

# *JOURNAL OF THE SENATE*

## *NINETY-EIGHTH SESSION*

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NINTH DAY

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STATE OF SOUTH DAKOTA  
Senate Chamber, Pierre  
Monday, January 23, 2023

The Senate convened at 2:00 p.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 Alexa Comes and Josee Compton.

Roll Call: All members present except Sen. Diedrich 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 8th 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 The oath of office was administered by the President to the following named pages:

2 Alexa Comes, Josee Compton, Benjamin Daggett, Shayna Farlee, Miranda Maas,  
3 Sydney Meissner, Hawi Meshessha, Matthew Mork, Elijah Morrisette, Emily Olsen, Shane Rist,  
4 Keatyn Wede, Connor Wiik.

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

6 **COMMUNICATIONS AND PETITIONS**

7 January 23, 2023

8 The Honorable Larry Rhoden  
9 President of the Senate  
10 State Capitol  
11 Pierre, SD 57501

12 Dear President and Members of the Senate:

13 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
14 consent, I have the honor to inform you that I have appointed Matt Althoff, of Lincoln County, Sioux  
15 Falls, South Dakota, to the position of Secretary of the Department of Social Services.

16 This appointment is effective January 23, 2023.

17 Sincerely,  
18 Kristi Noem  
19 Governor

20 The President announced the referral of the appointment to the Committee on Health and  
21 Human Services.

22 January 17, 2023

23 The Honorable Larry Rhoden  
24 President of the Senate  
25 State Capitol  
26 Pierre, SD 57501

27 Dear President and Members of the Senate:

28 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
29 consent, I have the honor to inform you that I have appointed David Flute, of Roberts County,  
30 Sisseton, South Dakota, to the position of Secretary of the Department of Tribal Relations.

31 This appointment is effective January 7, 2023.

32 Sincerely,  
33 Kristi Noem  
34 Governor

1 The President announced the referral of the appointment to the Committee on State Affairs.

2 January 7, 2023

3 The Honorable Larry Rhoden  
4 President of the Senate  
5 State Capitol  
6 Pierre, SD 57501

7 Dear President and Members of the Senate:

8 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
9 consent, I have the honor to inform you that I have appointed Michael Houdyshell, of Hughes  
10 County, Pierre, South Dakota, to the position of Secretary of the Department of Revenue.

11 This appointment is effective January 7, 2023.

12 Sincerely,  
13 Kristi Noem  
14 Governor

15 The President announced the referral of the appointment to the Committee on Commerce and  
16 Energy.

17 January 7, 2023

18 The Honorable Larry Rhoden  
19 President of the Senate  
20 State Capitol  
21 Pierre, SD 57501

22 Dear President and Members of the Senate:

23 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
24 consent, I have the honor to inform you that I have appointed Marcia Hultman, of Hughes County,  
25 Pierre, South Dakota, to the position of Secretary of the Department of Labor and Regulation.

26 This appointment is effective January 7, 2023.

27 Sincerely,  
28 Kristi Noem  
29 Governor

30 The President announced the referral of the appointment to the Committee on Commerce and  
31 Energy.

1 January 7, 2023

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2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Joel Jundt, of Hughes County, Pierre,  
9 South Dakota, to the position of Secretary of the Department of Transportation.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on Transportation.

15 December 27, 2022

16 The Honorable Larry Rhoden  
17 President of the Senate  
18 State Capitol  
19 Pierre, SD 57501

20 Dear President and Members of the Senate:

21 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
22 consent, I have the honor to inform you that I have appointed Melissa Magstadt, of Hamlin County,  
23 Castlewood, South Dakota, to the position of Secretary of the Department of Health.

24 This appointment is effective December 27, 2022.

25 Sincerely,  
26 Kristi Noem  
27 Governor

28 The President announced the referral of the appointment to the Committee on Health and  
29 Human Services.

1 January 7, 2023

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2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Jeff Marlette, of Pennington County,  
9 Rapid City, South Dakota, to the position of Adjutant General.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on State Affairs.

15 January 7, 2023

16 The Honorable Larry Rhoden  
17 President of the Senate  
18 State Capitol  
19 Pierre, SD 57501

20 Dear President and Members of the Senate:

21 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
22 consent, I have the honor to inform you that I have appointed Craig Price, of Hughes County, Pierre,  
23 South Dakota, to the position of Secretary of the Department of Public Safety.

