

# *JOURNAL OF THE HOUSE*

## *NINETY-NINTH SESSION*

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EIGHTEENTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Monday, February 05, 2024

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

The prayer was offered by the Chaplain, Fr. Joe Holzhauser, followed by the Pledge of Allegiance led by House page Taylor Reisch.

Roll Call: All members present except Reps. Bahmuller, Duba, Fitzgerald, and Mulally who were excused.

### **APPROVAL OF THE JOURNAL**

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the 17th 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 The oath of office was administered by Speaker Bartels to the following named pages:

2 Joseph Grady, Onica Graham, Elliot Hendrix, Paul Kaffar, Emma Kilene, Grant Masek,  
3 Eden Otten, Jayda Reinert, Taylor Reisch, Charley Stroh, Henry Thronson, Samuel Weinheimer,  
4 Brooke Wright.

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

6 **REPORTS OF STANDING COMMITTEES**

7 MR. SPEAKER:

8 The Committee on Legislative Procedure respectfully reports that **HB 1012, 1024, 1058, and**  
9 **1059** were delivered to her Excellency, the Governor, for her approval at 11:27 a.m., February 5,  
10 2024.

11 Respectfully submitted,  
12 Hugh M. Bartels, Chair

13 MR. SPEAKER:

14 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and  
15 Enrolling has carefully compared **HB 1090 and 1095** and finds the same correctly enrolled.

16 Respectfully submitted,  
17 Hugh M. Bartels, Chair

18 MR. SPEAKER:

19 The Committee on House Education respectfully reports that it has had under consideration  
20 **HB 1197** and returns the same with the recommendation that said bill do pass.

21 Also MR. SPEAKER:

22 The Committee on House Education respectfully reports that it has had under consideration  
23 **HB 1201** with the recommendation that said bill be referred to the House Committee on  
24 Appropriations with a Do Pass recommendation.

25 Also MR. SPEAKER:

26 The Committee on House Education respectfully reports that it has had under consideration  
27 **HB 1250** which was deferred to the 41st Legislative Day.

28 Respectfully submitted,  
29 Mike Stevens, Chair

30 MR. SPEAKER:

31 The Committee on House State Affairs respectfully reports that it has had under consideration  
32 **HB 1181** which was deferred to the 41st Legislative Day.

1 Also MR. SPEAKER:

2 The Committee on House State Affairs respectfully reports that it has had under consideration  
3 **HB 1182** and returns the same with the recommendation that said bill be amended as follows:

4 1182B

5 On page 1, line 6, of the Introduced bill, after "mean:

6 (1)" delete ""Ballot question," any initiated measure, initiated constitutional amendment, or  
7 referred law submitted to voters at an election;"

8 On page 1, line 8, of the Introduced bill, after "election;" delete "(2) "

9 On page 1, line 8, of the Introduced bill, delete " a person or entity that raises, collects, or  
10 disburses contributions as a proponent or opponent for the placement on the ballot of one or more  
11 ballot questions or for the adoption or defeat of one or more ballot questions at an election" and  
12 insert " as defined by § 12-27-1"

