

JOURNAL OF THE HOUSE

NINETY-NINTH SESSION

THIRTY-THIRD DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 29, 2024

The House convened at 1:00 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 Kevin Weller.

Roll Call: All members present except Rep. Peterson (Sue) 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 32nd 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 HOUSE PAGE RESOLUTION 4 Introduced by: Representatives Arlint; Auch; Aylward;
2 Bahmuller; Bartels; Blare; Callies; Cammack; Chaffee; Chase; DeGroot; Derby; Deutsch; Donnell;
3 Drury; Duba; Duffy; Emery; Fitzgerald; Gross; Hansen; Healy; Heermann; Jamison; Jensen, Kevin;
4 Jensen, Phil; Karr; Kassin; Koth; Krohmer; Krull; Kull; Ladner; Lems; Lesmeister; Massie; May;
5 Mills; Moore; Mortenson; Mulally; Mulder; Nelson; Odenbach; Otten, Ernie; Overweg; Perry;
6 Peterson, Drew; Peterson, Sue; Pinnow; Pourier; Randolph; Rehfeldt; Reimer; Reisch; Sauder;
7 Schaeftbauer; Schneider; Shorma; Sjaarda; Soye; St. John; Stevens; Teunissen; Tordsen;
8 Venhuizen; Wangsness; Weisgram; Wittman

9 A RESOLUTION, Expressing the appreciation and gratitude of the House of Representatives of
10 the Ninety-Ninth Legislature of the State of South Dakota to Jennifer Barnett, Melody Gilkerson,
11 Rayden Haak, Reese Hadrick, Rachel Heinemann, Rebecca Heinemann, Savannah Hendricks, Henry
12 Homstad, Amelia Knutson, Lucy Moon, Sabrina Strand, and Kevin Weller.

13 WHEREAS, the above named served loyally as pages for the House of Representatives of the
14 Ninety-Ninth Legislative Session; and

15 WHEREAS, the members of the Ninety-Ninth House of Representatives express their most
16 sincere appreciation to these young people for their service to the state; and

17 WHEREAS, the members extend to these young people their wishes for every success in life:

18 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the Ninety-Ninth
19 Legislature of the State of South Dakota, that a personal copy of this resolution be duly certified
20 and furnished to each page on this last day of service.

21 Rep. Drury moved that House Page Resolution 4 be adopted.

22 Which motion prevailed and the resolution was adopted.

23 REPORTS OF STANDING COMMITTEES

24 MR. SPEAKER:

25 The Committee on Legislative Procedure respectfully reports that **HB 1071, 1119, 1120,**
26 **1132, 1194, 1220, 1228, 1229, and 1232** were delivered to her Excellency, the Governor, for
27 her approval at 10:30 a.m., February 29, 2024.

28 Respectfully submitted,
29 Hugh M. Bartels, Chair

30 MR. SPEAKER:

31 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
32 Enrolling has carefully compared **HB 1061, 1064, 1125, 1187, 1195, and 1201** and finds the
33 same correctly enrolled.

34 Respectfully submitted,
35 Hugh M. Bartels, Chair

1 MR. SPEAKER:

2 The Committee on House Transportation respectfully reports that it has had under
 3 consideration **SB 124** and returns the same with the recommendation that said bill do pass, and
 4 having been certified as uncontested, be placed on the consent calendar.

5 Respectfully submitted,
 6 Rocky Blare, Chair

7 MR. SPEAKER:

8 The Joint Committee on Legislative Procedure respectfully reports that it has under
 9 consideration the Proposed calendars for the One-Hundredth Legislative Session and respectfully
 10 recommends to the Legislature in 2025 the days of the One-Hundredth Legislative Session be
 11 adopted as shown below:

