour of their apprenticeship classroom and program, I was impressed. It's incredible.
14 They already provide apprenticeships in plumbing, fire protection, and HVAC sheetmetal, and they
15 recently worked with the Department of Labor and Regulation to add a mechatronics apprentice
16 program. They are currently in the process of setting up another program for fire sprinkler fitters.
17 Over the years, Howe has used their apprenticeship program to hire more than 60 employees. It
18 has been a total game changer for their workforce. Other companies can seize this opportunity, too.

19 I want South Dakota businesses to continue to start apprenticeship programs. If you are
20 interested in launching one at your business, reach out to us. And stay tuned for more news about
21 how we're expanding our apprenticeship program later this year.

22 South Dakota will continue to attract the careers of the future and address workforce
23 challenges. In the last year, you worked with me to expand Dakota State University's cyber research
24 capabilities, which will bring 500 six-figure jobs to Sioux Falls. More importantly, it will give our kids
25 and grandkids another reason to pursue the career of their dreams right here in South Dakota. I
26 promised to bring the next big industry to South Dakota. This is it.

27 In the last year, we also broke ground on the largest economic development project in our
28 state's history. Gevo's Net-Zero 1 Site in Lake Preston is the first ever billion-dollar investment in
29 South Dakota. They will literally turn corn into jet fuel, as impossible as that sounds.

30 What we are doing in South Dakota is reverberating across this country and around the world.
31 We would be growing even more if there weren't federal mandates preventing companies from
32 coming – and Biden just extended these mandates last week. We are in touch with a company in
33 Canada that wants to move their business to the Black Hills. And I can't share too many details yet,
34 but we're very excited.

35 They are buying property that they haven't even seen in-person. This family and their business
36 have suffered due to COVID restrictions and vaccine mandates in Canada. Their daughter was even
37 expelled from her university for refusing the vaccine. They are ready to gain back their freedoms.
38 They want to grow their business and improve their quality of life here in our state. The Biden
39 Administration's vaccine mandates are standing in their way.

40 We aren't just bringing new businesses to South Dakota – our existing businesses are growing
41 and thriving. Valley Queen in Milbank broke ground last year on a \$200 million expansion that will
42 create an additional 140 jobs for the community. South Dakota's total milk production has risen
43 11% in the last year, and that will continue to increase once this facility is completed.

44 The Governor's Office of Economic Development facilitated \$1.7 billion in new economic
45 investments in South Dakota over the last year, creating 2,400 new jobs. In fact, in my first term,
46 **we delivered more economic investment in South Dakota than in the previous 10 years**
47 **combined.** That's the kind of success you only see in a state where government is limited, personal
48 responsibility is central to everything, and the private sector is unleashed.

49 Remember, we were the only state to reject the additional elevated unemployment benefits
50 offered by the federal government. Our people kept working, our unemployment rate remained low,

1 our economy remained strong, and new businesses moved here. Now, we have a very healthy
2 unemployment trust fund balance – which gives us the opportunity to cut the unemployment tax
3 for businesses. My Department of Labor will be bringing a bill to revise employer contribution rates
4 to the unemployment trust fund. This will bring an estimated \$18 million savings to South Dakota
5 businesses over the next couple of years.

6 We're continuing to break records for tourism. It's no secret that folks have been visiting South
7 Dakota by the millions, and that many of them first heard about us during the pandemic. In 2020,
8 we broke the record for most visitors to South Dakota's state parks. In 2021, we shattered that
9 record – and broke the record for visitor spending, too.

10 We don't have final data yet, but it looks like South Dakota set another record for visitor
11 spending in 2022. Our airport arrivals increased by about 10% over last year. Even with nationwide
12 inflation and increases in gas prices, visitors continue to choose South Dakota. And our economy is
13 reaping the benefits. In fact, tourism revenue decreases the tax burden by \$1,000 per South Dakota
14 family. The tourism industry also supports about 57,000 jobs.

15 This year, the Department of Tourism will launch a dedicated Native American tourism
16 marketing campaign. Beginning in 2023, bus tours will bring both domestic and international visitors
17 to Pine Ridge, Rosebud, Standing Rock, and Milk's Camp. We will continue to emphasize telling tribal
18 stories. They are a key part of our state's rich history and heritage, and I'm excited to share that
19 with the world.

20 People who visit South Dakota also come to hunt and fish. Access to hunting opportunities has
21 never been greater. Since I took office, more than 50,000 private acres have become available for
22 public hunting. 15,000 new habitat acres have been added to promote strong wildlife numbers.
23 Momentum continues to build – our most recent pheasant harvest shows more total birds and birds
24 per-hunter than the 5-year average. And in 2022, we set a record for the most nonresident fishing
25 licenses sold.

26 Every year, more and more South Dakota youth are participating in our Nest Predator Bounty
27 Program. Youth participants jumped up to 32% of total program participants this year. These kids
28 are discovering a passion for the great outdoors.

