

JOURNAL OF THE HOUSE

NINETY-EIGHTH SESSION

SIXTEENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 02, 2023

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Russell Jones, followed by the Pledge of Allegiance led by House page Will Thuringer.

Roll Call: All members present.

APPROVAL OF THE JOURNAL

Mr. Speaker:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the 15th day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Which motion prevailed.

Respectfully submitted,
Hugh M. Bartels, Chair

1

REPORTS OF STANDING COMMITTEES

2 Mr. Speaker:

3 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
4 Enrolling has carefully compared **HB 1002, 1015, 1025, and 1028** and finds the same correctly
5 enrolled.

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Respectfully submitted,
Hugh M. Bartels, Chair

8 Mr. Speaker:

9 The Committee on House Transportation respectfully reports that it has had under
10 consideration **HB 1107 and 1126** which were deferred to the 41st Legislative Day.

11 Also Mr. Speaker:

12 The Committee on House Transportation respectfully reports that it has had under
13 consideration **SB 15** and returns the same with the recommendation that said bill do pass, and
14 having been certified as uncontested, be placed on the consent calendar.

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Respectfully submitted,
Rocky Blare, Chair

17 Mr. Speaker:

18 The Committee on House Military and Veterans Affairs respectfully reports that it has had under
19 consideration **HB 1054** and returns the same with the recommendation that said bill do pass.

20 Also Mr. Speaker:

21 The Committee on House Military and Veterans Affairs respectfully reports that it has had under
22 consideration **HB 1065** with the recommendation that said bill be referred to the House Committee
23 on Appropriations with a Do Pass recommendation.

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Respectfully submitted,
Tim Reisch, Chair

26 Mr. Speaker:

27 The Committee on House Taxation respectfully reports that it has had under consideration
28 **HB 1043** with the recommendation that said bill be referred to the House Committee on
29 Appropriations with a Do Pass recommendation.

30 Also Mr. Speaker:

31 The Committee on House Taxation respectfully reports that it has had under consideration
32 **HB 1149** which was deferred to the 41st Legislative Day.

1 Also Mr. Speaker:

2 The Committee on House Taxation respectfully reports that it has had under consideration
3 **HB 1164** which was tabled.

4 Respectfully submitted,
5 Kirk Chaffee, Chair

6 Mr. Speaker:

7 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
8 under consideration **HB 1100** which was deferred to the 41st Legislative Day.

9 Respectfully submitted,
10 Roger Chase, Chair

11 Mr. Speaker:

12 The Committee on House Health and Human Services respectfully reports that it has had under
13 consideration **HB 1044** with the recommendation that said bill be amended as follows:

14 1044A

15 On page 1, line 1, of the Introduced bill, delete "make an appropriation to fund" and insert "
16 establish"

17 On page 1, line 1, delete " entering into the" and insert " pursuing careers in the"

18 On page 1, line 2, after "field" insert ", to make an appropriation therefor, and to declare an
19 emergency"

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

21 "

22 **Section 1.** There is hereby appropriated from the general fund the sum of \$5,000,000 for the
23 purpose of administering and funding the first five years of behavioral health scholarships described
24 in sections 5 to 13, inclusive, of this Act.

25 **Section 2.** The state treasurer shall transfer from the general fund the sum of \$15,000,000
26 to the behavioral health scholarship fund, established in section 14 of this Act.

27 **Section 3.** The executive director of the Board of Regents shall approve vouchers and the
28 state auditor shall draw warrants to pay expenditures from the fund.

29 **Section 4.** Any amounts appropriated in section 1 of this Act not lawfully expended or obligated
30 by June 30, 2028 shall revert in accordance with the procedures prescribed in chapter 4-8.

31 **Section 5. That chapter 13-55 be amended with a NEW SECTION:**

32 The Board of Regents shall award annual behavioral health scholarships to undergraduate
33 students having a declared major in, and students pursuing graduate degrees for:

34 (1) Psychology;

35 (2) Counseling;

36 (3) Therapy;

37 (4) Social work; or

(5) Any other field related to behavioral health, as determined by the Board of Regents.