12 **100th SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR**

13 **2025  38 Legislative Days – 2025 A**

14 *Please refer to the Joint Rules, Chapter 17 for complete information.*

	Sun	Monday	Tuesday	Wednesday	Thursday	Friday	Sat
January 2025				1	2	3	4
	5	6	7	8	9	10	11
	12	13	14 Session Opens 12 Noon(CST) State of the State LD 1	15 State of the Judiciary 10:00am State of the Tribes 1:00pm LD 2	16 LD 3	17 LD 4	18
	19	20 <i>Martin Luther King Jr. Day</i>	21 Executive orders filed (Constitution, Art. IV, Sec. 8) LD 5	22 LD 6	23 <i>Jt. Memorial Service 3:00pm</i> LD 7	24 LD 8	25
	26	27	28 Bill and resolution draft requests due to LRC by 5:00pm (for unlimited introduction) LD 9	29 LD 10	30 Last day for unlimited bill and resolution introduction (JR 6B-3) (TWO HOURS prior to session) LD 11	31 LD 12	1
February 2025	2	3 All bill and resolution draft requests due to LRC by 5:00pm LD 13	4 Committee bill and resolution draft requests due to LRC by 5:00pm LD 14	5 Last day for introduction of individual bills and resolutions (TWO HOURS prior to session) LD 15	6 Last day for introduction of committee bills and resolutions (TWO HOURS prior to session) LD 16	7 LD 17	8

	9	10	11	12	13 Last day for JCA selection of general fund revenue targets (JR 7-11.1)	14	15
		LD 18	LD 19	LD 20	LD 21		
	16	17 <i>Presidents' Day</i>	18	19	20	21	22
			LD 22	LD 23	LD 24	LD 25	
	23	24 Last day to move required delivery of bills or resolutions by a committee to the house of origin, and Last day to use JR 5-17	25 Last day to pass bills or joint resolutions by the house of origin (Crossover Day), and Last day to invoke JR 7-7 in the house of origin	26	27 Last day for JCA to move required delivery of special appropriation bills to house of origin (JR 17-1)	28	1
		LD 26	LD 27	LD 28	LD 29		
March 2025	2	3 Last day for house of origin to pass special appropriation bills referred from JCA (JR 17-1), and Commemoration requests due to LRC by 5:00pm	4	5 JR 5-13 in effect, and Last day for introduction of commemorations (TWO HOURS prior to session)	6 Last day to move required delivery of bills or joint resolutions by a committee to the second house	7	8
		LD 30	LD 31	LD 32	LD 33		
	9	10 Last day for a bill or joint resolution to pass both houses, and Last day to invoke JR 7-7 in the second house	11	12	13	14	15
		LD 34	LD 35	LD 36	LD 37		
	16	17	18	19	20	21	22
	23	24	25	26	27	28	29
April 2025	30	31 Reserved for consideration of gubernatorial vetoes	1	2	3	4	5
		LD 38					

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2

Respectfully submitted,
Lee A. Schoenbeck, Chair

3

MESSAGES FROM THE SENATE

4 MR. SPEAKER:

5 I have the honor to return herewith **HB 1061, 1064, and 1201** which have passed the Senate
6 without change.

1 Also MR. SPEAKER:

2 I have the honor to return herewith **HB 1057 and 1092** which have been amended by the
3 Senate and your concurrence in the amendments is respectfully requested.

4 Also MR. SPEAKER:

5 I have the honor to inform your honorable body that the Senate has concurred in House
6 amendments to **SB 43, 58, and 64**.

7 Also MR. SPEAKER:

8 I have the honor to inform your honorable body that **HB 1202** was lost on second reading and
9 final passage.

10 Respectfully,
11 Peggy Laurenz, Secretary

12 **MOTIONS AND RESOLUTIONS**

13 Rep. Mortenson moved that when we adjourn today, we adjourn to convene at 10:00 a.m. on
14 Monday, March 4, 2024, the 34th legislative day.

