

JOURNAL OF THE HOUSE

NINETY-NINTH SESSION

TWENTY-EIGHTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 22, 2024

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

The prayer was offered by the Chaplain, Sam Handschke, followed by the Pledge of Allegiance led by House pages Melody Gilkerson and Rayden Haak.

Roll Call: All members present except Rep. Rehfeldt who was 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 27th 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 **HB 1007 and 1161** were
4 delivered to her Excellency, the Governor, for her approval at 11:42 a.m., February 22, 2024.

5

6

Respectfully submitted,
Hugh M. Bartels, Chair

7 MR. SPEAKER:

8 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
9 Enrolling has carefully compared **HB 1083, 1085, 1087, 1088, 1116, 1117, 1126, and 1135**
10 and finds the same correctly enrolled.

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12

Respectfully submitted,
Hugh M. Bartels, Chair

13 MR. SPEAKER:

14 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
15 under consideration **SB 111 and 117** and returns the same with the recommendation that said bills
16 do pass.

17

18

Respectfully submitted,
Roger Chase, Chair

19 MR. SPEAKER:

20 The Committee on House Health and Human Services respectfully reports that it has had under
21 consideration **SB 63 and 147, and SCR 602** and returns the same with the recommendation that
22 said bills and resolution do pass, be adopted, and having been certified as uncontested, be placed
23 on the consent calendar.

24 Also MR. SPEAKER:

25 The Committee on House Health and Human Services respectfully reports that it has had under
26 consideration **SB 64** and returns the same with the recommendation that said bill be amended as
27 follows:

28

64B

29 On page 11, line 25, of the Senate Engrossed bill, after "following" delete " twelve"

30 On page 11, line 25, of the Senate Engrossed bill, after "by " insert "twelve-month "

31 And that as so amended, **SB 64** do pass, and having been certified as uncontested, be placed
32 on the consent calendar.

33

34

Respectfully submitted,
Kevin D. Jensen, Chair

1 MR. SPEAKER:

2 The Joint Committee on Appropriations respectfully reports that it has had under consideration
3 **HB 1201** and returns the same with the recommendation that said bill be amended as follows:

4 1201A

5 On page 1, line 4, of the Introduced bill, delete " Education" and insert " Labor and Regulation"

6 On page 1, line 6, of the Introduced bill, delete " Education" and insert " Labor and Regulation"

7 And that as so amended, **HB 1201** do pass.

8 Also MR. SPEAKER:

9 The Joint Committee on Appropriations respectfully reports that it has had under consideration
10 **HB 1206** which was tabled.

11 Respectfully submitted,
12 Mike Derby, Co-Chair

Respectfully submitted,
Jean Hunhoff, Co-Chair

13 **MESSAGES FROM THE SENATE**

14 MR. SPEAKER:

15 I have the honor to return herewith **HB 1083, 1085, 1087, 1088, 1116, 1117, 1126, and**
16 **1135** which have passed the Senate without change.

17 Also MR. SPEAKER:

18 I have the honor to return herewith **HB 1038, 1076, and 1089** which have been amended
19 by the Senate and your concurrence in the amendments is respectfully requested.

20 Also MR. SPEAKER:

21 I have the honor to inform your honorable body that **HB 1136** was lost on second reading and
22 final passage.

23 Also MR. SPEAKER:

24 I have the honor to transmit herewith **SB 173, 201, 203, and 208** which have passed the
25 Senate and your favorable consideration is respectfully requested.

26 Respectfully,
27 Peggy Laurenz, Secretary

28 **MOTIONS AND RESOLUTIONS**

29 Rep. Mortenson moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
30 Friday, February 23, the 29th legislative day.

31 Which motion prevailed.

1 Rep. Mortenson moved that **SB 43** be deferred to Monday, February 26, 2024, the 30th
2 legislative day.

3 Which motion prevailed.

4 Rep. Pinnow moved that the House do concur in Senate amendments to **HB 1082**.

5 The question being on Rep. Pinnow's motion that the House do concur in Senate amendments
6 to **HB 1082**.

7 And the roll being called:

8 Yeas 67, Nays 2, Excused 1, Absent 0

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

16 Nays: Aylward and Mills

17 Excused: Rehfeldt

18 So the motion having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the motion carried and the amendments were concurred in.