13 On page 1, line 12, of the Introduced bill, delete "(3)" and insert "(2)"

14 On page 1, line 14, of the Introduced bill, delete "(4)" and insert "(3)"

15 On page 1, line 15, of the Introduced bill, delete "(5)" and insert "(4)"

16 On page 1, line 17, of the Introduced bill, delete "(6)" and insert "(5)"

17 On page 1, line 19, of the Introduced bill, delete "(7)" and insert "(6)"

18 On page 1, line 21, of the Introduced bill, delete "(8)" and insert "(7)"

19 On page 1, line 24, of the Introduced bill, delete "(9)" and insert "(8)"

20 On page 2, line 1, of the Introduced bill, delete "(10)" and insert "(9)"

21 On page 2, line 3, of the Introduced bill, delete "(11)" and insert "(10)"

22 On page 2, line 8, of the Introduced bill, delete "(12)" and insert "(11)"

23 On page 2, line 13, of the Introduced bill, delete "(13)" and insert "(12)"

24 On page 2, line 17, of the Introduced bill, delete "(14)" and insert "(13)"

25 On page 2, line 21, of the Introduced bill, delete "(15)" and insert "(14)"

26 On page 2, line 23, of the Introduced bill, delete "(16)" and insert "(15)"

27 On page 2, line 24, of the Introduced bill, delete "(17)" and insert "(16)"

28 On page 2, line 26, of the Introduced bill, delete "(18)" and insert "(17)"

29 On page 2, line 28, of the Introduced bill, delete "(19)" and insert "(18)"

30 On page 2, line 29, of the Introduced bill, delete "(20)" and insert "(19)"

31 On page 2, line 30, of the Introduced bill, delete "(21)" and insert "(20)"

32 On page 2, line 31, of the Introduced bill, delete "(22)" and insert "(21)"

1 On page 2, line 33, of the Introduced bill, delete "(23)" and insert "(22)"

2 On page 3, line 1, of the Introduced bill, delete "(24)" and insert "(23)"

3 On page 3, line 3, of the Introduced bill, delete "(25)" and insert "(24)"

4 On page 3, line 8, of the Introduced bill, delete "(26)" and insert "(25)"

5 On page 3, line 11, of the Introduced bill, delete "(27)" and insert "(26)"

6 On page 3, line 23, of the Introduced bill, delete "At a primary, general, or special election,  
7 any" and insert "Any"

8 On page 3, line 27, of the Introduced bill, delete "A poll watcher present at a polling place shall  
9 remain in a designated observation area at all times while acting as a poll watcher. The observation  
10 area must be less than six feet away from, but may not be closer than three feet to, the table at  
11 which voters announce their name and address to be issued a ballot. The observation area must  
12 also permit any poll watcher to see and hear all public aspects of the voting process" and insert "  
13 Each polling place must be arranged in a manner that permits each poll watcher to be positioned in  
14 a location where the poll watcher can plainly see and hear what is done within the polling place.  
15 Members of the public may observe the voting and counting process at any polling location in a  
16 manner that does not interfere with the duties of the poll workers or poll watchers"

17 And that as so amended, **HB 1182** do pass.

18 Also MR. SPEAKER:

19 The Committee on House State Affairs respectfully reports that it has had under consideration  
20 **HB 1198** and returns the same with the recommendation that said bill do pass.

21 Also MR. SPEAKER:

22 The Committee on House State Affairs respectfully reports that it has had under consideration  
23 **HB 1206** with the recommendation that said bill be amended as follows:

24 1206A

25 On page 1, line 1, of the Introduced bill, after "to " insert "make an appropriation for a grant  
26 to the Douglas school district for the construction costs of a new school"

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

28 "**Section 1.** There is hereby appropriated from the general fund the sum of \$1 to the  
29 Department of Education, for purposes of providing a grant to the Douglas school district for the  
30 design, engineering, construction, or any other costs related to the construction of a new school.

31 **Section 2.** The secretary of the Department of Education shall approve vouchers and the state  
32 auditor shall draw warrants to pay expenditures authorized by this Act.

33 **Section 3.** Any amounts appropriated in this Act not lawfully expended or obligated shall revert  
34 in accordance with the procedures prescribed in chapter 4-8.

35 **Section 4.** This Act is effective June 30, 2024."

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

38  
39

Respectfully submitted,  
Will Mortenson, Chair

1 MR. SPEAKER:

2 The Committee on House Judiciary respectfully reports that it has had under consideration  
3 **HB 1089, 1104, and 1245** and returns the same with the recommendation that said bills do pass,  
4 and having been certified as uncontested, be placed on the consent calendar.

5 Respectfully submitted,  
6 Jon Hansen, Chair

7 **MESSAGES FROM THE SENATE**

8 MR. SPEAKER:

9 I have the honor to return herewith **HB 1090 and 1095** which have passed the Senate without  
10 change.

11 Also MR. SPEAKER:

12 I have the honor to transmit herewith **SB 16, 28, and 165** which have passed the Senate and  
13 your favorable consideration is respectfully requested.

14 Respectfully,  
15 Peggy Laurenz, Secretary

16 **MOTIONS AND RESOLUTIONS**

17 Rep. Mortenson moved that **SB 17** be deferred to Monday, February 12, 2024, the 22<sup>nd</sup>  
18 legislative day.