15 Which motion prevailed.

16 Rep. Reisch moved that the House do concur in Senate amendments to **HB 1130**.

17 The question being on Rep. Reisch's motion that the House do concur in Senate amendments
18 to **HB 1130**.

19 And the roll being called:

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

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

28 Excused: Peterson (Sue)

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

31 Rep. Karr moved that the House do concur in Senate amendments to **HB 1178**.

32 The question being on Rep. Karr's motion that the House do concur in Senate amendments to
33 **HB 1178**.

34 And the roll being called:

1 Yeas 62, Nays 7, Excused 1, Absent 0

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

9 Nays: Duba, Emery, Healy, Lesmeister, Nelson, Pourier, and Wittman

10 Excused: Peterson (Sue)

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

13 Rep. Tordsen moved that the House do concur in Senate amendments to **HB 1225**.

14 The question being on Rep. Tordsen's motion that the House do concur in Senate amendments
15 to **HB 1225**.

16 And the roll being called:

17 Yeas 62, Nays 6, Excused 2, Absent 0

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

25 Nays: Aylward, Callies, Lems, Mulally, Perry, and Randolph

26 Excused: Peterson (Sue) and Shorma

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

29 **CONSIDERATION OF REPORTS OF COMMITTEES**

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

31 State Affairs on **SB 123** as found on page 421 of the House Journal; and

32 Judiciary on **SB 146** as found on page 423 of the House Journal be adopted.

33 Which motion prevailed and the reports were adopted.

34 **SECOND READING OF CONSENT CALENDAR ITEMS**

35 Rep. Healy requested that **SB 191** be removed from the Consent Calendar.

1 **SB 151:** FOR AN ACT ENTITLED, An Act to revise and repeal provisions related to the licensure
2 of athletic trainers.

3 **SB 212:** FOR AN ACT ENTITLED, An Act to allow for the payment of goods or services by a
4 school district between school board meetings in certain circumstances.

5 Were read the second time.

6 The question being "Shall **SB 151** pass as amended, and **SB 212** pass?"

7 And the roll being called:

8 Yeas 68, Nays 0, Excused 2, Absent 0

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

16 Excused: Peterson (Sue) and Shorma

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

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

20 **SB 49:** FOR AN ACT ENTITLED, An Act to make an appropriation for the site preparation of a
21 prison facility for offenders committed to the Department of Corrections, to transfer moneys to the
22 incarceration construction fund, and to declare an emergency.

23 Was read the second time.

24 The question being "Shall **SB 49** pass as amended?"

25 And the roll being called:

26 Yeas 58, Nays 11, Excused 1, Absent 0

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

33 Nays: Auch, Aylward, Hansen, Jensen (Kevin), Jensen (Phil), Lems, Mills, Mulally, Pinnow,
34 Randolph, and Soye

35 Excused: Peterson (Sue)

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

1 **SB 127**: FOR AN ACT ENTITLED, An Act to improve education in South Dakota.

2 Was read the second time.

3 Rep. Stevens moved that **SB 127** be amended as follows:

4 127A

5 On page 1, line 1, of the Introduced bill, delete "improve education in South Dakota" and insert
6 "revise the requirements pertaining to average teacher compensation and to establish a minimum
7 teacher salary"

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

9 **"Section 1. That § 1-45-38 be AMENDED:**

10 **1-45-38.** There is hereby created the School Finance Accountability Board within the
11 Department of Education. The board shall consist of five members appointed by the Governor. The
12 members shall serve a term of four years.

13 The board may recommend that the provisions of § 13-13-73.5 be waived for a school district
14 if the district can demonstrate that its lowest monthly general cash fund cash balance percentage is
15 the result of special circumstances.

16 The board may recommend that a penalty against a school district imposed under ~~§ 13-13-73.6~~
17 section 5 of this Act be waived, in whole or in part, if the district can demonstrate that its failure to
18 comply with § 13-13-73.6 or section 4 of this Act is due to special circumstances. The board may
19 recommend the Department of Education review the accreditation of a school district that is found
20 not to be complying with §§ 13-13-73.5, 13-13-73.6, or section 4 of this Act.

21 The School Finance Accountability Board shall promulgate rules pursuant to chapter 1-26 to
22 establish the appeals process provided for in ~~§ 13-13-73.6 section 5 of this Act~~, and to establish the
23 factors that may be considered in considering a waiver requested by a school district, which shall
24 include the impact of retirements.

