

JOURNAL OF THE HOUSE

ONE HUNDREDTH SESSION

FIRST DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Tuesday, January 14, 2025

BE IT REMEMBERED, That on the fourteenth day of January, A.D., two thousand twenty five, at the hour of twelve o'clock meridian, on the second Tuesday in January, being the day and hour fixed by the Constitution of the state of South Dakota for the convening of the Legislature, the One-hundredth regular session of the House of Representatives in the Capitol, in the city of Pierre, in the county of Hughes, and the state of South Dakota, the seat of government thereof, was called to order by Secretary of State Monae L. Johnson.

The following prayer was offered by Father Shane Stevens, Pastor of the Queen of Peace Pastorate, which includes the parishes of St. Mary's in Dell Rapids, St. Peter the Apostle in Colman, St. Joseph the Workman in Huntimer, and Saints Simon and Jude in Flandreau, South Dakota:

O God, who arranges all things according to a wonderful design, graciously receive the prayers we pour out to you for the great and noble State of South Dakota, that through the wisdom of its leaders, and the integrity of its citizens, harmony and justice may be assured and lasting prosperity come with peace.

Almighty ever-living God, in whose hand lies every human heart and the rights of peoples, look with favor on those who govern with authority over us, that throughout the whole world, the prosperity of peoples, the assurance of peace, and freedom of religion may through your gift of grace be made secure.

O God, who arrange all things in wondrous order and govern in marvelous ways, look with favor, on our Governor, and all those elected to the various offices of state, for whom we now pray, and mercifully pour out upon them the spirit of your wisdom, that they may discern well and decide everything for the well-being and peace of all, and may they never turn from your will.

O God, who gave one origin to all peoples and willed to gather from them one family for yourself, fill all hearts, we pray, with the fire of your love and kindle in them a desire for the advancement of their neighbor, that, through the good things which you richly bestow upon all, each human person may be brought to perfection, every division may be removed, and equity and justice may be established in this most beautiful and blessed land, this place we call home, while always mindful that under God, the people rule.

Let the hope and prayer of the Servant of God Nicholas Black Elk be ours, "Teach me to walk the soft earth, A relative to all that live. Sweeten my heart and fill me with light. And give me the strength to understand and the eyes to see. Help me, for without You I am nothing."

Through our Lord Jesus Christ, your son, who lives and reigns with you, in the unity of the Holy Spirit, God, forever and ever. Amen.

The Pledge of Allegiance was led by House page Nathan Arens.

1 I, MONAE L. JOHNSON, Secretary of State of the state of South Dakota, do hereby certify that
2 the elected members of the House of Representatives at the general election held on
3 November 5, 2024, were certified on November 12, 2024, or November 22, 2024. I do hereby certify
4 that these are the members of the South Dakota House of Representatives for the 2025 Legislative
5 Session.

6 District No. 1: Brown, Day, Marshall, and Roberts Counties
7 Logan Manhart, Aberdeen
8 Christopher Reder, Warner

9 District No. 2: Minnehaha County
10 John Sjaarda, Valley Springs
11 David Kull, Brandon

12 District No. 3: Brown County
13 Brandei Schaeffbauer, Aberdeen
14 Al Novstrup, Aberdeen

15 District No. 4: Clark, Codington, Deuel, Grant, Hamlin, and Roberts Counties
16 Kent Roe, Hayti
17 Dylan Jordan, Clear Lake