19 Which motion prevailed.

20 **CONSIDERATION OF REPORTS OF COMMITTEES**

21 Rep. Mortenson moved that the reports of the Standing Committees on  
22 Education on **HB 1187** as found on page 235 of the House Journal; also  
23 Judiciary on **HB 1192 and 1195** as found on page 236 of the House Journal; and  
24 State Affairs on **HB 1200** as found on page 235 of the House Journal be adopted.

25 Which motion prevailed and the reports were adopted.

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

27 The Speaker declared that **HB 1253** was withdrawn at the request of the prime sponsor  
28 pursuant to JR 6B-1.1.

1

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

2

**SB 165:** FOR AN ACT ENTITLED, An Act to create the South Dakota-Ireland Trade Commission.

3

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

4

**SB 16:** FOR AN ACT ENTITLED, An Act to make appropriations for water and environmental purposes and to declare an emergency.

5

6

**SB 28:** FOR AN ACT ENTITLED, An Act to modify tax refunds for elderly persons and persons with a disability, to make an appropriation therefor, and to declare an emergency.

7

8

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

9

**SECOND READING OF CONSENT CALENDAR ITEMS**

10

Rep. Aylward requested that **HB 1194** be removed from the Consent Calendar.

11

**HB 1161:** FOR AN ACT ENTITLED, An Act to regulate the acceptance of a central bank digital currency.

12

13

**SB 79:** FOR AN ACT ENTITLED, An Act to revise provisions related to the possession, distribution, and manufacture of child pornography.

14

15

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

16

17

Were read the second time.

18

The question being "Shall **SB 79** pass as amended, and **HB 1161, and SB 88** pass?"

19

And the roll being called:

20

Yeas 64, Nays 1, Excused 4, Absent 0

21

Yeas: Arlint, Auch, Aylward, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby, Deutsch, Donnell, Drury, Duffy, Emery, Gross, Hansen, Healy, Heermann, Jamison, Jensen (Kevin), Jensen (Phil), Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lems, Lesmeister, Massie, Mills, Moore, Mortenson, Mulder, Nelson, Odenbach, Otten (Ernie), Overweg, Perry, Peterson (Drew), Peterson (Sue), 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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Nays: May

29

Excused: Bahmuller, Duba, Fitzgerald, and Mulally

30

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.

31

1

**SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

2

**HB 1099:** FOR AN ACT ENTITLED, An Act to establish educational standards for the expanded practice of optometry.

3

4

Was read the second time.

5

Rep. Schaeftbauer moved that **HB 1099** be amended as follows:

6

1099F

7

On page 2, line 1, of the Introduced bill, delete "intralesional " and insert "intralesional "

8

On page 1, line 25, of the Introduced bill, after "agent" insert " " in the periorbital region, for the treatment of ocular disease related to periorbital muscular spasms"

9

10

On page 1, line 25, of the Introduced bill, after "agent;" insert " and"

11

On page 1, line 26, of the Introduced bill, after "agent;

12

(b)" delete "The intralesional injection of a steroid to treat a chalazion;"

13

On page 2, line 1, of the Introduced bill, after "chalazion;" delete "(c)"

14

On page 2, line 2, of the Introduced bill, after "a " insert "periorbital "

15

On page 2, line 2, of the Introduced bill, after "tag" delete the semicolon

16

On page 2, line 3, of the Introduced bill, delete "(d) The performance of a selective laser trabeculoplasty; and

17

18

(e) The performance of a posterior capsulotomy using an yttrium aluminum garnett laser" and insert " , not located on the eyelid margin"

19

20

On page 2, line 10, of the Introduced bill, delete " one or more of the procedures " and insert " procedure "

21

22

On page 2, line 14, of the Introduced bill, after "score" delete " on the laser examination and"

23

On page 2, line 26, of the Introduced bill, after "perform" delete " all"

24

On page 2, line 26, of the Introduced bill, after "all " insert "each "

25

On page 2, line 33, of the Introduced bill, delete " one or more" and insert " each"

26

On page 3, line 6, of the Introduced bill, delete " all" and insert " each"

27

On page 3, line 7, of the Introduced bill, delete "intralesional " and insert "intralesional "

28

On page 3, line 8, of the Introduced bill, delete " , the intralesional injection of a steroid to treat a chalazion" and insert " " in the periorbital region, for the treatment of ocular disease related to periorbital muscular spasms"