Section 6. That chapter 13-55 be amended with a NEW SECTION:

To be eligible for a behavioral health scholarship, a student must:

(1) Be a resident of this state, or a resident of Iowa, Minnesota, Montana, Nebraska, North Dakota, or Wyoming;

(2) Be continuously enrolled in:

(a) An institution under the control of the Board of Regents;

(b) An institution under the control of the Board of Technical Education; or

(c) A regionally accredited private institution of higher education or tribal college, having a physical location in this state;

(3) Have achieved a grade point average of at least 2.8 on a 4.0 grading scale in the preceding academic year, or in the last year of enrollment as a full-time student prior to application; and

(4) Maintain an annual grade point average of at least 2.8 during the academic year to which the scholarship is applicable.

Section 7. That chapter 13-55 be amended with a NEW SECTION:

The Board of Regents shall develop, and make available on the Board of Regent's website, forms for use in the behavioral health scholarship application process. The Board of Regents shall determine the final date by which all applications must be submitted.

Section 8. That chapter 13-55 be amended with a NEW SECTION:

Applications submitted to the Board of Regents must be reviewed by a behavioral health scholarship advisory committee, consisting of:

(1) One member appointed by the speaker of the House of Representatives;

(2) One member appointed by the president pro tempore of the Senate;

(3) One behavioral health professional appointed by the secretary of the Department of Health;

(4) One school behavioral professional appointed by the secretary of the Department of Education; and

(5) One member appointed by the executive director of the Board of Regents.

Section 9. That chapter 13-55 be amended with a NEW SECTION:

The advisory committee shall verify the contents of each behavioral health scholarship application and recommend scholarship recipients to the Board of Regents. The advisory committee shall give priority to residents of this state. The Board of Regents shall annually award scholarships in an amount not exceeding the lesser of:

(1) The total amount payable by the student for tuition and mandatory fees at the institution in which the student is enrolled; or

(2) The total amount payable for tuition and mandatory fees for a comparable program at an institution under the control of the Board of Regents.

1 The Board of Regents may reduce a scholarship by the amount of any scholarship or grant
2 available to the student.

3 **Section 10. That chapter 13-55 be amended with a NEW SECTION:**

4 A behavioral health scholarship awarded pursuant to sections 5 to 13, inclusive, of this Act is
5 automatically renewed upon verification by the Board of Regents that the student is pursuing an
6 eligible major or program and maintains eligibility pursuant to section 6 of this Act.

7 If a student is no longer pursuing an eligible major or program or does not maintain eligibility,
8 the Board of Regents shall notify the student that the total amount of scholarship funds awarded to
9 the student are converted to an interest-bearing loan .

10 The Board of Regents may grant an exception, upon application of the student and for good
11 cause shown, to the continuous enrollment requirement in section 6 of this Act.

12 **Section 11. That chapter 13-55 be amended with a NEW SECTION:**

13 As a condition of accepting a behavioral health scholarship, a student shall agree, in writing:

14 (1) To serve in a field related to behavioral health, as referenced in section 5 of this Act, in
15 this state for a period of five years following graduation or completion of the academic program
16 being pursued; and

17 (2) That failure to pursue an eligible major or program, or to maintain the eligibility
18 requirements in section 6 of this Act, shall result in the scholarship being converted to an interest-
19 bearing loan.

20 If the student is unable to meet the employment requirements of this section within six years
21 following graduation or completion of the academic program being pursued, the Board of Regents
22 shall initiate collection proceedings for the purpose of recouping a pro rata share of the total amount
23 of behavioral health scholarships awarded to the student, based on the percentage of the five-year
24 period during which the student was not engaged in the field of behavioral health.

25 The Board of Regents may, upon application of the student and for good cause shown, delay
26 or elect to waive the loan or collection proceedings.

27 **Section 12. That chapter 13-55 be amended with a NEW SECTION:**

28 The Board of Regents shall verify a behavioral health scholarship recipient's employment status
29 within six months of graduation or completion of the academic program being pursued, and annually
30 thereafter. If the Board of Regents is unable to verify the recipient's employment status in a
31 behavioral health field or the individual no longer works in this state, the Board of Regents shall
32 notify the recipient that collection proceedings will be initiated.