18 District No. 5: Codington County
19 Matt Roby, Watertown
20 Josephine Garcia, Watertown

21 District No. 6: Lincoln County
22 Aaron Aylward, Harrisburg

23 District No. 7: Brookings County
24 Roger DeGroot, Brookings
25 Mellissa Heermann, Brookings

26 District No. 8: Brookings, Kingsbury, Lake, and Miner Counties
27 Tim Walburg, Madison
28 Tim Reisch, Howard

29 District No. 9: Minnehaha County
30 Tesa Schwans, Hartford
31 Bethany Soye, Sioux Falls

32 District No. 10: Minnehaha County
33 Erin Healy, Sioux Falls
34 Bobbi Andera, Sioux Falls

35 District No. 11: Minnehaha County
36 Brian Mulder, Sioux Falls
37 Keri Weems, Sioux Falls

38 District No. 12: Lincoln and Minnehaha Counties
39 Amber Arlint, Sioux Falls
40 Greg Jamison, Sioux Falls

41 District No. 13: Lincoln and Minnehaha Counties
42 John Hughes, Sioux Falls
43 Tony Venhuizen, Sioux Falls

44 District No. 14: Minnehaha County
45 Taylor Rehfeldt, Sioux Falls
46 Tony Kayser, Sioux Falls

1	District No. 15:	Minnehaha County
2		Kadyn Wittman, Sioux Falls
3		Erik Muckey, Sioux Falls
4	District No. 16:	Lincoln, Turner, and Union Counties
5		Karla Lems, Canton
6		Richard Vasgaard, Centerville
7	District No. 17:	Clay and Union Counties
8		Chris Kassin, Vermillion
9		William Shorma, North Sioux City
10	District No. 18:	Clay and Yankton Counties
11		Mike Stevens, Yankton
12		Julie Auch, Yankton
13	District No. 19:	Bon Homme, Hanson, Hutchinson, McCook, and Turner Counties
14		Jessica Bahmuller, Alexandria
15		Drew Peterson, Salem
16	District No. 20:	Davison, Jerauld, Miner, and Sanborn Counties
17		Jeff Bathke, Mitchell
18		Kaley Nolz, Mitchell
19	District No. 21:	Aurora, Charles Mix, Douglas, Gregory, and Tripp Counties
20		Marty Overweg, New Holland
21		Jim Halverson, Winner
22	District No. 22:	Beadle, Clark, and Spink Counties
23		Kevin Van Diepen, Huron
24		Lana Greenfield, Doland
25	District No. 23:	Brown, Campbell, Edmunds, Faulk, Hand, McPherson, Potter, and
26		Walworth Counties
27		Spencer Gosch, Glenham
28		Scott Moore, Ipswich
29	District No. 24:	Haakon, Hughes, Hyde, Stanley, and Sully Counties
30		Will Mortenson, Fort Pierre
31		Mike Weisgram, Fort Pierre
32	District No. 25:	Minnehaha and Moody Counties
33		Jon Hansen, Dell Rapids
34		Les Heinemann, Flandreau
35	District No. 26A:	Jones, Mellette, and Todd Counties
36		Eric Emery, Rosebud
37	District No. 26B:	Brule, Buffalo, Hughes, Hyde, Jones, and Lyman Counties
38		Rebecca Reimer, Chamberlain
39	District No. 27:	Bennett, Jackson, Oglala Lakota, and Pennington Counties
40		Liz May, Kyle
41		Peri Pourier, Rapid City
42	District No. 28A:	Corson, Dewey, Perkins, and Ziebach Counties
43		Jana Hunt, Dupree
44	District No. 28B:	Butte, Harding, and Perkins Counties
45		Travis Ismay, Newell

1	Tony Randolph	Christopher Reder
2	Taylor Rehfeldt	Rebecca Reimer
3	Tim Reisch	Kathy Rice
4	Matt Roby	Kent Roe
5	Brandei Schaeffbauer	Tesa Schwans
6	William Shorma	John Sjaarda
7	Bethany Soye	Mike Stevens
8	Nicole Uhre-Balk	Kevin Van Diepen
9	Richard Vasgaard	Tony Venhuizen
10	Tim Walburg	Keri K. Weems
11	Mike Weisgram	Kadyn Wittman

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

13 When the roll was called, all members were present except Reps. Weems and Pourier who were
14 excused.

15 Rep. Odenbach moved that the House do now proceed with the organization of the House of
16 Representatives.

17 Which motion prevailed.

18 The presiding officer announced that nominations for Speaker of the House of Representatives
19 were now in order.

20 Rep. Odenbach moved that Rep. Hansen be elected Speaker of the House of Representatives
21 for the 2025-2026 legislative term.

22 There being no further nominations, the roll was called:

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

24 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
25 Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
26 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner,
27 Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
28 Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
29 Schaeffbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard,
30 Venhuizen, Walburg, Weisgram, Wittman, and Speaker Hansen

31 Excused: Pourier and Weems

32 Rep. Hansen having received an affirmative vote of a majority of the members-elect, was
33 declared to be the duly elected Speaker of the House of Representatives for the 2025-2026
34 legislative term.

35 The oath of office was administered to Rep. Hansen, Speaker of the House of Representatives,
36 by the Honorable Patricia J. DeVaney, Justice of the Supreme Court of the state of South Dakota.

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

38 Ms. Monae Johnson, Secretary of State, turned the gavel over to Speaker Hansen.

39 Speaker Hansen now presiding.

1 The Speaker announced that nominations for Speaker Pro Tempore of the House of
2 Representatives were now in order.

3 Rep. Overweg moved that Rep. Lems be elected Speaker Pro Tempore of the House of
4 Representatives for the 2025-2026 legislative term.