25 The Joint Committee on Appropriations or the Interim Committee on Appropriations shall review
26 any waivers of § 13-13-73.5 ~~or, 13-13-73.6, or section 4 of this Act~~ recommended by the School
27 Finance Accountability Board. For a waiver recommended by the board under this section, the
28 committee may provide any suggested change to the waiver. Not more than thirty days following
29 receipt of a suggested change from the committee, the board may amend the recommended waiver
30 in accordance with the suggested change and shall resubmit the recommended waiver. The Joint
31 Committee on Appropriations or the Interim Committee on Appropriations shall approve, amend, or
32 deny any waiver recommended by the board. The Department of Education shall annually report to
33 the Governor and the Legislature the information collected pursuant to §§ 13-8-47 and 13-13-73.6.

34 **Section 2. That § 13-8-47 be AMENDED:**

35 **13-8-47.** ~~Before the first day of August first,~~ every school board shall file an annual report with
36 the Department of Education. The report ~~shall must~~ contain all the educational and financial
37 information and statistics of the school district as requested in a format established by the
38 Department of Education. The report ~~shall must~~ also contain, for each month of the fiscal year, the
39 month-end cash balances of the school district's general fund, capital outlay fund, ~~pension fund~~, and
40 special education fund. The report ~~shall must~~ also contain the following information for the district
41 from the preceding fiscal year:

42 (1) Total teacher compensation, which is defined as the total amount spent on instructional
43 salaries and benefits for certified instructional staff;

- 1 ~~(2)~~ Average teacher compensation, which is calculated by dividing the total teacher
 2 compensation by the total full-time equivalence of certified instructional staff employed by
 3 the school district;
- 4 ~~(3)~~ The total amount spent on instructional salaries for certified instructional staff;
- 5 ~~(3)~~~~(4)~~ The total amount spent on benefits for certified instructional staff;
- 6 ~~(4)~~~~(5)~~ The total number full-time equivalence of certified instructional staff employed by the school
 7 district; and
- 8 ~~(5)~~~~(6)~~ Any other information necessary to comply with the provisions of SL 2016, ch 83.

9 The business manager, with the assistance of the secretary of the Department of Education,
 10 shall make the annual report, and ~~it shall~~ the report must be approved by the school board. The
 11 business manager shall sign the annual report and file a copy with the Department of Education as
 12 provided in § 13-13-37. ~~The division~~ department shall audit the report and return one copy to the
 13 school district.

14 Reports not filed prior to August thirtieth are considered past due and are subject to the past-
 15 due provisions of § 13-13-38.

16 **Section 3. That § 13-13-73.6 be AMENDED:**

17 **13-13-73.6.** The Department of Education shall calculate ~~the following for each school district:~~

- 18 ~~(1)~~ The average teacher salary for each school district, based on data collected pursuant to §§ 13-
 19 3-51 and 13-8-47;
- 20 ~~(2)~~ The increase in local need pursuant to § 13-13-10.1, excluding any effect due to change in the
 21 school district's fall enrollment and less the amount of revenue generated in school fiscal
 22 year 2016 as a percentage increase, from fiscal year 2016 to fiscal year 2017; and
- 23 ~~(3)~~ The increase in average teacher compensation as a percentage increase, as defined in § 13-8-
 24 47, from fiscal year 2016 to fiscal year 2017.

25 For each fiscal year from 2019 to 2024, inclusive, if a district's average teacher compensation
 26 is less than the district's average teacher compensation in fiscal year 2017, state aid to general
 27 education funding to the district in the following fiscal year must be reduced by an amount equal to
 28 five hundred dollars for each teacher employed in the school district.

29 A school district may request a waiver from any penalty imposed under this section from the
 30 School Finance Accountability Board.

