

JOURNAL OF THE SENATE

NINETY-NINTH SESSION

ELEVENTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Wednesday, January 24, 2024

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Rev. Craig Wexler, followed by the Pledge of Allegiance led by Senate pages Alexa Comes and Chloe Culver.

Roll Call: All members present except Sens. Diedrich, Johnson, and Schoenbeck who were excused.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the 10th 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 Legislative Page Lowell Gillespie.
 2 Which was subscribed to and placed on file in the office of the Secretary of State.

3 **REPORTS OF STANDING COMMITTEES**

4 MR. PRESIDENT:

5 The Committee on Senate Transportation respectfully reports that it has had under
 6 consideration **HB 1050, 1051, 1063, and 1068** and returns the same with the recommendation
 7 that said bills do pass, and having been certified as uncontested, be placed on the consent calendar.

8 Respectfully submitted,
 9 Joshua Klumb, Chair

10 MR. PRESIDENT:

11 The Committee on Senate Local Government respectfully reports that it has had under
 12 consideration **HB 1055** and returns the same with the recommendation that said bill do pass.

13 Respectfully submitted,
 14 Tim Reed, Chair

15 MR. PRESIDENT:

16 The Committee on Senate State Affairs respectfully reports that it has had under consideration
 17 **SB 48** which was deferred to the 41st Legislative Day.

18 Also MR. PRESIDENT:

19 The Committee on Senate State Affairs respectfully reports that it has had under consideration
 20 **SB 99** and returns the same with the recommendation that said bill be amended as follows:

21 99A

22 On page 1, line 1, of the Introduced bill, delete " the deadlines for the filing of certain election-
 23 related documents" and insert " applying for an absentee ballot application"

24 On page 1, line 4, of the Introduced bill, after "Dakota:" delete "Section 1. That § 12-4-5 be
 25 AMENDED:

26 "

27 On page 1, line 5, of the Introduced bill, after "AMENDED:" delete "12-4-5. The county auditor
 28 shall enter in the master registration file the name of each eligible person whose completed
 29 application for registration and mail registration card is received no later than 5:00 p. m. local time
 30 during regular business hours at least fifteen days preceding the election by the county auditor or
 31 the local, state, or federal agency responsible for conducting voter registration under this chapter.
 32 A voter registration completed at any local, state, or federal agency during any week commencing
 33 on Tuesday through the following Monday shall must be sent to the appropriate county auditor by
 34 the agency receiving the registration or mail registration card no later than the following Wednesday.
 35 The State Board of Elections may shall promulgate rules, pursuant to chapter 1-26, prescribing the
 36 method for the alternative transmission of voter registration information by computer from the
 37 agency to the secretary of state. The name of any voter who has registered to vote by 5:00 p. m.

1 local time the close of regular business hours fifteen days preceding a runoff election shall must be
 2 added to the file used for the runoff election."

3 On page 1, line 19, of the Introduced bill, after "election." delete "Section 2. That § 12-6-4 be
 4 AMENDED:

5 "

6 On page 1, line 20, of the Introduced bill, after "AMENDED:" delete "12-6-4. Except as provided
 7 by § 12-5-4 and as may be otherwise provided in chapter 12-9, no candidate for any office to be
 8 filled, or nomination to be made, at either or both the primary or general election, other than a
 9 presidential election, may have that person's name printed upon the official primary election ballot
 10 of that person's party, unless a petition has been filed on that person's behalf after December thirty-
 11 first and by but before the close of regular business hours for the office where the petition must be
 12 filed on the last Tuesday of March at five p. m. local time before the date of the primary election. If
 13 The petition is considered timely submitted if the petition is mailed by registered mail by five p. m.
 14 , local time, on the last Tuesday of March at five p. m. local time before the primary election, the
 15 petition shall be considered timely submitted. A nominating petition for national convention
 16 delegates and alternates as provided in § 12-5-3. 11 shall must be filed in accordance with the
 17 provisions of this section. Nominating petitions for all party and public offices except legislative and
 18 judicial offices shall must be filed in the office of the county auditor of the county in which the person
 19 is a candidate. Nominating petitions for legislative and judicial office, whether elected in one or more
 20 counties, and all other party and public offices to be voted on in more than one county shall must
 21 be filed in the Office of the Secretary of State."