5 And the roll being called:

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

7 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
8 Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
9 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner,
10 Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
11 Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
12 Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard,
13 Venhuizen, Walburg, Weisgram, Wittman, and Speaker Hansen

14 Excused: Pourier and Weems

15 Rep. Lems having received an affirmative vote of a majority of the members-elect, was
16 declared to be the duly elected Speaker Pro Tempore of the House of Representatives for the 2025-
17 2026 legislative term.

18 The oath of office was administered to Rep. Lems, Speaker Pro Tempore of the House of
19 Representatives, by the Honorable Patricia J. DeVaney, Justice of the Supreme Court of the state of
20 South Dakota.

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

22 The Speaker announced that nominations for Chief Clerk of the House of Representatives were
23 now in order.

24 Rep. Odenbach nominated Ms. Patricia Miller as Chief Clerk of the House of Representatives
25 for the One-hundredth Legislative Session.

26 And the roll being called:

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

28 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
29 Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
30 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner,
31 Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
32 Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
33 Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard,
34 Venhuizen, Walburg, Weisgram, Wittman, and Speaker Hansen

35 Excused: Pourier and Weems

36 So the motion having received an affirmative vote of a majority of the members-elect, the
37 Speaker declared the motion prevailed.

38 Ms. Miller having received an affirmative vote of a majority of the members-elect, was declared
39 duly elected.

1 The oath of office was administered to Ms. Miller by the Honorable Patricia J. DeVaney, Justice
2 of the Supreme Court of the State of South Dakota.

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

4 Unless there is an objection, the reading of the appointments of the employees of the House
5 of Representatives for the One-hundredth Legislative Session will be waived.

6 Hearing no objection, the reading was waived.

7 Speaker Hansen announced the appointment of the following employees of the House of
8 Representatives for the One-hundredth Legislative Session:

9 Assistant to the Chief Clerk – Mary Beth Fravel

10 Assistant to the Chief Clerk – Janelle Toman

11 Assistant to the Chief Clerk – Shirleen Fugitt

12 Chief Chaplain – Craig Wexler

13 Sergeant at Arms – James Smith

14 Assistant Sergeant at Arms – Rollie Borth

15 Secretary to the Majority Party – Jack Odenbach

16 Secretary to the Minority Party – Aubrey Hofmeister

17 Committee Secretaries – Kaitlyn Baucom, Jean Denton, Pam Kean, Mary Kirk, James Sapp,
18 Leah Splichal

19 Pages (1st Term) – Nathan Arens, Brayden Bahmuller, Rebecca Cox, Selah DuVall, Brooke
20 Endorf, Kendra Endorf, Savannah Knispel, Zoe Meinke, Gracie Moore

21 Pages (2nd Term) – Mason Berg, Raylynn Dehning, Bennett Duncan, Cael Fulton, Emmie
22 Huizenga, Charlee Jorgensen, Weston Koedam, Olivia Olson, Rayel Persoon, Melanie
23 Roemen, Kendra Saylor, Kiyah Sherman, Allyson Tish, Tarynn Torsney

24 Pages (3rd Term) – Ava Craven, Danica Euliss, William Hanzlik, Hadley Hart, Aadyne Hosek,
25 Christina Messerli, Noel Mulder, Megan Munkvold, Taylyn Rausch, Harper Reichling,
26 Melina Shields, Sabrina Strand, Raegan Taylor

27 Pages (4th Term) – Megan Buck, Melody Gilkerson, Jessica Hadrick, Reese Hadrick, Rachel
28 Heinemann, Rebecca Heinemann, Allie Hermsen, Jonathan Koel, Patrick Kralicek, Lucy
29 Moon, Ember Pease, Hudson Shaffer, Alexander Smith

30 Pages (5th Term) – Braxton Adams, Landon Berg, Wyatt Lesmeister, Ella Locke, Kaysen Magee,
31 Olivia Miller, Avarie Prien, Donovan Shipley

32 Legislative Interns – Samantha Bambas, Andrew Cottrell, Rebecca Feldhaus, Hayes Hansen,
33 Anna Hundt, Dakota Jensen, Walker Larson, Trinity Palmquist, Grant Santos, Dorian
34 Sikkink, Karlie Ten Eyck, Brandon Toennies, Landon Whittle

35 The oath of office was administered by the Honorable Patricia J. DeVaney, Justice of the
36 Supreme Court of the state of South Dakota, to the following named employees:

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- 1 Assistant to the Chief Clerk – Mary Beth Fravel
- 2 Assistant to the Chief Clerk – Janelle Toman
- 3 Sergeant at Arms – James Smith
- 4 Assistant Sergeant at Arms – Rollie Borth
- 5 Secretary to the Majority Party – Jack Odenbach
- 6 Secretary to the Minority Party – Aubrey Hofmeister
- 7 Committee Secretaries – Jean Denton, Pam Kean, James Sapp, Leah Splichal
- 8 Pages – Nathan Arens, Brayden Bahmuller, Rebecca Cox, Selah DuVall, Brooke Endorf, Kendra
9 Endorf, Savannah Knispel, Zoe Meinke, Gracie Moore
- 10 Legislative Interns – Samantha Bambas, Andrew Cottrell, Rebecca Feldhaus, Hayes Hansen,
11 Anna Hundt, Dakota Jensen, Walker Larson, Trinity Palmquist, Grant Santos, Dorian
12 Sikkink, Karlie Ten Eyck, Brandon Toennies, Landon Whittle
- 13 Which were subscribed to and placed on file in the office of the Secretary of State.

14

MOTIONS AND RESOLUTIONS

15 Rep. Odenbach moved that the permanent joint rules of the Ninety-ninth Legislative Session
16 be adopted as the temporary joint rules for the One-hundredth Legislative Session.

17 The question being on Rep. Odenbach's motion that the permanent joint rules of the Ninety-
18 ninth Legislative Session be adopted as the temporary joint rules for the One-hundredth Legislative
19 Session.

20 And the roll being called:

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

22 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
23 Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
24 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner,
25 Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
26 Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
27 Schaeffbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard,
28 Venhuizen, Walburg, Weisgram, Wittman, and Speaker Hansen

29 Excused: Pourier and Weems

30 So the motion having received an affirmative vote of a majority of the members-elect, the
31 Speaker declared the motion prevailed.

32 Rep. Odenbach moved that the permanent rules of the House of Representatives for the
33 Ninety-ninth Legislative Session be adopted as the temporary House rules for the One-hundredth
34 Legislative Session.

35 The question being on Rep. Odenbach's motion that the permanent rules of the House of
36 Representatives for the Ninety-ninth Legislative Session be adopted as the temporary House rules
37 for the One-hundredth Legislative Session.

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Committee on Appropriations (9)

****Derby, *Venhuizen,** Jorgenson, Kassin, May, Moore, Muckey, Novstrup, Sjaarda

Education (15)

****Greenfield (Lana), *Jensen (Phil),** Arlint, Baxter, DeGroot, Garcia, Halverson, Heermann, Ismay, Jordan, Manhart, Rice, Schwans, Stevens, Uhre-Balk

Government Operations and Audit (5)

****Overweg, *Moore,** Auch, Emery, Lems

Health and Human Services (13)

****Mulder, *Heinemann,** Andera, Baxter, Emery, Garcia, Halverson, Jordan, Kayser, Manhart, Rehfeldt, Reimer, Schaeftbauer

Judiciary (13)

****Stevens, *Soye,** Fitzgerald, Hughes, Hunt, Kull, Massie, Mortenson, Pourier, Reimer, Reisch, Roby, Walburg

Legislative Procedure (7)

****Hansen, *Lems,** Healy, Mulally, Odenbach, Overweg, Venhuizen

Local Government (13)

****Jamison, *Auch,** Andera, Bathke, DeGroot, Fitzgerald, Heermann, Kull, Ladner, Mulally, Roby, Van Diepen, Wittman

Military and Veterans Affairs (13)

****Goodwin, *Reisch,** Andera, Aylward, Baxter, Jorgenson, Kayser, Moore, Pourier, Randolph, Reder, Shorma, Weems

Retirement Laws (5)

****Weisgram, *Heinemann,** Arlint, Kull, Muckey

State Affairs (13)

****Odenbach, *Overweg,** Bahmuller, Emery, Gosch, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeftbauer, Soye

Taxation (12)

****Aylward, *Hughes,** Bathke, Massie, Mortenson, Pourier, Randolph, Reder, Roe, Walburg, Weems, Weisgram

Transportation (12)

****Randolph,** Arlint, Duffy, Goodwin, Jensen (Phil), Mulder, Reder, Rehfeldt, Roe, Shorma, Vasgaard, Weems

1

FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS

2

3

HB 1022: FOR AN ACT ENTITLED, An Act to prohibit the misbranding of any cell-cultured protein product.