33 **Section 13. That chapter 13-55 be amended with a NEW SECTION:**

34 The Board of Regents shall promulgate rules, pursuant to chapter 1-26, to establish the process
35 for:

36 (1) Accepting applications, determining eligibility, and distributing funds;

37 (2) Applications for exceptions under section 10 of this Act, and applications for the delay or
38 waiver of the requirements in section 11 of this Act; and

39 (3) Contesting any decision pertaining to behavioral health scholarships.

1 **Section 14. That chapter 13-55 be amended with a NEW SECTION:**

2 There is created in the education enhancement trust fund the behavioral health scholarship
3 fund, for the purpose of administering and funding scholarships provided by sections 5 to 13,
4 inclusive, of this Act. Distributions from the behavioral health scholarship fund are subject to transfer
5 to the general fund, and expenditure of distributions must be by an appropriation by the Legislature
6 through the General Appropriations Act or a special appropriation for behavioral health scholarships
7 consistent with the provision of S.D. Const., Art. XII, § 6, and § 4-5-29.2.

8 The following monies must be deposited into the fund:

9 (1) Any monies transferred by the Legislature for the purposes provided in sections 5 to 13,
10 inclusive, of this Act;

11 (2) Any gifts, grants, or donations received for scholarships provided by this Act; and

12 (3) Any monies and interest repaid from an individual who failed to meet the eligibility
13 or employment requirements.

14 **Section 15. That § 4-5-29.2 be AMENDED:**

15 **4-5-29.2.** Pursuant to S.D. Const., Art. XII, § 6, the state investment officer shall determine
16 the market value of the education enhancement trust fund as of December 31, 2003, and each
17 calendar year thereafter less the investment expenses transferred pursuant to § 4-5-30. The state
18 investment officer shall calculate an amount equal to four percent of that market value, without
19 invading principal, as eligible for distribution. For the purpose of this section, the term, principal,
20 means the sum of all contributions to the fund. Beginning with the distribution in fiscal year 2008,
21 the market value ~~shall be~~ is determined by adding the market value of the trust fund at the end of
22 the sixteen most recent calendar quarters as of December thirty-first, and dividing the sum by
23 sixteen. Upon notice of that amount by the state investment officer, the state treasurer shall transfer
24 the amount from the education enhancement trust fund to the state general fund as soon as
25 practicable after July first of the next fiscal year. ~~For fiscal year 2017, the portion of the transfer to~~
26 ~~the general fund for the postsecondary scholarship grant programs shall be \$126,707.35. Beginning~~
27 ~~in fiscal year 2018, the~~ The portion of the transfer to the general fund for the postsecondary
28 scholarship grant programs and the behavioral health scholarship, shall must be calculated by the
29 state investment officer based on the relative share of the contributions made to the postsecondary
30 scholarship grant fund created pursuant to § 13-55A-14 and the behavioral health scholarship fund
31 created pursuant to section 14 of this Act to the most recently calculated total fair value of the
32 education enhancement fund including the contribution. The calculation shall must be updated
33 monthly to reflect any additional contributions to the education enhancement trust fund ~~and the,~~
34 The portion of the transfer to the general fund for the postsecondary scholarship grant programs
35 shall be and the behavioral health scholarship fund is based on the average of the monthly
36 calculation as of December thirty-first, using the months available for the first forty-eight months
37 and then the most recent forty-eight calendar months thereafter.

38 **Section 16.** Whereas, this Act is necessary for the support of the state government and its
39 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
40 force and effect from and after its passage and approval."

41 And that as so amended said bill be referred to the Joint Committee on Appropriations with a
42 Do Pass as amended recommendation.

43 Also Mr. Speaker:

44 The Committee on House Health and Human Services respectfully reports that it has had under
45 consideration **HB 1150** and returns the same with the recommendation that said bill do pass.

1 Also Mr. Speaker:

2 The Committee on House Health and Human Services respectfully reports that it has had under
3 consideration **HB 1132, and SB 9 and 10** and returns the same with the recommendation that
4 said bills do pass, and having been certified as uncontested, be placed on the consent calendar.