20 **CONSIDERATION OF REPORTS OF COMMITTEES**

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

22 Commerce and Energy on **SB 58** as found on page 365 of the House Journal; and

23 State Affairs on **SB 99 and 119** as found on page 365 of the House Journal be adopted.

24 Which motion prevailed and the reports were adopted.

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

26 **SB 173:** FOR AN ACT ENTITLED, An Act to provide a landowner-on-own-land license for
27 antlerless elk.

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

29 **SB 201:** FOR AN ACT ENTITLED, An Act to provide new statutory requirements for regulating
30 linear transmission facilities, to allow counties to impose a surcharge on certain pipeline companies.

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

1 **SB 203:** FOR AN ACT ENTITLED, An Act to expand certain privileges for individuals who hold
2 an unrestricted enhanced concealed carry permit.

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

4 **SB 208:** FOR AN ACT ENTITLED, An Act to establish reporting requirements for future fund
5 awards or grants and to make technical changes.

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

7 **SECOND READING OF CONSENT CALENDAR ITEMS**

8 Rep. Karr requested that **SB 98** be removed from the Consent Calendar.

9 **SB 15:** FOR AN ACT ENTITLED, An Act to require a convicted defendant to reimburse the cost
10 of digital forensic examination fees.

11 **SB 76:** FOR AN ACT ENTITLED, An Act to modify provisions pertaining to the appointment of
12 vacant positions on a board or commission.

13 **SB 84:** FOR AN ACT ENTITLED, An Act to update the edition of the guidebook used for
14 measuring damages to trees or plants.

15 Were read the second time.

16 The question being "Shall **SB 15 and 84** pass as amended, and **SB 76** pass?"

17 And the roll being called:

18 Yeas 69, Nays 0, Excused 1, Absent 0

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

26 Excused: Rehfeldt

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

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

30 **SB 169:** FOR AN ACT ENTITLED, An Act to revise provisions regarding drones.

31 Was read the second time.

32 The question being "Shall **SB 169** pass as amended?"

33 And the roll being called:

1 Yeas 67, Nays 2, Excused 1, Absent 0

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

9 Nays: Healy and Pourier

10 Excused: Rehfeldt

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

13 **SB 112:** FOR AN ACT ENTITLED, An Act to establish a non-resident title fee.

14 Was read the second time.

15 The question being "Shall **SB 112** pass?"

16 And the roll being called:

17 Yeas 59, Nays 10, Excused 1, Absent 0

18 Yeas: Arlint, Auch, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, Conzet, DeGroot,
19 Derby, Deutsch, Donnell, Drury, Duba, Duffy, Emery, Gross, Healy, Heermann, Jamison, Jensen
20 (Kevin), Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lesmeister, Massie, May, Mills, Moore,
21 Mortenson, Mulder, Nelson, Otten (Ernie), Perry, Peterson (Drew), Peterson (Sue), Pinnow, Reimer,
22 Reisch, Sauder, Schaeffbauer, Schneider, Shorma, Sjaarda, Soye, St. John, Stevens, Teunissen,
23 Tordsen, Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels

24 Nays: Aylward, Fitzgerald, Hansen, Jensen (Phil), Lems, Mulally, Odenbach, Overweg, Pourier,
25 and Randolph

26 Excused: Rehfeldt

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

29 **SB 152:** FOR AN ACT ENTITLED, An Act to establish maximum fees for legal publications and
30 to remove related rule-making authority from the Bureau of Administration.

31 Was read the second time.

32 The question being "Shall **SB 152** pass?"

33 And the roll being called:

34 Yeas 64, Nays 5, Excused 1, Absent 0

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

8 Nays: Aylward, Jensen (Phil), Mulally, Randolph, and Soye

9 Excused: Rehfeldt

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

12 **SB 172:** FOR AN ACT ENTITLED, An Act to allow a person to temporarily take responsibility of
13 a feral cat or dog for the purpose of spaying or neutering the animal.