31 Beginning with fiscal year 2025 and every fiscal year thereafter, each school district must
 32 increase its average teacher compensation, as referenced in § 13-8-47, so that the cumulative
 33 increase in the average teacher compensation since fiscal year 2024 is greater than or equal to the
 34 cumulative percentage change in the target teacher salary since fiscal year 2024.

35 **Section 4. That a NEW SECTION be added to chapter 13-13:**

36 Beginning July 1, 2026, each school district must pay each full-time equivalent teacher a salary
 37 at least equal to the state minimum salary.

38 For the purposes of this section, the term "state minimum salary" is forty-five thousand dollars
 39 for fiscal year 2025. For fiscal year 2026 and thereafter, the state minimum salary is calculated by
 40 increasing the previous year's state minimum salary by the percentage change in the target teacher
 41 salary from the previous fiscal year to the current fiscal year as adopted by the legislature.

42 **Section 5. That a NEW SECTION be added to chapter 13-13:**

1 The Department of Education must decrease state aid to general education funding to the school
 2 district in the following fiscal year by five hundred dollars for each full-time equivalent teacher
 3 employed in the school district if:

4 (1) The school district does not increase the school district's average teacher compensation in
 5 accordance with § 13-13-73.6; or

6 (2) The school district does not pay each full-time equivalent teacher a salary at least equal to the
 7 state minimum salary as defined in section 4 of this Act.

8 A school district may request a waiver from any penalty imposed under this section from the
 9 School Finance Accountability Board.

10 **Section 6. That § 13-16-26.2 be AMENDED:**

11 **13-16-26.2.** Notwithstanding § 13-16-26, no school district may transfer any funds, exclusive
 12 of federal funds and wind energy tax revenue that is defined in § 13-13-10.1 and apportioned
 13 pursuant to § 10-35-21, from the general fund to the capital outlay fund, bond redemption fund, or
 14 the capital projects fund.

15 The authority provided by this section for the transfer of wind energy tax revenue is conditioned
 16 annually upon the district obtaining, from the Department of Education, verification that the ~~average~~
 17 ~~compensation of teachers in the district, as based on the most recently approved financial report,~~
 18 ~~exceeds the average compensation rate for the 2017 fiscal year school district is in compliance with~~
 19 § 13-13-73.6 and section 4 of this Act.

20 The transfer of wind energy tax revenue must be made within the ten-year timeframe identified
 21 ~~in subdivision 13-13-10.1(6B) § 13-13-10.1~~ for each new wind farm. The maximum amount a school
 22 district may transfer on an annual basis is the amount of wind energy tax revenue that is able to be
 23 retained by the district and not counted as local effort.

24 Notwithstanding § 13-16-6, wind energy tax revenue transferred to the capital outlay fund
 25 under the authority of this section must remain separately identified and may not thereafter be
 26 returned to the general fund."

27 Which motion prevailed.

28 The question being "Shall **SB 127** pass as amended?"

29 And the roll being called:

30 Yeas 60, Nays 7, Excused 2, Absent 1

31 Yeas: Arlint, Auch, Bahmuller, Callies, Cammack, Chaffee, Chase, Conzet, DeGroot, Derby,
 32 Deutsch, Drury, Duba, Duffy, Emery, Fitzgerald, Gross, Hansen, Healy, Heermann, Jamison, Jensen
 33 (Kevin), Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lems, Lesmeister, Massie, May, Mills,
 34 Moore, Mortenson, Mulally, Mulder, Odenbach, Otten (Ernie), Perry, Peterson (Drew), Pinnow,
 35 Pourier, Rehfeldt, Reisch, Sauder, Schaefbauer, Schneider, Sjaarda, Soye, St. John, Stevens,
 36 Teunissen, Tordsen, Venhuizen, Wangsness, Weisgram, Wittman, and Speaker Bartels

37 Nays: Blare, Donnell, Jensen (Phil), Nelson, Overweg, Randolph, and Reimer

38 Excused: Peterson (Sue) and Shorma

39 Absent: Aylward

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

1 **SB 47:** FOR AN ACT ENTITLED, An Act to revise the incentive program for juvenile diversion
2 opportunities.