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5

Introduced by: The Chair of the Committee on Agriculture and Natural Resources at the request of the Department of Agriculture and Natural Resources

6

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

7

8

HB 1007: FOR AN ACT ENTITLED, An Act to permit the Public Utilities Commission to recover reimbursement costs from an applicant in a timely manner.

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10

Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Public Utilities Commission of the State of South Dakota

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HB 1008: FOR AN ACT ENTITLED, An Act to include a hybrid facility as a facility to be regulated by the Public Utilities Commission.

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Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Public Utilities Commission of the State of South Dakota

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HB 1012: FOR AN ACT ENTITLED, An Act to clarify the status of the Statewide One-Call Notification Board as an agency administered by the Department of Public Safety and the duties of the Board.

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19

Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Department of Public Safety

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HB 1013: FOR AN ACT ENTITLED, An Act to increase weights and measures inspection fees charged by the Department of Public Safety.

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Introduced by: The Chair of the Committee on Commerce and Energy at the request of the Department of Public Safety

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HB 1048: FOR AN ACT ENTITLED, An Act to require that cash be accepted for certain transactions.

26

Introduced by: **Representative** Sjaarda

27

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

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HB 1010: FOR AN ACT ENTITLED, An Act to require cost model reports for certain programs and institutions.

30

Introduced by: **Representative** Venhuizen

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HB 1036: FOR AN ACT ENTITLED, An Act to establish a minimum combined balance of the budget reserve fund and general revenue replacement fund.

33

34

Introduced by: The Chair of the House Committee on Appropriations at the request of the Bureau of Finance and Management

1 **HB 1046:** FOR AN ACT ENTITLED, An Act to revise the General Appropriations Act for fiscal
2 year 2025.

3 Introduced by: The Chair of the House Committee on Appropriations at the request of the
4 Bureau of Finance and Management

5 Were read the first time and referred to the House Committee on Appropriations.

6 **HB 1001:** FOR AN ACT ENTITLED, An Act to update a reference to the Internal Revenue Code
7 for purposes of higher education savings plans.

8 Introduced by: The Chair of the Committee on State Affairs at the request of the State
9 Investment Council

10 **HB 1002:** FOR AN ACT ENTITLED, An Act to to require that all certified educators to take a
11 course in South Dakota Indian Studies.

12 Introduced by: The Chair of the Committee on Education at the request of the Department of
13 Education

14 **HB 1003:** FOR AN ACT ENTITLED, An Act to amend definitions pertaining to the school funding
15 formula.

16 Introduced by: The Chair of the Committee on Education at the request of the Department of
17 Education

18 **HB 1004:** FOR AN ACT ENTITLED, An Act to provide tuition for a student who is placed in a
19 residential treatment center that provides educational programming.

20 Introduced by: The Chair of the Committee on Education at the request of the Department of
21 Education

22 **HB 1009:** FOR AN ACT ENTITLED, An Act to provide for the creation and use of South Dakota
23 educational empowerment accounts, and to provide a penalty therefor.

24 Introduced by: **Representative** Baxter

25 **HB 1017:** FOR AN ACT ENTITLED, An Act to require the acceptance of a cash payment for
26 admission to a school-affiliated event.

27 Introduced by: **Representative** Sjaarda

28 **HB 1020:** FOR AN ACT ENTITLED, An Act to establish education savings accounts.

29 Introduced by: **Representative** Odenbach

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

31 **HB 1005:** FOR AN ACT ENTITLED, An Act to remove the requirement for payment of a private
32 home study by the Department of Social Services.

33 Introduced by: The Chair of the Committee on Health and Human Services at the request of
34 the Department of Social Services

1 **HB 1006:** FOR AN ACT ENTITLED, An Act to repeal provisions for state assistance to persons
2 experiencing chronic renal failure.

3 Introduced by: The Chair of the Committee on Health and Human Services at the request of
4 the Department of Social Services

5 **HB 1014:** FOR AN ACT ENTITLED, An Act to modify provisions related to emergency medical
6 services personnel and to declare an emergency.

7 Introduced by: The Chair of the Committee on Health and Human Services at the request of
8 the State Board of Medical and Osteopathic Examiners

9 **HB 1016:** FOR AN ACT ENTITLED, An Act to revise provisions related to pharmacy.

10 Introduced by: The Chair of the Committee on Health and Human Services at the request of
11 the State Board of Pharmacy

12 **HB 1044:** FOR AN ACT ENTITLED, An Act to authorize the use of a newborn safety device for
13 the voluntary surrender of a newborn and to make clarifying changes.

14 Introduced by: **Representative** Soye

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

16 **HB 1011:** FOR AN ACT ENTITLED, An Act to revise provisions related to the stenographic
17 recording of certain proceedings.