14 Was read the second time.

15 Rep. Kull moved that **SB 172** be amended as follows:

16 172B

17 On page 1, line 1, of the Senate Local Government Engrossed bill, after "cat" delete " or dog"

18 On page 1, line 6, of the Senate Local Government Engrossed bill, after "cat" delete " or dog"

19 On page 1, line 8, of the Senate Local Government Engrossed bill, after "cat" delete " or dog"

20 Which motion prevailed.

21 The question being "Shall **SB 172** pass as amended?"

22 And the roll being called:

23 Yeas 55, Nays 14, Excused 1, Absent 0

24 Yeas: Arlint, Auch, Aylward, Bahmuller, Blare, Cammack, Chaffee, Chase, Derby, Deutsch,
25 Drury, Duba, Duffy, Emery, Fitzgerald, Hansen, Healy, Heermann, Jamison, Jensen (Kevin), Kassin,
26 Koth, Krohmer, Krull, Kull, Ladner, Lesmeister, Massie, May, Mills, Moore, Mortenson, Mulder,
27 Nelson, Odenbach, Otten (Ernie), Perry, Peterson (Drew), Peterson (Sue), Pinnow, Pourier, Reisch,
28 Sauder, Schneider, Shorma, Sjaarda, St. John, Stevens, Teunissen, Tordsen, Venhuizen,
29 Wangsness, Weisgram, Wittman, and Speaker Bartels

30 Nays: Callies, Conzet, DeGroot, Donnell, Gross, Jensen (Phil), Karr, Lems, Mulally, Overweg,
31 Randolph, Reimer, Schaeftbauer, and Soye

32 Excused: Rehfeldt

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 **SB 42:** FOR AN ACT ENTITLED, An Act to modify provisions related to medical cannabis.

36 Was read the second time.

1 The question being "Shall **SB 42** pass as amended?"

2 And the roll being called:

3 Yeas 57, Nays 12, Excused 1, Absent 0

4 Yeas: Arlint, Auch, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, Conzet, DeGroot,
5 Derby, Deutsch, Donnell, Drury, Duffy, Fitzgerald, Gross, Hansen, Heermann, Jamison, Jensen
6 (Kevin), Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lems, Massie, Mills, Moore, Mortenson,
7 Mulder, Odenbach, Overweg, Perry, Peterson (Drew), Peterson (Sue), Pinnow, Randolph, Reimer,
8 Reisch, Sauder, Schaeftbauer, Schneider, Shorma, Sjaarda, Soye, St. John, Stevens, Teunissen,
9 Tordsen, Venhuizen, Wangness, Weisgram, and Speaker Bartels

10 Nays: Aylward, Duba, Emery, Healy, Jensen (Phil), Lesmeister, May, Mulally, Nelson, Otten
11 (Ernie), Poirier, and Wittman

12 Excused: Rehfeldt

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

15 Speaker Pro Tempore Stevens now presiding.

16 **SB 10**: FOR AN ACT ENTITLED, An Act to require that a notification of medical cannabis
17 certification be provided to a patient's primary or referring practitioner.

18 Was read the second time.

19 Rep. Deutsch moved that **SB 10** be amended as follows:

20 10D

21 On page 1, line 2, of the House Health and Human Services Engrossed bill, after "practitioner"
22 insert " and to provide a penalty therefor"

23 On page 1, line 13, of the House Health and Human Services Engrossed bill, after "file." insert
24 "Any practitioner who issues a written certification under this chapter, without first ensuring that
25 the patient has a primary care provider or a referring practitioner, to whom the notification required
26 by this section must be sent, is guilty of a Class 2 misdemeanor. "

27 Rep. Mills requested a roll call vote.

28 Which request was supported.

29 And the roll being called:

30 Yeas 24, Nays 45, Excused 1, Absent 0

31 Yeas: Auch, Callies, Conzet, Deutsch, Fitzgerald, Hansen, Jensen (Kevin), Karr, Krohmer,
32 Ladner, Lems, Massie, May, Mills, Mulally, Mulder, Overweg, Perry, Pinnow, Randolph, Schaeftbauer,
33 Shorma, Sjaarda, and Soye