24 This appointment is effective January 7, 2023.

25 Sincerely,  
26 Kristi Noem  
27 Governor

28 The President announced the referral of the appointment to the Committee on Judiciary.

1 January 7, 2023

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2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Shawnie Rechtenbaugh, of Hughes  
9 County, Pierre, South Dakota, to the position of Secretary of the Department of Human Services.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on Health and  
15 Human Services.

16 January 7, 2023

17 The Honorable Larry Rhoden  
18 President of the Senate  
19 State Capitol  
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
23 consent, I have the honor to inform you that I have appointed Hunter Roberts, of Hughes County,  
24 Pierre, South Dakota, to the Secretary of the Department of Agriculture and Natural Resources.

25 This appointment is effective January 7, 2023.

26 Sincerely,  
27 Kristi Noem  
28 Governor

29 The President announced the referral of the appointment to the Committee on Agriculture and  
30 Natural Resources.

1 January 7, 2023

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2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Kevin Robling, of Hughes County,  
9 Pierre, South Dakota, to the position of Secretary of the Department of Game, Fish and Parks.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on Agriculture and  
15 Natural Resources.

16 January 17, 2023

17 The Honorable Larry Rhoden  
18 President of the Senate  
19 State Capitol  
20 Pierre, SD 57501

21 Dear President and Members of the Senate:

22 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
23 consent, I have the honor to inform you that I have appointed Darin Seeley, of Lake County,  
24 Wentworth, South Dakota, to the position of Commissioner of the Bureau of Human Resources.

25 This appointment is effective January 7, 2023.

26 Sincerely,  
27 Kristi Noem  
28 Governor

29 The President announced the referral of the appointment to the Committee on Commerce and  
30 Energy.

1 January 7, 2023

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2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Kellie Wasko, of Hughes County,  
9 Pierre, South Dakota, to the position of Secretary of the Department of Corrections.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on Judiciary.

15 January 17, 2023

16 The Honorable Larry Rhoden  
17 President of the Senate  
18 State Capitol  
19 Pierre, SD 57501

20 Dear President and Members of the Senate:

21 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
22 consent, I have the honor to inform you that I have appointed Steve Westra, of Minnehaha County,  
23 Sioux Falls, South Dakota, to the position of Commissioner of the Governor's Office of Economic  
24 Development.

25 This appointment is effective January 7, 2023.

26 Sincerely,  
27 Kristi Noem  
28 Governor

29 The President announced the referral of the appointment to the Committee on Commerce and  
30 Energy.



1 January 17, 2023

2 The Honorable Larry Rhoden  
3 President of the Senate  
4 State Capitol  
5 Pierre, SD 57501

6 Dear President and Members of the Senate:

7 Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your  
8 consent, I have the honor to inform you that I have appointed Greg Whitlock, of Codington County,  
9 Watertown, South Dakota, to the position of Secretary of the Department of Veterans Affairs.

10 This appointment is effective January 7, 2023.

11 Sincerely,  
12 Kristi Noem  
13 Governor

14 The President announced the referral of the appointment to the Committee on Military and  
15 Veterans Affairs.

16 **REPORTS OF STANDING COMMITTEES**

17 Mr. President:

18 The Committee on Senate Taxation respectfully reports that it has had under consideration  
19 **SB 58** and returns the same with the recommendation that said bill do pass, and having been  
20 certified as uncontested, be placed on the consent calendar.

21 Respectfully submitted,  
22 Jim Stalzer, Chair

23 **MESSAGES FROM THE HOUSE**

24 Mr. President:

25 I have the honor to transmit herewith **HB 1025 and 1028** which have passed the House and  
26 your favorable consideration is respectfully requested.

27 Respectfully,  
28 Patricia Miller, Chief Clerk

29 **CONSIDERATION OF REPORTS OF COMMITTEES**

30 Sen. Crabtree moved that the report of the Standing Committee on

31 Local Government on **SB 56** as found on page 72 of the Senate Journal be adopted.

32 Which motion prevailed and the report was adopted.

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**CONSIDERATION OF JUDICIAL APPOINTMENTS**

The Senate proceeded to the consideration of the judicial appointment of Patricia A. Meyers of Pennington County, Rapid City, South Dakota, to the Board of Pardons and Paroles.

The question being "Does the Senate advise and consent to the judicial appointment of Patricia A. Meyers pursuant to the judicial message as found on page 28 of the Senate Journal?"

And the roll being called:

Yeas 34, Nays 0, Excused 1, Absent 0

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

Excused: Diedrich

So the question having received an affirmative vote of a majority of the members-elect, the President declared the appointment confirmed.