5 Respectfully submitted,
6 Kevin D. Jensen, Chair

7 Mr. Speaker:

8 The Committee on House Local Government respectfully reports that it has had under
9 consideration **HB 1098** and returns the same with the recommendation that said bill do pass.

10 Also Mr. Speaker:

11 The Committee on House Local Government respectfully reports that it has had under
12 consideration **HB 1106** and returns the same with the recommendation that said bill be amended
13 as follows:

14 1106B

15 On page 1, line 9, of the Introduced bill, after "resides." delete "Within fifteen days after the
16 close of each month, the county coroner shall prepare and deliver an abstract from the records of
17 the names of persons declared deceased in the preceding month to the auditor of the county in
18 which the decedent resided.

19 "

20 On page 1, line 17, of the Introduced bill, after "obituary" delete " or identified as deceased by
21 the county coroner, in accordance with the information provided pursuant to this section"

22 On page 1, line 19, of the Introduced bill, delete "Voter" and insert " The secretary of state
23 shall match voter"

24 On page 1, line 20, of the Introduced bill, after "shall" delete " must be matched"

25 On page 1, line 21, of the Introduced bill, after "Health" insert ", the social security death
26 index, the Social Security Administration master death file,"

27 On page 1, line 22, of the Introduced bill, after "System" insert " each month"

28 On page 1, line 22, of the Introduced bill, delete " or" and insert ", as mentally incompetent,
29 or"

30 On page 1, line 26, of the Introduced bill, after "matched." delete "Section 2. That § 12-4-19
31 be AMENDED:

32 "

33 On page 2, line 1, of the Introduced bill, after "AMENDED:" delete "12-4-19. A county auditor
34 shall send a nonforwardable, return-if-undeliverable address verification request to any voter in the
35 active registration file who has failed to vote, has not updated the voter's registration information,
36 and has not replied to a confirmation mailing at least once during the last preceding four consecutive
37 years yearshall be sent a nonforwardable return-if-undeliverable address verification request. If the
38 request is undeliverable, then the auditor shall send a confirmation mailing prescribed by the State
39 Board of Elections shall be sent. If a county the auditor has determined through a national change
40 of address licensee of the United States Postal Service that the address of a voter who is to be sent

1 an address verification request has changed, the confirmation mailing may be omitted. This process
2 shall must be performed by each county auditor from January first to November fifteenth, inclusive,
3 of each odd-numbered year six months prior to an election The county auditor shall complete this
4 process ninety days prior to a primary election."

5 On page 2, line 12, of the Introduced bill, after "election" insert " The county auditor shall
6 complete this process ninety days prior to a primary election"

7 On page 2, line 13, of the Introduced bill, after "election." delete "Section 3. That § 12-4-19.
8 4 be AMENDED:

9 "

10 On page 2, line 14, of the Introduced bill, after "AMENDED:" delete "12-4-19. 4. If a voter
11 placed in the inactive registration file does not vote by in the second second general election
12 following the confirmation mailing, the registration shall must be canceled. This determination shall
13 be made between January first and November fifteenth of every odd-numbered year within six
14 months of the general election within ninety days of the general election."

15 On page 2, line 15, of the Introduced bill, after "second" insert " second"

16 On page 2, line 17, of the Introduced bill, after "election" insert " within ninety days of the
17 general election"

18 On page 2, line 18, of the Introduced bill, after "election." delete "Section 4. That § 12-4-19.
19 6 be AMENDED:

20 "

21 On page 2, line 19, of the Introduced bill, after "AMENDED:" delete "12-4-19. 6. A county
22 auditor shall send a national change of address notice shall be sent by forwarding service requested
23 to each voter in the active registration file who has failed to vote, has not updated the voter's
24 registration information, has not replied to a confirmation mailing at least once during the last
25 preceding four consecutive years year, and has had a national change of address within the
26 jurisdiction with the United States Post Office. This process shall must be performed by each county
27 auditor from January first to November fifteenth, inclusive, of each odd-numbered year six months
28 prior to an election."