18 Introduced by: The Chair of the Committee on Judiciary at the request of the Chief Justice

19 **HB 1023:** FOR AN ACT ENTITLED, An Act to modify the definition of a conviction for purposes
20 of license revocation.

21 Introduced by: The Chair of the Committee on Judiciary at the request of the Department of
22 Game, Fish and Parks

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

24 **HB 1029:** FOR AN ACT ENTITLED, An Act to update provisions of the South Dakota Retirement
25 System.

26 Introduced by: The Chair of the Committee on Retirement Laws at the request of the South
27 Dakota Retirement System

28 **HB 1030:** FOR AN ACT ENTITLED, An Act to update the South Dakota Retirement System's
29 member information protection provisions.

30 Introduced by: The Chair of the Committee on Retirement Laws at the request of the South
31 Dakota Retirement System

32 **HB 1031:** FOR AN ACT ENTITLED, An Act to update the South Dakota Retirement System
33 member identity verification procedures.

34 Introduced by: The Chair of the Committee on Retirement Laws at the request of the South
35 Dakota Retirement System

1 **HB 1032:** FOR AN ACT ENTITLED, An Act to update a reference to the Internal Revenue Code
 2 in South Dakota Retirement System statutes.

3 Introduced by: The Chair of the Committee on Retirement Laws at the request of the South
 4 Dakota Retirement System

5 Were read the first time and referred to the Committee on Retirement Laws.

6 **HB 1025:** FOR AN ACT ENTITLED, An Act to authorize the Department of Corrections to
 7 construct a prison facility for offenders committed to the Department of Corrections in Lincoln
 8 County, to make an appropriation therefor, to transfer moneys to the incarceration construction
 9 fund, and to declare an emergency.

10 Introduced by: The Chair of the House Committee on Appropriations at the request of the
 11 Department of Corrections

12 **HJR 5001:** A JOINT RESOLUTION, Proposing and submitting to the voters at the next general
 13 election an amendment to the Constitution of the State of South Dakota, conditioning the
 14 requirement of expanded Medicaid on the level of federal medical assistance.

15 Introduced by: **Representative** Venhuizen

16 **HJR 5002:** A JOINT RESOLUTION, Applying to the United States Congress under Article V of
 17 the United States Constitution to call for a convention for proposing an amendment to the
 18 constitution establishing congressional term limits.

19 Introduced by: **Representative** Rehfeldt

20 **HJR 5003:** A JOINT RESOLUTION, Proposing and submitting to the voters at the next general
 21 election an amendment to the Constitution of the State of South Dakota, requiring a constitutional
 22 amendment receive an affirmative vote of two-thirds of the votes cast before the measure is
 23 enacted.

24 Introduced by: **Representative** Hughes

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

26 **HB 1018:** FOR AN ACT ENTITLED, An Act to require the Department of Revenue provide an
 27 annual report to tribal governments regarding certain tax collections.

28 Introduced by: **Representative** Emery

29 **HB 1027:** FOR AN ACT ENTITLED, An Act to repeal obsolete provisions pertaining to
 30 noncollecting retailers.

31 Introduced by: The Chair of the Committee on Taxation at the request of the Department of
 32 Revenue

33 **HB 1028:** FOR AN ACT ENTITLED, An Act to revise certain references to the Internal Revenue
 34 Code.

35 Introduced by: The Chair of the Committee on Taxation at the request of the Department of
 36 Revenue

37 Were read the first time and referred to the Committee on Taxation.

1 **HB 1045:** FOR AN ACT ENTITLED, An Act to create a share the road specialty license plate.

2 Introduced by: **Representative** Hughes

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

4 **HB 1015:** FOR AN ACT ENTITLED, An Act to increase licensure fees related to the practice of
5 funeral service and cremation.

6 Introduced by: The Chair of the Committee on Health and Human Services at the request of
7 the State Board of Funeral Service

8 **HB 1019:** FOR AN ACT ENTITLED, An Act to eliminate certain property taxes levied on owner-
9 occupied single-family dwellings, and to increase certain gross receipts tax rates and use tax rates.

10 Introduced by: **Representative** Venhuizen

11 **HB 1021:** FOR AN ACT ENTITLED, An Act to modify the annual fee for concentrated animal
12 feeding operations and to establish an application fee.

13 Introduced by: The Chair of the House Committee on Appropriations at the request of the
14 Department of Agriculture and Natural Resources

15 **HB 1024:** FOR AN ACT ENTITLED, An Act to amend certain fees collected by the secretary of
16 state.