29 When tourists, hunters, and fishermen choose to come to South Dakota, they are not just
30 pursuing big game wildlife or a catch of a lifetime. They are literally pursuing happiness – a break
31 from their day to day lives. Moments with their families and the excitement of new adventures in
32 the great outdoors. They are choosing South Dakota, and visiting us creates memories that will last
33 a lifetime.

34 **PROMOTING STRONGER FAMILIES**

35 We will continue to build stronger families in South Dakota.

36 Three years ago, we worked together to pass legislation to provide paid family leave for state
37 employees. This gave families the opportunity to bond with newborn and adopted children – and it
38 put us in a better position to attract top talent to our state government. This year, I want to expand
39 that opportunity.

40 Currently, the state provides paid family leave benefits at 60% of an employee's salary for 8
41 weeks. I am proposing that we extend that benefit to 100% of salary for 12 weeks. And this new
42 family leave policy won't just cover new births or adoptions – it will also cover taking care of a child,
43 spouse, or parent with a serious health condition, or a situation where a spouse is called to active-
44 duty military service.

45 This will be a tremendous benefit for state employees – but it won't stop with them. Private
46 sector companies will have the opportunity to be a part of the state's risk pool, as well. This will
47 make it much cheaper for companies to offer this benefit to their employees. And the more people
48 that buy in, the lower the cost will be for everyone. My budget provides \$20 million in grants to
49 incentivize private sector companies to participate for the first few years.

1 My budget also proposes \$1.1 million to help give pregnancy and postpartum care for moms
2 who are Medicaid recipients. Pregnant moms who are at risk of poor birth outcomes will receive
3 intensive care management. This will help moms have a healthy pregnancy – and this care will
4 extend after birth.

5 Moms who are involved in this program have babies who are less likely to be admitted to the
6 NICU. And after birth, these moms will be able to join the Bright Start program, which you helped
7 provide funding for last year. This proves our commitment to helping moms and families through
8 whatever situations they may face. We will help them and their babies both before birth and after.

9 And we'll also help families adopt children who are in need of a loving home. During my time
10 as Governor, I have emphasized adoption as an area where we can improve as a state. And my
11 Life.SD.gov website helps families find resources to help, whether they are adopting or giving a child
12 up for adoption.

13 I am also recommending up to \$25,000 for state employees to cover the cost of adopting a
14 child domestically. Today, we have several state employees with us who have adopted children into
15 their homes. Would you all please stand and be recognized? Thank you for your service to our state
16 – and thank you for providing a loving home for these kids.

17 Another way to help kids grow up in a loving home is foster care. Two years ago, I launched
18 the "Stronger Families Together" initiative. Before this initiative, we were recruiting fewer than 200
19 new foster families every year. Now, we're recruiting more than 300 foster families a year to help.
20 We met our target in year one, and our recruitment contacts are up for year 2! But our foster
21 children face educational challenges as a result of their circumstances.

22 Today, I am announcing the "Stronger Families Scholarships" proposal, which I will be working
23 with you on to provide a new education opportunity for these kids. Any child in the foster care
24 system will have the opportunity to receive up to \$4,000 in a scholarship to help them achieve their
25 full potential, from kindergarten through 12th grade. This money can be used to pay tuition at a
26 private school, pay for tutoring or teaching services, purchase curriculum, pay for standardized tests
27 or AP exams, and more.

28 There is always more that we can do. Today, more than 100 businesses across the state
29 provide targeted discounts to foster families and children. I love that! And I'd love to see more
30 businesses take up that challenge, too.

31 I know that one of the biggest challenges that families in South Dakota face today is access to
32 childcare. Families might have to go on a wait list for months. One parent may have to stop working
33 for the time being.

34 In the coming days, we will be completing an overhaul of our childcare rules and regulations.
35 We've been working closely with childcare providers to rewrite these rules in a way that makes
36 sense – while prioritizing the safety of our kids.

37 We will have also be releasing nearly \$40M in federal grants for childcare providers. We held
38 several meetings with providers so that these grants will target exactly what they need – from new
39 technology to startup funds to quality initiatives.

40 We also heard about their workforce challenges. We are going to help tackle this by making it
41 more attractive to work in the childcare field. Currently, childcare providers struggle to give benefits
42 to their employees. So we will be partnering with the South Dakota Farm Bureau to fix this. Today,
43 we have with us some of the leadership team from Farm Bureau who is helping us make these
44 health benefits possible. Would you please stand and be recognized?

45 Through all of these efforts, we are making clear that South Dakota prioritizes stronger
46 families.

1 SECURING SOUTH DAKOTA

2 We live in the strongest and greatest nation in the history of the world. With that greatness
3 comes unique challenges. But we aren't afraid of challenges. As President Harry S. Truman famously
4 said, "America was not built on fear. America was built on courage, on imagination, and an
5 unbeatable determination to do the job at hand."