29 And that as so amended, **HB 1106** do pass.

30 Also Mr. Speaker:

31 The Committee on House Local Government respectfully reports that it has had under
32 consideration **HB 1127** with the recommendation that said bill be referred to the House Committee
33 on Appropriations with a Do Pass recommendation.

34 Respectfully submitted,
35 Becky J. Drury, Chair

36 **MESSAGES FROM THE SENATE**

37 Mr. Speaker:

38 I have the honor to transmit herewith **SB 12, 13, 14, 67, 70, 75, 92, 95, and 101** which
39 have passed the Senate and your favorable consideration is respectfully requested.

1 Also Mr. Speaker:

2 I have the honor to return herewith **HB 1002, 1025, 1028, and 1071** which have passed the
3 Senate without change.

4 Also Mr. Speaker:

5 I have the honor to transmit herewith **SCR 604** which has been adopted by the Senate and
6 your concurrence is respectfully requested.

7 Respectfully,
8 Kay Johnson, Secretary

9 **MOTIONS AND RESOLUTIONS**

10 **SCR 604:** A CONCURRENT RESOLUTION, Urging the United States Congress to re-introduce
11 the Consumer and Fuel Retailer Choice Act.

12 Was read the first time and referred to the Committee on Transportation.

13 Rep. Mortenson moved that **HB 1238** be referred from the Committee on State Affairs to the
14 Committee on Judiciary.

15 Which motion prevailed.

16 Rep. Mortenson moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
17 Friday, February 3, 2023, the 17th legislative day.

18 Which motion prevailed.

19 **CONSIDERATION OF REPORTS OF COMMITTEES**

20 Rep. Mortenson moved that the reports of the Standing Committees on

21 State Affairs on **HB 1124** as found on page 190 of the House Journal; also

22 State Affairs on **HB 1140** as found on page 190 of the House Journal be adopted.

23 Which motion prevailed and the reports were adopted.

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

25 **HB 1241:** FOR AN ACT ENTITLED, An Act to waive the fee for nondriver identification cards
26 for individuals who are homeless and to make an appropriation therefor.

27 Introduced by: The Committee on Transportation

28 Was read the first time and referred to the Committee on Transportation.

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FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

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SB 92: FOR AN ACT ENTITLED, An Act to require that certain operations obtain their own general or individual water pollution permits .

4

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

5

6

SB 101: FOR AN ACT ENTITLED, An Act to provide the Department of Health with oversight authority for the provision of emergency medical services.

7

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

8

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SB 67: FOR AN ACT ENTITLED, An Act to revise provisions related to emergency and involuntary commitment for alcohol and drug abuse.

10

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SB 70: FOR AN ACT ENTITLED, An Act to revise provisions related to courtroom modifications for child witnesses.

12

13

SB 75: FOR AN ACT ENTITLED, An Act to revise provisions related to parental support for expenses related to pregnancy and childbirth.

14

SB 95: FOR AN ACT ENTITLED, An Act to amend provisions regarding trusts.

15

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

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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.

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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.

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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

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

25

26

The following bills were read on February 1, 2023, and today the Speaker assigned these bills to committees:

27

SB 44 was referred to the Committee on Agriculture and Natural Resources.

28

SB 62 was referred to the Committee on Commerce and Energy.

29

SB 8 was referred to the Committee on Health and Human Services.

30

SB 73 was referred to the Committee on Taxation.

1

SECOND READING OF CONSENT CALENDAR ITEMS

2

HB 1108: FOR AN ACT ENTITLED, An Act to revise provisions related to abandoned mobile or manufactured homes.

3

4

HB 1115: FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to the destruction of ballots and pollbooks after an election.

5

6

HB 1145: FOR AN ACT ENTITLED, An Act to revise the order of precedence for the right to control the disposition of the remains of a deceased person.

7

8

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

9

10

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

11

12

Were read the second time.

13

The question being "Shall **HB 1108** pass as amended, and **HB 1115 and 1145, and SB 7 and 28** pass?"