29

30

31

On page 3, line 8, of the Introduced bill, after "chalazion," insert " and"

32

On page 3, line 9, of the Introduced bill, after "a " insert "periorbital "

- 1 On page 3, line 9, of the Introduced bill, delete " and the performance of a selective laser  
2 trabeculoplasty" and insert " not located on the eyelid margin"
- 3 On page 3, line 10, of the Introduced bill, after "occur" delete " on"
- 4 On page 3, line 10, of the Introduced bill, delete " human eyes" and insert " times"
- 5 On page 3, line 12, of the Introduced bill, after "eyes." delete "The demonstration of  
6 competency with respect to the performance of a posterior capsulotomy using an yttrium aluminum  
7 garnett laser must occur on at least ten human eyes."
- 8 Rep. Bartels requested a roll call vote.
- 9 Which request was supported.
- 10 And the roll being called:
- 11 Yeas 16, Nays 49, Excused 4, Absent 0
- 12 Yeas: Auch, Aylward, Deutsch, Gross, Hansen, Jensen (Kevin), Karr, Lems, May, Odenbach,  
13 Perry, Peterson (Sue), Randolph, Schaeftbauer, Sjaarda, and Soye
- 14 Nays: Arlint, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby, Donnell, Drury, Duffy,  
15 Emery, Healy, Heermann, Jamison, Jensen (Phil), Kassin, Koth, Krohmer, Krull, Kull, Ladner,  
16 Lesmeister, Massie, Mills, Moore, Mortenson, Mulder, Nelson, Otten (Ernie), Overweg, Peterson  
17 (Drew), Pinnow, Pourier, Rehfeldt, Reimer, Reisch, Sauder, Schneider, Shorma, St. John, Stevens,  
18 Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels
- 19 Excused: Bahmuller, Duba, Fitzgerald, and Mulally
- 20 So the motion not having received an affirmative vote of a majority of the members-elect, the  
21 Speaker declared the motion lost.
- 22 The question being "Shall **HB 1099** pass?"
- 23 And the roll being called:
- 24 Yeas 48, Nays 17, Excused 4, Absent 0
- 25 Yeas: Auch, Aylward, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Deutsch, Drury,  
26 Duffy, Emery, Hansen, Healy, Jamison, Jensen (Phil), Kassin, Koth, Krohmer, Krull, Kull, Ladner,  
27 Lems, Lesmeister, Moore, Mortenson, Mulder, Nelson, Otten (Ernie), Overweg, Perry, Peterson  
28 (Drew), Pinnow, Pourier, Randolph, Reimer, Reisch, Sauder, Schneider, Shorma, Soye, St. John,  
29 Stevens, Teunissen, Wangsness, Weisgram, Wittman, and Speaker Bartels
- 30 Nays: Arlint, Derby, Donnell, Gross, Heermann, Jensen (Kevin), Karr, Massie, May, Mills,  
31 Odenbach, Peterson (Sue), Rehfeldt, Schaeftbauer, Sjaarda, Tordsen, and Venhuizen
- 32 Excused: Bahmuller, Duba, Fitzgerald, and Mulally
- 33 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker  
34 declared the bill passed and the title was agreed to.
- 35 **HB 1163**: FOR AN ACT ENTITLED, An Act to amend provisions of the Uniform Commercial  
36 Code.
- 37 Was read the second time.



1 Rep. Peterson (Sue) moved that **HB 1163** be amended as follows:

2 1163A

3 On page 38, line 17, of the Introduced bill, delete " securities intermediary's" and insert "  
4 entitlement holder's"

5 On page 38, line 17, of the Introduced bill, after "jurisdiction" delete ", as specified in  
6 subsection (e),"

7 On page 39, line 1, of the Introduced bill, after "(5).

8 (e)" delete " The following rules determine a "securities intermediary's jurisdiction" for  
9 purposes of this section:

10 (1) If an agreement between the securities intermediary and its entitlement holder  
11 governing the securities account expressly provides that a particular jurisdiction is the securities  
12 intermediary's jurisdiction for purposes of this part, this article, or this chapter, that jurisdiction is  
13 the securities intermediary's jurisdiction.