22 On page 2, line 12, of the Introduced bill, after "State." delete "Section 3. That § 12-6-8. 1 be
 23 AMENDED:

24 "

25 On page 2, line 13, of the Introduced bill, after "AMENDED:" delete "12-6-8. 1. Any person
 26 may have his or her name withdrawn withdraw from the primary election by making a written
 27 request under oath. The request shall must be filed with the officer with whom the nominating
 28 petition was filed pursuant to § 12-6-4, not later than the close of regular business hours for the
 29 office where the petition is filed two days after the last Tuesday in March at five p. m. If. The request
 30 is properly filed if the request is mailed by registered mail not later than five p. m. , local time, two
 31 days after the last Tuesday in March at five p. m. , the request is properly filed. No name that is
 32 withdrawn pursuant to this section may be printed on the ballots to be used at the election."

33 On page 2, line 21, of the Introduced bill, after "election." delete "Section 4. That § 12-6-55
 34 be AMENDED:

35 "

36 On page 2, line 22, of the Introduced bill, after "AMENDED:" delete "12-6-55. Any person
 37 nominated to any elective office may cause that person's name to be withdrawn withdraw from the
 38 nomination by request in writing, subscribed and sworn to by that person before any officer qualified
 39 to administer oaths and take acknowledgments. The request shall must be filed with the officer with
 40 whom the nominating petition was filed pursuant to § 12-6-4, not later than the close of regular
 41 business hours for the office where the petition is filed on the first Tuesday in August at 5:00 p. m.
 42 before the next election. No person's name withdrawn under this section may be printed upon the
 43 ballots for that office unless the same person is subsequently selected to fill the vacancy in
 44 accordance with § 12-6-56."

45 On page 2, line 31, of the Introduced bill, after "12-6-56." delete "Section 5. That § 12-7-1 be
 46 AMENDED:

1

"

2 On page 3, line 1, of the Introduced bill, after "AMENDED:" delete "12-7-1. Any candidate for
3 nonjudicial public office, except as provided in § 12-7-7, who is not nominated by a primary election
4 may be nominated by filing a certificate of nomination with the secretary of state or county auditor
5 as prescribed by § 12-6-4, after December thirty-first and by but before the close of regular business
6 hours for the office where the petition must be filed on the last Tuesday of April at 5:00 p. m. local
7 time before the election. A certificate of nomination shall must be executed as provided in chapter
8 12-6. If A certificate of nomination is timely submitted if the certificate of nomination is mailed by
9 registered mail by the last Tuesday of April at 5:00 five p. m. , local time, before the election, it is
10 timely submitted. The certificate of nomination shall must be signed by registered voters within the
11 district or political subdivision in and for which the officers are to be elected. The number of
12 signatures required may not be less than one percent of the total combined vote cast for Governor
13 at the last certified gubernatorial election within the district or political subdivision. The State Board
14 of Elections shall promulgate rules, pursuant to chapter 1-26, prescribing the forms for the certificate
15 of nomination."

16 On page 3, line 15, of the Introduced bill, after "nomination." delete "Section 6. That § 12-7-
17 7 be AMENDED:

18

"