14

15

And the roll being called:

16

Yeas 70, Nays 0, Excused 0, Absent 0

17

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

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

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26

SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS

27

HB 1080: FOR AN ACT ENTITLED, An Act to prohibit certain medical and surgical interventions on minor patients.

28

29

Was read the second time.

30

The question being "Shall **HB 1080** pass?"

31

And the roll being called:

32

Yeas 60, Nays 10, Excused 0, Absent 0

33

Yeas: Arlint, Auch, Aylward, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Deutsch, Donnell, Drury, Duffy, Fitzgerald, Gross, Hansen, Heermann, Jamison, Kevin Jensen, Phil Jensen, Karr, Kassin, Koth, Krohmer, Kull, Ladner, Lems, Massie, May, Mills, Moore, Mortenson, Mulally, Mulder, Odenbach, Ernie Otten, Overweg, Perry, Drew Peterson, Sue Peterson, Pinnow, Randolph, Rehfeldt, Reimer, Reisch, Sauder, Schaeftbauer, Schneider, Shorma, Sjaarda, Soye, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, and Speaker Bartels

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1 Nays: Derby, Duba, Emery, Healy, Krull, Lesmeister, Nelson, Olson, Pourier, and Wittman

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

4 **HB 1067**: FOR AN ACT ENTITLED, An Act to provide for a rebuttable presumption of intent to
5 distribute methamphetamine when in possession of more than five grams.

6 Was read the second time.

7 The question being "Shall **HB 1067** pass?"

8 And the roll being called:

9 Yeas 33, Nays 37, Excused 0, Absent 0

10 Yeas: Bahmuller, Callies, Cammack, DeGroot, Deutsch, Donnell, Drury, Duffy, Fitzgerald,
11 Jamison, Kevin Jensen, Koth, Krohmer, Kull, Ladner, Massie, Mills, Moore, Mulder, Odenbach, Ernie
12 Otten, Perry, Sue Peterson, Pinnow, Rehfeldt, Reimer, Reisch, Schaeffbauer, Schneider, Shorma,
13 Soye, St. John, and Teunissen

14 Nays: Arlint, Auch, Aylward, Blare, Chaffee, Chase, Derby, Duba, Emery, Gross, Hansen, Healy,
15 Heermann, Phil Jensen, Karr, Kassin, Krull, Lems, Lesmeister, May, Mortenson, Mulally, Nelson,
16 Olson, Overweg, Drew Peterson, Pourier, Randolph, Sauder, Sjaarda, Stevens, Tordsen, Venhuizen,
17 Wangsness, Weisgram, Wittman, and Speaker Bartels

18 So the bill not having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the bill lost.

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

21 **SB 58**: FOR AN ACT ENTITLED, An Act to clarify that the special amusement excise tax applies
22 to the sale of amusement devices.

23 Was read the second time.

24 The question being "Shall **SB 58** pass?"

25 And the roll being called:

26 Yeas 60, Nays 10, Excused 0, Absent 0

27 Yeas: Arlint, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby, Deutsch,
28 Donnell, Drury, Duba, Duffy, Emery, Fitzgerald, Gross, Healy, Heermann, Jamison, Kevin Jensen,
29 Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lesmeister, Massie, May, Mills, Moore, Mortenson,
30 Mulder, Nelson, Odenbach, Olson, Ernie Otten, Overweg, Perry, Drew Peterson, Sue Peterson,
31 Pinnow, Pourier, Rehfeldt, Reimer, Reisch, Sauder, Schaeffbauer, Schneider, Shorma, St. John,
32 Stevens, Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels

33 Nays: Auch, Aylward, Hansen, Phil Jensen, Karr, Lems, Mulally, Randolph, Sjaarda, and Soye

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

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SIGNING OF BILLS

The Speaker publicly read the title to

HB 1002: FOR AN ACT ENTITLED, An Act to update the official code of laws.

HB 1015: FOR AN ACT ENTITLED, An Act to update provisions related to the licensure of funeral directors and the provision of funeral services.

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.

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

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

And signed the same in the presence of the House.

Rep. Deutsch moved that the House do now adjourn, which motion prevailed and at 3:35 p.m. the House adjourned.

Patricia Miller, Chief Clerk