3 Was read the second time.

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

5 And the roll being called:

6 Yeas 56, Nays 12, Excused 2, Absent 0

7 Yeas: Arlint, Auch, Aylward, Bahmuller, Blare, Callies, Cammack, Chaffee, Chase, Conzet,
8 DeGroot, Derby, Deutsch, Donnell, Drury, Duba, Duffy, Emery, Hansen, Healy, Heermann, Jamison,
9 Karr, Kassin, Koth, Krohmer, Krull, Kull, Ladner, Lesmeister, Massie, Mills, Moore, Mortenson,
10 Mulder, Nelson, Otten (Ernie), Overweg, Perry, Peterson (Drew), Pourier, Randolph, Rehfeldt,
11 Reimer, Reisch, Sauder, Schneider, St. John, Stevens, Teunissen, Tordsen, Venhuizen, Wangsness,
12 Weisgram, Wittman, and Speaker Bartels

13 Nays: Fitzgerald, Gross, Jensen (Kevin), Jensen (Phil), Lems, May, Mulally, Odenbach, Pinnow,
14 Schaeftbauer, Sjaarda, and Soye

15 Excused: Peterson (Sue) and Shorma

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 198:** FOR AN ACT ENTITLED, An Act to authorize school districts and nonpublic schools to
19 acquire and administer nasal glucagon.

20 Was read the second time.

21 The question being "Shall **SB 198** pass?"

22 And the roll being called:

23 Yeas 61, Nays 7, Excused 2, Absent 0

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

30 Nays: Auch, Jensen (Phil), Lems, Mulally, Randolph, Schaeftbauer, and Soye

31 Excused: Peterson (Sue) and Shorma

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

34 **SB 1:** FOR AN ACT ENTITLED, An Act to expand eligibility for the reduced tuition benefit for
35 certain school district and Head Start employees at Board of Regents institutions to school
36 counselors.

37 Was read the second time.

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

2 And the roll being called:

3 Yeas 60, Nays 8, Excused 2, Absent 0

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

10 Nays: Aylward, Jensen (Phil), Krohmer, Lems, Mulally, Overweg, Randolph, and Schaeftbauer

11 Excused: Peterson (Sue) and Shorma

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

14 Rep. Mortenson moved that the balance of the calendar including **SB 45, 53, 73, 80, 83, 134,**
15 **144, 165, 168, 177, 187, 209, and 217** be deferred to Monday, March 4, 2024, the 34th legislative
16 day.

17 Which motion prevailed.

18 **SIGNING OF BILLS**

19 The Speaker publicly read the title to

20 **HB 1061:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to
21 emergencies and disasters impacting the state and to declare an emergency.

22 **HB 1064:** FOR AN ACT ENTITLED, An Act to make an appropriation for increases in the
23 construction costs of infrastructure at Lake Alvin and Newell Lake, and to declare an emergency.

24 **HB 1125:** FOR AN ACT ENTITLED, An Act to prohibit the chemical modification or conversion
25 of industrial hemp and the sale or distribution of chemically modified or converted industrial hemp
26 and to provide a penalty therefor.

27 **HB 1187:** FOR AN ACT ENTITLED, An Act to create a one-year career and technical education
28 instructor educator permit.

29 **HB 1195:** FOR AN ACT ENTITLED, An Act to provide authority for a court to order offenders
30 convicted of vehicular homicide to pay restitution to a victim's children until age eighteen.

31 **HB 1201:** FOR AN ACT ENTITLED, An Act to make an appropriation for the teacher
32 apprenticeship pathway program.

33 **SB 6:** FOR AN ACT ENTITLED, An Act to revise provisions related to death by distribution of a
34 Schedule I or II substance.

35 **SB 89:** FOR AN ACT ENTITLED, An Act to reduce the notice requirement period to terminate a
36 tenancy at will.

37 **SB 90:** FOR AN ACT ENTITLED, An Act to revise and repeal provisions related to forcible entry
38 and detainer.