19 On page 3, line 16, of the Introduced bill, after "AMENDED:" delete "12-7-7. Any candidate for
20 President or Vice President of the United States who is not nominated by a primary election may be
21 nominated by filing with the secretary of state, after December thirty-first and by but before five p.
22 m. , central time, on the first Tuesday in August at 5:00 p. m. central time before the election, a
23 certificate of nomination which shall that must be executed as provided in chapter 12-6. If A
24 certificate of nomination is timely submitted if the certificate of nomination is mailed by registered
25 mail by five p. m. , central time, on the first Tuesday in August at 5:00 p. m. central time before
26 the election, it is timely submitted. The number of signatures required may not be less than one
27 percent of the total combined vote cast for Governor at the last certified gubernatorial election within
28 the state. An independent candidate for President shall file a declaration of candidacy and a
29 certification of the candidate's selection for Vice President with the secretary of state with the
30 candidate's nominating petitions. The candidate and the candidate's selection for Vice President shall
31 must sign the certification before the nominating petitions are submitted. If an independent
32 candidate for Vice President withdraws pursuant to § 12-6-55, no independent candidate for
33 President shall may have the candidate's name printed upon a ballot unless a replacement selection
34 for Vice President is certified to the secretary of state by the second Tuesday in August. The State
35 Board of Elections shall promulgate rules, pursuant to chapter 1-26, prescribing the forms for the
36 certificate of nomination and the certification for Vice President."

37 On page 4, line 4, of the Introduced bill, delete " four" and insert " five"

38 On page 4, line 6, of the Introduced bill, remove the overstrikes from " application/"

39 On page 4, line 6, of the Introduced bill, after "application/" delete " application form and "

40 On page 4, line 20, of the Introduced bill, after "address." delete "Section 8. Sections 1 to 6,
41 inclusive, of this Act are effective January 1, 2025."

42 And that as so amended, **SB 99** do pass, and having been certified as uncontested, be placed
43 on the consent calendar.

44 Also MR. PRESIDENT:

45 The Committee on Senate State Affairs respectfully reports that it has had under consideration
46 **SJR 501** and returns the same with the recommendation that said resolution do pass.

47

Respectfully submitted,
Casey Crabtree, Chair

48

1 MR. PRESIDENT:

2 The Committee on Senate Health and Human Services respectfully reports that it has had
3 under consideration **SB 82, and HB 1036** which were deferred to the 41st Legislative Day.

4 Also MR. PRESIDENT:

5 The Committee on Senate Health and Human Services respectfully reports that it has had
6 under consideration **HB 1024** and returns the same with the recommendation that said bill be
7 amended as follows:

8 1024A

9 On page 1, line 2, of the Introduced bill, after "notice" delete " and acknowledgement"

10 On page 1, line 16, of the Introduced bill, after "purposes." delete "The notice required by this
11 section must be acknowledged by the separate signature of the qualifying patient or the patient's
12 representative, in accordance with § 34-20G-30."

13 On page 1, line 19, of the Introduced bill, after "34-20G-30." delete "Section 2. That § 34-
14 20G-34 be AMENDED:

15 "

16 On page 1, line 20, of the Introduced bill, after "AMENDED:" delete "34-20G-34. The
17 department may deny an application or renewal of a qualifying patient's registry identification card
18 only if the applicant:

19 (1) Does not provide the required information, fee, or materials;

20 (2) Does not meet the requirement to obtain a registry identification card as defined in § 34-
21 20G-1;

22 (3) Fails to acknowledge, by a separate signature, the notice required by section 1 of this Act;

23 (4) Previously had a registry identification card revoked; or

24 (4)(5) Provided false information."

25 And that as so amended, **HB 1024** do pass.

26 Respectfully submitted,
27 Erin Tobin, Chair

28 **MESSAGES FROM THE HOUSE**

29 MR. PRESIDENT:

30 I have the honor to transmit herewith **HB 1038, 1069, 1076, and 1091** which have passed
31 the House and your favorable consideration is respectfully requested.

32 Also MR. PRESIDENT:

33 I have the honor to transmit herewith **HCR 6003** which has been adopted by the House and
34 your concurrence is respectfully requested.

1 Also MR. PRESIDENT:

2 I have the honor to return herewith **SB 2, 3, 19, 21, 23, 24, 33, and 39** which have passed
3 the House without change.