6 Perhaps the greatest external challenge facing the United States is the Chinese Communist
7 Party. They are using a popular app called TikTok to gather data on the American people. It's
8 possible they could be using the app to gather users' keystrokes – which means the Chinese
9 Communist Party could have access to the financial information of tens of millions of Americans.
10 This is an unacceptable security threat coming from a nation that hates America.

11 A little over a month ago, I signed an executive order banning TikTok for state government.
12 And in doing so, South Dakota began an important movement. More than 20 states have since taken
13 action. Congress recently passed legislation to reflect this policy for the federal government, too.
14 They all followed our lead. That's the power of the example that South Dakota is setting for the
15 nation. That's the responsibility that we all need to take seriously.

16 Our efforts to combat Communist China didn't stop there. We are also looking for ways to
17 ensure taxpayer dollars aren't benefitting Chinese companies or the Chinese Communist Party. And
18 I am working with Senator Tobin and Representative Cammack on legislation to block purchases of
19 South Dakota ag land from nations that hate us.

20 This legislation will create a board called the Committee on Foreign Investment in the United
21 States – South Dakota, or CFIUS-SD. This new board will include ag experts, national and state
22 security experts, and legal counsel. It will review any purchase, lease, or transfer of South Dakota
23 agriculture land by a foreign person, company, or entity and make its recommendation to the
24 Governor whether the purchase should be approved.

25 That's the kind of decisive action that we need. We all saw what happened to our neighbors to
26 the north – where a Chinese affiliate purchased land near critical infrastructure to our nation's
27 security – we cannot allow that to happen here. We cannot allow Chinese interests to purchase any
28 South Dakota ag land, much less land near any military base or critical state infrastructure. South
29 Dakota will set the example here, too. Other states are already looking at our legislation with plans
30 to replicate it. I look forward to working with you to get it done and keep our people safe.

31 We are committed to securing our state, and we are committed to honoring the men and
32 women in uniform who make that possible. South Dakota respects law enforcement. We've proven
33 that in our actions – not just in our words. We recruited out-of-state law enforcement officers to
34 move to a state where they are respected.

35 It isn't just our law enforcement officers who go above and beyond the call of duty. I hear
36 story after story of incredible South Dakotans who step up every day.

37 Stories like the staff at the Avera Avantara nursing home in Salem who brought residents into
38 an inner room when the Derecho hit last spring. They had to physically hold the doors shut with
39 their bare hands to keep them from being ripped off their hinges. And when the storm abated,
40 everything on the other side of that door was gone. Those nursing home employees may have felt
41 like they were just doing their job – but they saved so many lives that day. The staff of this nursing
42 home is here today. Would you all please stand, and remain standing for just a moment.

43 I want to tell one last story of heroism today. Mark Kock works in construction. He has a wife
44 and 5 kids. One day, he was driving through a torrential downpour when he saw a car flipped on its
45 side in the median. He pulled over, climbed into the flipped vehicle, and found a woman who was in
46 shock from the crash. The car was filling up with water. The woman was hanging by her seatbelt.
47 Mark cut her loose, held her out of the water, calmed her down, and held the car door open above
48 his head until emergency responders could arrive.

1 Mark is a hero. He was a hero that day. He's also a hero in uniform. Mark is a Staff Sergeant
2 in the South Dakota Air Guard, and he was driving on his way to drill when he stopped and helped
3 that woman, potentially saving her life. His job in the Guard is to keep our nation safe and protect
4 our Freedoms – but he could have just kept driving that day. He didn't. He pulled over. He stepped
5 up. Staff Sergeant Kock and his family are here today – would you please stand?

6 Today, I want to honor both the staff at Avera Avantara in Salem **AND** Staff Sergeant Mark
7 Kock with the Governor's Award for Heroism.

8 Our state is safer because of men and women who answer the call of duty without being asked.
9 I'm proud to be a South Dakotan because of people like all of you. Thank you for setting an example.

10 **CONCLUSION**

11 Ladies and gentlemen: that is the State of our State. For four years we have made South
12 Dakota the state where anyone can build their American Dream. We have strengthened families.
13 And we have secured the state. What we have built here over the last four years is exactly what our
14 Founding Fathers envisioned when they created our nation – and the founders of our state who
15 enshrined the phrase, "Under God the People Rule." And we're just getting started.

16 In 1790, less than one year after taking office as the first President of the United States, George
17 Washington delivered the first State of the Union Address. Some people think it was the best State
18 of the Union ever delivered. It was the shortest. President Washington delivered an important point
19 that I think we should all remember today: "The welfare of our country is the great object to which
20 our cares and efforts ought to be directed. I shall derive great satisfaction from a cooperation with
21 you in the pleasing – though arduous – task of ensuring to our fellow citizens the blessings which
22 they have a right to expect from a free, efficient, and equal government."

23 That is still our task today: to ensure a free, efficient, and equal government for the people of
24 South Dakota. I look forward to working with all of you to get it done.

25 God bless you all. And may God continue to bless the great state of South Dakota.

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

27 Which motion prevailed.