17 Introduced by: The Chair of the House Committee on Appropriations at the request of the
18 Secretary of State

19 **HB 1026:** FOR AN ACT ENTITLED, An Act to make an appropriation for the replacement of the
20 Richmond Lake dam and spillway, for the general maintenance and repair of other state-owned
21 dams, and to declare an emergency.

22 Introduced by: The Chair of the House Committee on Appropriations at the request of the
23 Commissioner of School and Public Lands

24 **HB 1033:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to
25 emergencies and disasters impacting the state and to declare an emergency.

26 Introduced by: The Chair of the House Committee on Appropriations at the request of the
27 Department of Public Safety

28 **HB 1034:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to the
29 suppression of wildfires impacting the state and to declare an emergency.

30 Introduced by: The Chair of the House Committee on Appropriations at the request of the
31 Department of Public Safety

32 **HB 1035:** FOR AN ACT ENTITLED, An Act to make an appropriation for school security
33 enhancement grants.

34 Introduced by: The Chair of the House Committee on Appropriations at the request of the
35 Department of Public Safety

1 **HB 1037:** FOR AN ACT ENTITLED, An Act to repeal the tax collection allowance credit for filing
2 returns and remitting taxes electronically.

3 Introduced by: The Chair of the House Committee on Appropriations at the request of the
4 Bureau of Finance and Management

5 **HB 1038:** FOR AN ACT ENTITLED, An Act to repeal provisions regarding the state payment for
6 burial of veterans.

7 Introduced by: The Chair of the House Committee on Appropriations at the request of the
8 Bureau of Finance and Management

9 **HB 1039:** FOR AN ACT ENTITLED, An Act to repeal the programs reimbursing a teacher or
10 school counselor for earning national board certification.

11 Introduced by: The Chair of the Committee on Education at the request of the Department of
12 Education

13 **HB 1040:** FOR AN ACT ENTITLED, An Act to reduce the state's contribution to a subsidized
14 high school dual credit program.

15 Introduced by: The Chair of the Committee on Education at the request of the Department of
16 Education

17 **HB 1041:** FOR AN ACT ENTITLED, An Act to revise and repeal certain provisions pertaining to
18 the state library and State Library Board.

19 Introduced by: The Chair of the Committee on Education at the request of the Department of
20 Education

21 **HB 1042:** FOR AN ACT ENTITLED, An Act to make an appropriation for historical exhibits and
22 to declare an emergency.

23 Introduced by: The Chair of the Committee on Education at the request of the Department of
24 Education

25 **HB 1043:** FOR AN ACT ENTITLED, An Act to require counties and municipalities to provide
26 emergency medical services within their jurisdictions, increase liquidated court costs, and create the
27 emergency medical services fund and make an appropriation therefor.

28 Introduced by: **Representative** Emery

29 **HB 1047:** FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse health care
30 professionals who have complied with the requirements for rural recruitment assistance programs,
31 and to declare an emergency.

32 Introduced by: The Chair of the House Committee on Appropriations at the request of the
33 Department of Health

34 Were read the first time.

35 There being no objection, the House reverted to Order of Business No. 4 - Communications
36 and Petitions.

1

COMMUNICATIONS AND PETITIONS

2 MR. SPEAKER:

3 The Committee on Legislative Procedure respectfully reports that the Governor has been
4 notified that the Legislature is duly organized and ready to meet in Joint Session to receive any
5 communications she may desire to transmit and that the Governor is ready to appear before the
6 Joint Session to deliver her message.

7 Also, MR. SPEAKER:

8 The Committee on Legislative Procedure respectfully reports that arrangements have been
9 made for a Joint Session of the Senate and the House of Representatives to receive the message of
10 the Governor. And:

11 That the Senate and the House will convene in Joint Session in the Chamber of the House of
12 Representatives at 1:00 p.m., January 14, 2025.

13 That the President of the Senate preside over the Joint Session and that the Secretary of the
14 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

15 That the Justices of the Supreme Court and the elective and appointed officials of the state
16 government be invited to attend the Joint Session.

17 That when the message of the Governor has been received, the Joint Session be dissolved.

18 That the message of the Governor be printed in the Senate Journal.

19 Also, MR. SPEAKER:

20 The Committee on Legislative Procedure respectfully reports that arrangements have been
21 made for a Joint Session of the Senate and the House of Representatives to receive a message of
22 the Chief Justice of the Supreme Court. And:

23 That the Senate and the House convene in Joint Session in the Chamber of the House of
24 Representatives at 10:00 a.m., January 15, 2025.