4 Respectfully,
5 Patricia Miller, Chief Clerk

6 **MOTIONS AND RESOLUTIONS**

7 **HCR 6003:** A CONCURRENT RESOLUTION, To create the One Hundredth Session Planning
8 Committee of the South Dakota Legislature.

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

10 Sen. Crabtree moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
11 Thursday, January 25, the 12th legislative day.

12 Which motion prevailed.

13 **CONSIDERATION OF REPORTS OF COMMITTEES**

14 Sen. Crabtree moved that the reports of the Standing Committees on

15 Judiciary on **SB 9** as found on page 140 of the Senate Journal; also

16 Judiciary on **SB 79** as found on page 141 of the Senate Journal; and

17 Judiciary on **SB 89** as found on page 145 of the Senate Journal be adopted.

18 Which motion prevailed and the reports were adopted.

19 **CONSIDERATION OF EXECUTIVE APPOINTMENTS**

20 The Senate proceeded to the consideration of the executive appointment of Robert Perry of
21 Pennington County, Rapid City, South Dakota, to the position of Secretary of the Department of
22 Public Safety.

23 The question being "Does the Senate advise and consent to the executive appointment of
24 Robert Perry pursuant to the executive message as found on page 63 of the Senate Journal?"

25 And the roll being called:

26 Yeas 30, Nays 1, Excused 3, Absent 0

27 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Foster, Frye-Mueller,
28 Hoffman, Hunhoff, Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Nesiba, Novstrup,
29 Otten (Herman), Pischke, Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

1 Nays: Mehlhaff

2 Excused: Diedrich, Johnson, and Schoenbeck

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

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

6 **SB 131:** FOR AN ACT ENTITLED, An Act to include shelterbelts as a factor affecting productivity
7 in determining assessed value of agricultural land.

8 Introduced by: **Senator** Rohl

9 **SB 135:** FOR AN ACT ENTITLED, An Act to authorize the payment of administrative expenses
10 from habitat stamp sales.

11 Introduced by: **Senator** Otten (Herman)

12 **SB 139:** FOR AN ACT ENTITLED, An Act to exempt enrolled members of Indian tribes from
13 admission fees, camping permit fees, and park service fees at state parks or recreation areas.

14 Introduced by: **Senator** Bordeaux

15 **SB 140:** FOR AN ACT ENTITLED, An Act to prohibit the imposition of fishing and hunting license
16 fees on members of an Indian Tribe.

17 Introduced by: **Senator** Bordeaux

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

19 **SB 132:** FOR AN ACT ENTITLED, An Act to increase the state minimum wage.

20 Introduced by: **Senator** Nesiba

21 **SB 145:** FOR AN ACT ENTITLED, An Act to modify the amount of time to report an injury for
22 workers' compensation.

23 Introduced by: **Senator** Nesiba

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

25 **SB 137:** FOR AN ACT ENTITLED, An Act to make an appropriation for the health and wellbeing
26 of South Dakotans.

27 Introduced by: **Senator** Hunhoff

28 **SB 138:** FOR AN ACT ENTITLED, An Act to make an appropriation to provide for the
29 development of South Dakota.

30 Introduced by: **Senator** Hunhoff

31 Were read the first time and referred to the Senate Committee on Appropriations.

1 **SB 136:** FOR AN ACT ENTITLED, An Act to expand the scope of a physician wellness program
2 and to declare an emergency.

3 Introduced by: **Senator** Reed

4 **SB 141:** FOR AN ACT ENTITLED, An Act to include a medical marijuana card issued by a South
5 Dakota tribe in the definition of nonresident cardholder.

6 Introduced by: **Senator** Bordeaux

7 **SB 147:** FOR AN ACT ENTITLED, An Act to provide for the distribution of informational
8 materials regarding palliative care.

9 Introduced by: **Senator** Hunhoff

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

11 **SB 146:** FOR AN ACT ENTITLED, An Act to revise and repeal provisions related to threatening
12 elected officers and to provide a penalty therefor.