34 Nays: Arlint, Aylward, Bahmuller, Blare, Cammack, Chaffee, Chase, DeGroot, Derby, Donnell,
35 Drury, Duba, Duffy, Emery, Gross, Healy, Heermann, Jamison, Jensen (Phil), Kassin, Koth, Krull,
36 Kull, Lesmeister, Moore, Mortenson, Nelson, Odenbach, Otten (Ernie), Peterson (Drew), Peterson
37 (Sue), Poirier, Reimer, Reisch, Sauder, Schneider, St. John, Stevens, Teunissen, Tordsen,
38 Venhuizen, Wangness, Weisgram, Wittman, and Speaker Bartels

1 Excused: Rehfeldt

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

4 The question being "Shall **SB 10** pass as amended?"

5 And the roll being called:

6 Yeas 48, Nays 21, Excused 1, Absent 0

7 Yeas: Arlint, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, Conzet, DeGroot, Derby,
8 Donnell, Drury, Duffy, Fitzgerald, Gross, Hansen, Heermann, Jamison, Jensen (Kevin), Kassin, Koth,
9 Krohmer, Krull, Kull, Ladner, Massie, Moore, Mortenson, Mulder, Odenbach, Overweg, Perry,
10 Peterson (Drew), Pinnow, Reimer, Reisch, Sauder, Schneider, Shorma, Soye, St. John, Stevens,
11 Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, and Speaker Bartels

12 Nays: Auch, Aylward, Deutsch, Duba, Emery, Healy, Jensen (Phil), Karr, Lems, Lesmeister,
13 May, Mills, Mulally, Nelson, Otten (Ernie), Peterson (Sue), Pourier, Randolph, Schaeftbauer, Sjaarda,
14 and Wittman

15 Excused: Rehfeldt

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

18 **SB 81:** FOR AN ACT ENTITLED, An Act to expand permission on installing electric wiring in a
19 residence.

20 Was read the second time.

21 The question being "Shall **SB 81** pass as amended?"

22 And the roll being called:

23 Yeas 67, Nays 2, Excused 1, Absent 0

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

31 Nays: Krohmer and Mills

32 Excused: Rehfeldt

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 **SB 86:** FOR AN ACT ENTITLED, An Act to allow a municipality authorized to allow legal games
36 of chance to issue additional off-sale liquor licenses to hotel-motel convention facilities.

37 Was read the second time.

1 The question being "Shall **SB 86** pass as amended?"

2 And the roll being called:

3 Yeas 56, Nays 13, Excused 1, Absent 0

4 Yeas: Arlint, Auch, Aylward, Blare, Cammack, Chaffee, Chase, Conzet, DeGroot, Derby,
5 Deutsch, Donnell, Drury, Duba, Duffy, Emery, Fitzgerald, Hansen, Healy, Heermann, Jamison,
6 Jensen (Kevin), Jensen (Phil), Kassin, Koth, Krohmer, Krull, Kull, Lesmeister, Massie, May, Moore,
7 Mortenson, Mulally, Mulder, Nelson, Odenbach, Otten (Ernie), Overweg, Peterson (Drew), Pinnow,
8 Pourier, Reimer, Reisch, Sauder, Schaeftbauer, Schneider, St. John, Stevens, Teunissen, Tordsen,
9 Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels

10 Nays: Bahmuller, Callies, Gross, Karr, Ladner, Lems, Mills, Perry, Peterson (Sue), Randolph,
11 Shorma, Sjaarda, and Soye

12 Excused: Rehfeldt

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

15 Speaker Bartels now presiding.

16 **SB 9**: FOR AN ACT ENTITLED, An Act to further limit applications for clemency for violent crime
17 offenders sentenced to life imprisonment.

18 Was read the second time.

19 The question being "Shall **SB 9** pass as amended?"

20 And the roll being called:

21 Yeas 63, Nays 6, Excused 1, Absent 0

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

29 Nays: Derby, Duba, Healy, Mills, Nelson, and Wittman

30 Excused: Rehfeldt

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

33 **SB 85**: FOR AN ACT ENTITLED, An Act to revise a provision related to an action to quiet title
34 to real property.