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

**SB 84:** FOR AN ACT ENTITLED, An Act to authorize compensation for water project district directors.

Introduced by: **Senator** Schoenbeck

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

**SB 85:** FOR AN ACT ENTITLED, An Act to revise rebating provisions in the insurance code.

Introduced by: **Senator** Crabtree

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

**SB 87:** FOR AN ACT ENTITLED, An Act to establish educational standards for the expanded practice of optometry.

Introduced by: **Senator** Davis

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

**SB 83:** FOR AN ACT ENTITLED, An Act to revising provisions regarding water development districts.

Introduced by: **Senator** Schoenfish

**SB 86:** FOR AN ACT ENTITLED, An Act to require candidates for a party precinct committee to include an email address and phone number in the written statement submitted to the county auditor.

Introduced by: **Senator** Stalzer

Were read the first time and referred to the Committee on Local Government.

**SB 82:** FOR AN ACT ENTITLED, An Act to modify provisions pertaining to poll watchers.

Introduced by: **Senator** Duhamel

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

### FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS

**HB 1025:** FOR AN ACT ENTITLED, An Act to revise the fees for registration of an apiary.

**HB 1028:** FOR AN ACT ENTITLED, An Act to modify expiration dates and enforcement actions pertaining to pesticide applicator licenses.

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

### SECOND READING OF CONSENT CALENDAR ITEMS

Sen. Nesiba requested that **SB 46** be removed from the Consent Calendar.

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

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

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

**SB 68:** FOR AN ACT ENTITLED, An Act to modify the approval process for certain out-of-state travel and related costs by a legislative member.

Were read the second time.

The question being "Shall **SB 9, 10, 15, and 68** pass?"

And the roll being called:

Yeas 34, Nays 0, Excused 1, Absent 0

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

Excused: Diedrich

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

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

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

6 Was read the second time.

7 The question being "Shall **SB 11** pass as amended?"

8 And the roll being called:

9 Yeas 28, Nays 6, Excused 1, Absent 0

10 Yeas: Beal, Bolin, Breitling, Castleberry, Crabtree, Davis, Deibert, Duhamel, Brent "B.R."  
11 Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck, Steve Kolbeck, Maher, Mehlhaff, Novstrup,  
12 Herman Otten, Reed, Rohl, Schoenbeck, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and  
13 Zikmund

14 Nays: Bordeaux, Foster, Frye-Mueller, Larson, Nesiba, and Pischke

15 Excused: Diedrich

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

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

20 Was read the second time.

21 The question being "Shall **SB 47** pass?"

22 And the roll being called:

23 Yeas 13, Nays 21, Excused 1, Absent 0

24 Yeas: Beal, Bolin, Castleberry, Crabtree, Deibert, Duhamel, Brent "B.R." Hoffman, Mehlhaff,  
25 Novstrup, Schoenbeck, Stalzer, Wiik, and Wink

26 Nays: Bordeaux, Breitling, Davis, Foster, Frye-Mueller, Hunhoff, David Johnson, Klumb, Jack  
27 Kolbeck, Steve Kolbeck, Larson, Maher, Nesiba, Herman Otten, Pischke, Reed, Rohl, Schoenfish,  
28 Tobin, Wheeler, and Zikmund

29 Excused: Diedrich

30 So the bill not having received an affirmative vote of a majority of the members-elect, the  
31 President declared the bill lost.

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

34 Was read the second time.

1 The question being "Shall **SB 31** pass?"

2 And the roll being called:

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

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

8 Excused: Diedrich

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

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

13 Was read the second time.

14 The question being "Shall **SB 20** pass?"

15 And the roll being called:

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

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

21 Excused: Diedrich

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

24 **SB 69:** FOR AN ACT ENTITLED, An Act to modify the composition of the State-Tribal Relations  
25 Committee.

26 Was read the second time.

27 Sen. Bordeaux moved that **SB 69** be amended as follows:

28 69A

29 On page 1, line 1, of the Introduced bill, after "to " delete "modify the composition of"

30 On page 1, line 1, of the Introduced bill, after "of " insert "repeal "

31 On page 1, line 1, of the Introduced bill, after "Committee" insert " and related provisions"

32 On page 1, after line 2, of the Introduced bill, insert: "

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**Section 1. That § 1-54-11 be AMENDED:**

**1-54-11.** The Office of Indian Education is hereby established within the Department of Tribal Relations. The Office of Indian Education shall support initiatives in order that South Dakota's students and public school instructional staff become aware of and gain an appreciation of South Dakota's unique American Indian culture. The secretary of the Department of Tribal Relations shall appoint an Indian Education Advisory Council. The council shall consist of representatives of all nine tribes in South Dakota along with Native American educators from all parts of the state. The nine representatives of the tribes shall be appointed from nominations submitted by the tribal councils of each of the tribes. The council members shall serve for three-year terms. The council shall make an annual report to the Governor ~~and the State Tribal Relations Committee~~ by January first each year."