13 Introduced by: **Senator** Reed

14 Was read the first time and referred to the Committee on Judiciary.

15 **SB 148:** FOR AN ACT ENTITLED, An Act to provide permissive authority to a governing body
16 of a municipality or county to deny reissuance of an on-sale license not actively used.

17 Introduced by: **Senator** Hunhoff

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

19 **SB 133:** FOR AN ACT ENTITLED, An Act to permit the use of campaign contributions for child
20 day care services.

21 Introduced by: **Senator** Nesiba

22 **SB 134:** FOR AN ACT ENTITLED, An Act to make an appropriation to create the healthy forest
23 critical infrastructure relief and grant program and to declare an emergency.

24 Introduced by: **Senator** Deibert

25 **SB 142:** FOR AN ACT ENTITLED, An Act to recognize geographic place names containing the
26 word scalp as offensive.

27 Introduced by: **Senator** Bordeaux

28 **SB 143:** FOR AN ACT ENTITLED, An Act to create the Commission on Indian Affairs.

29 Introduced by: **Senator** Bordeaux

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

1 **SB 144:** FOR AN ACT ENTITLED, An Act to make an appropriation for grants to support airport
 2 terminal improvement, expansion, and infrastructure projects.

3 Introduced by: **Senator** Johnson

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

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

6 **HB 1091:** FOR AN ACT ENTITLED, An Act to enact the Interstate Insurance Product Regulation
 7 Commission.

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

9 **HB 1038:** FOR AN ACT ENTITLED, An Act to exclude certain habitual DUI offenders from
 10 eligibility for presumptive probation.

11 **HB 1076:** FOR AN ACT ENTITLED, An Act to require the consideration of the definition of
 12 antisemitism when investigating unfair or discriminatory practices.

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

14 **HB 1069:** FOR AN ACT ENTITLED, An Act to permit the display of campaign signs in
 15 municipalities in conjunction with the beginning of absentee voting.

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

17 **SECOND READING OF CONSENT CALENDAR ITEMS**

18 Sen. Nesiba requested that **HB 1035** be removed from the Consent Calendar.

19 Sen. Frye-Mueller requested that **HB 1031** be removed from the Consent Calendar.

20 **SB 88:** FOR AN ACT ENTITLED, An Act to provide information to an injured employee about
 21 eligibility in a program offered by a nonprofit organization.

22 **HB 1030:** FOR AN ACT ENTITLED, An Act to update statutory and regulatory references
 23 pertaining to water pollution.

24 Were read the second time.

25 The question being "Shall **SB 88, and HB 1030** pass?"

26 And the roll being called:

27 Yeas 31, Nays 0, Excused 3, Absent 0

28 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Foster, Frye-Mueller,
 29 Hoffman, Hunhoff, Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba,
 30 Novstrup, Otten (Herman), Pischke, Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink,
 31 and Zikmund

1 Excused: Diedrich, Johnson, and Schoenbeck

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

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

5 **SB 5:** FOR AN ACT ENTITLED, An Act to reduce the amount of time required before the removal
6 of a city manager is effective.

7 Was read the second time.

8 The question being "Shall **SB 5** pass as amended?"

9 And the roll being called:

10 Yeas 31, Nays 0, Excused 3, Absent 0

11 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Foster, Frye-Mueller,
12 Hoffman, Hunhoff, Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba,
13 Novstrup, Otten (Herman), Pischke, Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink,
14 and Zikmund

15 Excused: Diedrich, Johnson, and Schoenbeck

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

18 **SB 18:** FOR AN ACT ENTITLED, An Act to allow the secretary of state to share information
19 from the statewide voter registration file.

20 Was read the second time.

21 The question being "Shall **SB 18** pass as amended?"

22 And the roll being called:

23 Yeas 29, Nays 2, Excused 3, Absent 0

24 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Foster, Hoffman,
25 Hunhoff, Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba, Novstrup,
26 Otten (Herman), Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

27 Nays: Frye-Mueller and Pischke

28 Excused: Diedrich, Johnson, and Schoenbeck

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

SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS

1
2 **HB 1015:** FOR AN ACT ENTITLED, An Act to adopt the social work licensure compact.