35 Was read the second time.

1 The question being "Shall **SB 85** pass?"

2 And the roll being called:

3 Yeas 49, Nays 20, Excused 1, Absent 0

4 Yeas: Arlint, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, Conzet, DeGroot, Derby,
5 Deutsch, Donnell, Drury, Duba, Duffy, Emery, Fitzgerald, Healy, Heermann, Jamison, Kassin, Koth,
6 Krull, Kull, Ladner, Lesmeister, Massie, Moore, Mortenson, Mulder, Nelson, Otten (Ernie), Perry,
7 Peterson (Drew), Pinnow, Reimer, Reisch, Sauder, Schneider, Shorma, St. John, Stevens,
8 Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels

9 Nays: Auch, Aylward, Gross, Hansen, Jensen (Kevin), Jensen (Phil), Karr, Krohmer, Lems, May,
10 Mills, Mulally, Odenbach, Overweg, Peterson (Sue), Pourier, Randolph, Schaeftbauer, Sjaarda, and
11 Soye

12 Excused: Rehfeldt

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

15 **SB 97: FOR AN ACT ENTITLED, An Act to establish the admissibility of evidence of similar**
16 **crimes in sexual assault cases.**

17 Was read the second time.

18 The question being "Shall **SB 97** pass?"

19 And the roll being called:

20 Yeas 32, Nays 37, Excused 1, Absent 0

21 Yeas: Arlint, Blare, Cammack, Chaffee, Chase, DeGroot, Deutsch, Drury, Duba, Fitzgerald,
22 Hansen, Healy, Heermann, Jamison, Kassin, Krull, Kull, Lesmeister, Massie, Mulder, Nelson, Perry,
23 Peterson (Drew), Pinnow, Pourier, Reisch, Schneider, St. John, Teunissen, Tordsen, Weisgram, and
24 Wittman

25 Nays: Auch, Aylward, Bahmuller, Callies, Conzet, Derby, Donnell, Duffy, Emery, Gross, Jensen
26 (Kevin), Jensen (Phil), Karr, Koth, Krohmer, Ladner, Lems, May, Mills, Moore, Mortenson, Mulally,
27 Odenbach, Otten (Ernie), Overweg, Peterson (Sue), Randolph, Reimer, Sauder, Schaeftbauer,
28 Shorma, Sjaarda, Soye, Stevens, Venhuizen, Wangsness, and Speaker Bartels

29 Excused: Rehfeldt

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

32 **SIGNING OF BILLS**

33 The Speaker publicly read the title to

34 **HB 1083: FOR AN ACT ENTITLED, An Act to permit a person convicted of certain driving under**
35 **the influence offenses to drive for certain purposes.**

36 **HB 1085: FOR AN ACT ENTITLED, An Act to specify the venue of appeal to circuit court for**
37 **persons committed to a mental health facility.**

1 **HB 1087:** FOR AN ACT ENTITLED, An Act to modify the definitions of a child in need of
2 supervision and a delinquent child.

3 **HB 1088:** FOR AN ACT ENTITLED, An Act to remove the option for a court services officer to
4 prepare documentation in an adoption proceeding.

5 **HB 1116:** FOR AN ACT ENTITLED, An Act to make fraudulent solicitation of charitable
6 contributions a deceptive act or practice.

7 **HB 1117:** FOR AN ACT ENTITLED, An Act to repeal a requirement for the filing of an annual
8 report regarding prearranged funeral trust contracts.

9 **HB 1126:** FOR AN ACT ENTITLED, An Act to permit an alternative delivery method for issuance
10 of a policy by an insurer.

11 **HB 1135:** FOR AN ACT ENTITLED, An Act to expand definitions pertaining to the purchasing
12 of grain.

13 **SB 11:** FOR AN ACT ENTITLED, An Act to prohibit a practitioner from referring a patient to a
14 medical cannabis clinic with which the practitioner or an immediate family member has a financial
15 relationship and to provide a penalty therefor.

16 **SB 94:** FOR AN ACT ENTITLED, An Act to amend provisions pertaining to the partners in
17 education tax credit program.

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

19 **COMMEMORATIONS**

20 **HC 8025:** A LEGISLATIVE COMMEMORATION, Celebrating the success of the Mitchell Show
21 Choir, Friend de Coup, at the Southwest Showdown competition.

22 Introduced by: **Representative** Krohmer.

23 Rep. Drury moved that the House do now adjourn, which motion prevailed and at 4:32 p.m.
24 the House adjourned.

25 Patricia Miller, Chief Clerk