On page 1, after line 2, of the Introduced bill, insert: "

**Section 2. That § 2-6-20 be REPEALED:**

~~There is hereby created the South Dakota State Tribal Relations Committee to make a continuing study of the relations between the state and its political subdivisions and the tribes and their tribal governments."~~

On page 1, line 3, of the Introduced bill, delete " AMENDED" and insert " REPEALED"

On page 1, line 4, of the Introduced bill, after "AMENDED:" delete "2-6-21. The State-Tribal Relations Committee shall consist of five members of the House of Representatives to be appointed by the speaker of the House of Representatives and five members of the Senate to be appointed by the president pro tempore of the Senate. The members of the State-Tribal Relations Committee shall be appointed biennially for terms expiring on January first of each succeeding odd-numbered year and shall serve until their respective successors are appointed and qualified. "

On page 1, line 10, of the Introduced bill, after "party" delete "The appointing authority shall appoint members to the committee proportional to a party's representation in the authority's legislative body. The minority party in each legislative body must have at least one member"

On page 1, after line 13, of the Introduced bill, insert: "

**Section 4. That § 2-6-22 be REPEALED:**

~~The State Tribal Relations Committee shall be co-chaired by one member of the House of Representatives, chosen by the speaker of the House, and one member of the Senate, chosen by the president pro tempore of the Senate, and shall be provided with staff assistance from the Legislative Research Council."~~

On page 1, after line 13, of the Introduced bill, insert: "

**Section 5. That § 2-6-23 be REPEALED:**

~~The State Tribal Relations Committee shall continuously study the relationship between the state and its political subdivisions and the tribes and their tribal governments. The committee shall give particular study and consideration to matters concerning jurisdiction, taxation, gaming, economic development and community relations. The committee shall serve as a forum for the discussion of issues of mutual concern to the state and the tribes and shall attempt to foster state-tribal cooperation. The committee shall draw upon public input from all those who may be concerned and knowledgeable about state-tribal relations whether Indian or non-Indian, whether tribal members or nontribal members. The committee may present draft legislation and policy recommendations to the Legislative Research Council Executive Board to effectuate its mission."~~

On page 1, after line 13, of the Introduced bill, insert: "

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**Section 6. That § 2-7-6.1 be AMENDED:**

**2-7-6.1.** No bill or joint resolution may be introduced in either house of the Legislature by any committee thereof, except:

(1) A bill or a joint resolution introduced by any standing committee of either house;

(2) A bill or joint resolution referred to the Legislature from an interim committee of the State Legislative Research Council;

(3) A bill or joint resolution introduced at the request of the interim Rules Review Committee, the interim Government Operations and Audit Committee, the interim Retirement Laws Committee, and the interim Joint Bonding Review Committee, ~~and the interim State Tribal Relations Committee~~ by one or more committee members upon majority vote of the interim committee; or

(4) A bill or joint resolution introduced at the request of the Governor, an executive agency or of the chief justice of the Supreme Court.

The committee shall obtain a written request for such introduction from either the council, the Governor, department head of an executive agency, a constitutional officer or board, or the chief justice and shall retain such request in its file. Committee bills introduced on behalf of a department head of an executive agency, a constitutional officer or board may be introduced by the chairman without a vote of the committee for purposes of prefiling. Nothing in this section prohibits one or more legislators from introduction of a bill or a joint resolution."

Which motion lost.

The question being "Shall **SB 69** pass?"

And the roll being called:

Yeas 27, Nays 7, Excused 1, Absent 0

Yeas: Beal, Bolin, Breitling, Castleberry, Crabtree, Davis, Deibert, Duhamel, Frye-Mueller, Brent "B.R." Hoffman, Hunhoff, David Johnson, Klumb, Jack Kolbeck, Steve Kolbeck, Mehlhaff, Novstrup, Herman Otten, Reed, Rohl, Schoenbeck, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

Nays: Bordeaux, Foster, Larson, Maher, Nesiba, Pischke, and Schoenfish

Excused: Diedrich

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.

Sen. Novstrup moved that the Senate do now adjourn, which motion prevailed and at 3:08 p.m. the Senate adjourned.

Kay Johnson, Secretary