14 (2) If paragraph (1) does not apply and an agreement between the securities  
15 intermediary and its entitlement holder governing the securities account expressly provides that the  
16 agreement is governed by the law of a particular jurisdiction, that jurisdiction is the securities  
17 intermediary's jurisdiction.

18 (3) If neither paragraph (1) nor paragraph (2) applies and an agreement between the  
19 securities intermediary and its entitlement holder governing the securities account expressly  
20 provides that the securities account is maintained at an office in a particular jurisdiction, that  
21 jurisdiction is the securities intermediary's jurisdiction.

22 (4) If none of the preceding paragraphs applies, the securities intermediary's  
23 jurisdiction is the jurisdiction in which the office identified in an account statement as the office  
24 serving the entitlement holder's account is located.

25 (5) If none of the preceding paragraphs applies, the securities intermediary's  
26 jurisdiction is the jurisdiction in which the chief executive office of the securities intermediary is  
27 located.

28 (f) A securities intermediary's jurisdiction is not determined by the physical location of  
29 certificates representing financial assets, or by the jurisdiction in which is organized the issuer of  
30 the financial asset with respect to which an entitlement holder has a security entitlement, or by the  
31 location of facilities for data processing or other record keeping concerning the account.

32 (g)"

33 On page 39, line 26, of the Introduced bill, delete " securities intermediary's" and insert "  
34 entitlement holder's"

35 On page 66, line 30, of the Introduced bill, delete " securities intermediary's" and insert "  
36 entitlement holder's"

37 On page 66, line 30, of the Introduced bill, after "jurisdiction" delete " as specified in § 57A-8-  
38 110(e)"

39 Rep. Peterson (Sue) requested a roll call vote.

40 Which request was supported.

41 And the roll being called:

42 Yeas 21, Nays 44, Excused 4, Absent 0

1 Yeas: Auch, Aylward, Deutsch, Donnell, Gross, Hansen, Jensen (Kevin), Karr, Krohmer, Ladner,  
2 Lems, May, Mills, Overweg, Perry, Peterson (Sue), Randolph, Schaeftbauer, Shorma, Sjaarda, and  
3 Soye

4 Nays: Arlint, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby, Drury, Duffy, Emery,  
5 Healy, Heermann, Jamison, Jensen (Phil), Kassin, Koth, Krull, Kull, Lesmeister, Massie, Moore,  
6 Mortenson, Mulder, Nelson, Odenbach, Otten (Ernie), Peterson (Drew), Pinnow, Pourier, Rehfeldt,  
7 Reimer, Reisch, Sauder, Schneider, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness,  
8 Weisgram, Wittman, and Speaker Bartels

9 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

10 So the motion not having received an affirmative vote of a majority of the members-elect, the  
11 Speaker declared the motion lost.

12 The question being "Shall **HB 1163** pass?"

13 And the roll being called:

14 Yeas 44, Nays 21, Excused 4, Absent 0

15 Yeas: Arlint, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby, Deutsch, Drury, Duffy,  
16 Emery, Healy, Heermann, Jamison, Kassin, Koth, Krull, Kull, Lesmeister, Moore, Mortenson, Mulder,  
17 Nelson, Odenbach, Otten (Ernie), Perry, Peterson (Drew), Pinnow, Pourier, Rehfeldt, Reimer, Reisch,  
18 Sauder, Schneider, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram,  
19 Wittman, and Speaker Bartels

20 Nays: Auch, Aylward, Donnell, Gross, Hansen, Jensen (Kevin), Jensen (Phil), Karr, Krohmer,  
21 Ladner, Lems, Massie, May, Mills, Overweg, Peterson (Sue), Randolph, Schaeftbauer, Shorma,  
22 Sjaarda, and Soye

23 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

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

## 26 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

27 **SB 44:** FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse health care  
28 professionals who have complied with the requirements for health care recruitment assistance  
29 programs, and to declare an emergency.

30 Was read the second time.

31 The question being "Shall **SB 44** pass?"

32 And the roll being called:

33 Yeas 64, Nays 1, Excused 4, Absent 0

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

1 Nays: Aylward

2 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

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

5 **SB 78**: FOR AN ACT ENTITLED, An Act to provide for an E15 fuel tax refund.