3 Was read the second time.

4 The question being "Shall **HB 1015** pass?"

5 And the roll being called:

6 Yeas 28, Nays 3, Excused 3, Absent 0

7 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Hoffman, Hunhoff,
8 Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba, Novstrup,
9 Otten (Herman), Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

10 Nays: Foster, Frye-Mueller, and Pischke

11 Excused: Diedrich, Johnson, and Schoenbeck

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

14 **HB 1033:** FOR AN ACT ENTITLED, An Act to address the administration of State Conservation
15 Commission functions by the Department of Agriculture and Natural Resources.

16 Was read the second time.

17 The question being "Shall **HB 1033** pass?"

18 And the roll being called:

19 Yeas 28, Nays 3, Excused 3, Absent 0

20 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Hoffman, Hunhoff,
21 Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba, Novstrup,
22 Otten (Herman), Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

23 Nays: Foster, Frye-Mueller, and Pischke

24 Excused: Diedrich, Johnson, and Schoenbeck

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

27 **HB 1041:** FOR AN ACT ENTITLED, An Act to modify the definition of public infrastructure to
28 allow a federally recognized Indian tribe to be eligible for housing infrastructure grants and loans
29 and to declare an emergency.

30 Was read the second time.

31 The question being "Shall **HB 1041** pass?"

32 And the roll being called:

33 Yeas 29, Nays 2, Excused 3, Absent 0

1 Yeas: Beal, Bolin, Bordeaux, Breitling, Crabtree, Davis, Deibert, Duhamel, Foster, Hoffman,
2 Hunhoff, Klumb, Kolbeck (Jack), Kolbeck (Steve), Larson, Maher, Mehlhaff, Nesiba, Novstrup,
3 Otten (Herman), Reed, Rohl, Schoenfish, Stalzer, Tobin, Wheeler, Wiik, Wink, and Zikmund

4 Nays: Frye-Mueller and Pischke

5 Excused: Diedrich, Johnson, and Schoenbeck

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

8 **SIGNING OF BILLS**

9 The President publicly read the title to

10 **HB 1019:** FOR AN ACT ENTITLED, An Act to clarify language regarding sales and use tax in
11 certain statutes.

12 And signed the same in the presence of the Senate.

13 **COMMEMORATIONS**

14 **SC 804:** A LEGISLATIVE COMMEMORATION, Honoring the 2022-2023 Outstanding School
15 Administrators of South Dakota: Dr. Jennifer Lowry, Tea School Superintendent; Darren Ellwein,
16 Harrisburg Middle School Principal; Kathy Holter, Platte-Geddes School Business Official; Dr.
17 Samantha Walder, Tea Elementary School Principal; Pete Wilson, Meade Secondary School Principal;
18 Brady Sumners, Spearfish Assistant Middle School Principal; Ann Pettit, Douglas Curriculum Leader;
19 and Mischelle Slaba, Wagner Director of Special Education.

20 Introduced by: **Senators** Schoenfish, Bolin, Crabtree, Davis, Deibert, Hunhoff, Johnson,
21 Kolbeck (Jack), Kolbeck (Steve), Larson, Nesiba, Novstrup, Otten (Herman), Reed, Schoenbeck,
22 Stalzer, and Zikmund and **Representatives** Stevens, Aylward, Bahmuller, Bartels, Blare, Callies,
23 Deutsch, Duba, Emery, Healy, Koth, Kull, Lesmeister, Massie, Moore, Mortenson, Odenbach,
24 Otten (Ernie), Overweg, Peterson (Drew), Pinnow, Poirier, Reisch, Teunissen, Tordsen, and
25 Venhuizen.

26 Sen. Breitling moved that the Senate do now adjourn, which motion prevailed and at
27 2:52 p.m. the Senate adjourned.

28 Peggy Laurenz, Secretary