6 Was read the second time.

7 The question being "Shall **SB 78** pass as amended?"

8 And the roll being called:

9 Yeas 64, Nays 1, Excused 4, Absent 0

10 Yeas: Arlint, Auch, Aylward, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby,  
11 Deutsch, Donnell, Drury, Duffy, Emery, Gross, Hansen, Healy, Heermann, Jamison, Jensen (Kevin),  
12 Jensen (Phil), Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lems, Lesmeister, Massie, Mills,  
13 Moore, Mortenson, Mulder, Nelson, Odenbach, Otten (Ernie), Overweg, Perry, Peterson (Drew),  
14 Peterson (Sue), Pinnow, Poirier, Randolph, Rehfeldt, Reimer, Reisch, Sauder, Schaeffbauer,  
15 Schneider, Shorma, Sjaarda, Soye, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness,  
16 Weisgram, Wittman, and Speaker Bartels

17 Nays: May

18 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

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

21 **SB 57**: FOR AN ACT ENTITLED, An Act to create uniform procedures for consideration of  
22 criminal histories and convictions in professional or occupational licensure.

23 Was read the second time.

24 The question being "Shall **SB 57** pass as amended?"

25 And the roll being called:

26 Yeas 62, Nays 3, Excused 4, Absent 0

27 Yeas: Arlint, Auch, Aylward, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby,  
28 Deutsch, Donnell, Drury, Duffy, Emery, Gross, Hansen, Healy, Heermann, Jamison, Jensen (Kevin),  
29 Jensen (Phil), Karr, Kassin, Koth, Krohmer, Krull, Kull, Lems, Lesmeister, May, Mills, Moore,  
30 Mortenson, Mulder, Nelson, Odenbach, Otten (Ernie), Overweg, Perry, Peterson (Drew), Peterson  
31 (Sue), Poirier, Randolph, Rehfeldt, Reimer, Reisch, Sauder, Schaeffbauer, Schneider, Shorma,  
32 Sjaarda, Soye, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, Wittman,  
33 and Speaker Bartels

34 Nays: Ladner, Massie, and Pinnow

35 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

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

1 **SB 12:** FOR AN ACT ENTITLED, An Act to authorize certain employer actions regarding the use  
2 of cannabis by an employee or a prospective employee.

3 Was read the second time.

4 The question being "Shall **SB 12** pass?"

5 And the roll being called:

6 Yeas 58, Nays 7, Excused 4, Absent 0

7 Yeas: Arlint, Auch, Aylward, Blare, Callies, Cammack, Chaffee, Chase, DeGroot, Derby,  
8 Deutsch, Donnell, Drury, Duffy, Gross, Hansen, Heermann, Jamison, Jensen (Kevin), Jensen (Phil),  
9 Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lems, Massie, May, Mills, Moore, Mortenson,  
10 Mulder, Odenbach, Otten (Ernie), Overweg, Perry, Peterson (Drew), Peterson (Sue), Pinnow,  
11 Randolph, Rehfeldt, Reimer, Reisch, Sauder, Schaeffbauer, Schneider, Shorma, Sjaarda, Soye,  
12 Stevens, Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, and Speaker Bartels

13 Nays: Emery, Healy, Lesmeister, Nelson, Pourier, St. John, and Wittman

14 Excused: Bahmuller, Duba, Fitzgerald, and Mulally

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

17 **SIGNING OF BILLS**

18 The Speaker publicly read the title to

19 **HB 1090:** FOR AN ACT ENTITLED, An Act to revise provisions related to tax deeds and to  
20 declare an emergency.

21 **HB 1095:** FOR AN ACT ENTITLED, An Act to establish provisions for the operation of  
22 automated motor vehicles.

23 **SB 26:** FOR AN ACT ENTITLED, An Act to clarify the membership of the Open Meeting  
24 Commission.

25 **SB 27:** FOR AN ACT ENTITLED, An Act to modify the criteria for removal from the sex offender  
26 registry.

27 **SB 75:** FOR AN ACT ENTITLED, An Act to modify provisions pertaining to the designation of a  
28 legal newspaper.

29 And signed the same in the presence of the House.

30 Rep. Drury moved that the House do now adjourn, which motion prevailed and at 3:47 p.m.  
31 the House adjourned.

32

Patricia Miller, Chief Clerk