25 That the President of the Senate preside over the Joint Session and that the Secretary of the
26 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

27 That the Justices of the Supreme Court, the Governor and elective and appointed officials of
28 the state government be invited to attend the Joint Session.

29 That when the message of the Chief Justice has been received, the Joint Session be dissolved.

30 That the message of the Chief Justice be printed in the Senate Journal.

31 Also, MR. SPEAKER:

32 The Committee on Legislative Procedure respectfully reports that arrangements have been
33 made for a Joint Session of the Senate and the House of Representatives to receive a message of
34 the State of the Tribes from a Tribal Chairman. And:

35 That the Senate and the House convene in Joint Session in the Chamber of the House of
36 Representatives at 1:00 p.m., January 15, 2025.

37 That the President of the Senate preside over the Joint Session and that the Secretary of the
38 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

1 That the Justices of the Supreme Court, the Governor and elective and appointed officials of
 2 the state government be invited to attend the Joint Session.

3 That when the message of the Tribal Chairman has been received, the Joint Session be
 4 dissolved.

5 That the message of the Tribal Chairman be printed in the Senate Journal.

6 Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at
 7 1:12 p.m. the House adjourned.

8 Patricia Miller, Chief Clerk

9 **JOINT SESSION**

10 The Senate convened with the House of Representatives in the House Chamber for the purpose
 11 of receiving a message from the Governor, Kristi Noem. The President of the Senate, Larry Rhoden,
 12 presided.

13 The following prayer was delivered by Rev. Craig Wexler, Pierre/Fort Pierre Ministerial
 14 Association, Pierre, South Dakota:

15 *Romans 8:1-9 (ESV)*

16 *There is therefore now no condemnation for those who are in Christ Jesus. For the law of the*
 17 *Spirit of life has set you free in Christ Jesus from the law of sin and death. For God has done what*
 18 *the law, weakened by the flesh, could not do. By sending his own Son in the likeness of sinful flesh*
 19 *and for sin, he condemned sin in the flesh, in order that the righteous requirement of the law might*
 20 *be fulfilled in us, who walk not according to the flesh but according to the Spirit. For those who live*
 21 *according to the flesh set their minds on the things of the flesh, but those who live according to the*
 22 *Spirit set their minds on the things of the Spirit. For to set the mind on the flesh is death, but to set*
 23 *the mind on the Spirit is life and peace. For the mind that is set on the flesh is hostile to God, for it*
 24 *does not submit to God’s law; indeed, it cannot. Those who are in the flesh cannot please God. You,*
 25 *however, are not in the flesh but in the Spirit, if in fact the Spirit of God dwells in you. Anyone who*
 26 *does not have the Spirit of Christ does not belong to him.*

27 Almighty and everlasting God, nothing shall separate us from the love of you, through Jesus
 28 Christ our Lord. You have given us your law as a gift. You have sovereignly allowed us government
 29 to care for, and protect the people. However, we live in a time when it seems every understanding
 30 of this has been turned upside down. For many, laws have become overpowering and a detrimental
 31 burden. For many, government seems to have become an opportunity to rule and direct, rather
 32 than care and protect. Forgive us when and where we have erred.

33 Renew a right Spirit within me, O Lord—within us—each and every one of these elected officials.
 34 Remind them of why they are here—remind them of the calling you have placed in their hearts to
 35 ‘serve’—not to ‘be served’—even if there is denial that you are the active agent in their lives. We
 36 truly are a government “of the people, by the people, for the people”...may this certainly remain
 37 true for us here in this great state of South Dakota, but may it be so, through your wisdom and
 38 guidance. Your law was given to us to protect us from others, and to protect us from ourselves. As
 39 these weeks commence, help us to reflect on the laws we have created in the past, help us to be
 40 just and fair in the laws we are tasked to create for the future, and forgive us when we have created
 41 some that have served the flesh, rather than upheld your Spirit. Forgive us, renew us, lead us, grant
 42 us your wisdom, and guide us through the darkness all around us, with your light that shines forth
 43 through the mercy granted unto us through Jesus Christ, our Savior and Lord. In His Holy name we
 44 pray. Amen!

1 The Secretary of the Senate, Peggy Laurenz, called the roll of the Senate and the following
2 members were present:

3 Beal, Blanc, Carley, Crabtree, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse, Jensen
4 (Kevin), Karr, Kolbeck, Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten (Ernie), Perry,
5 Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, and
6 Wheeler

7 The Chief Clerk of the House of Representatives, Patricia Miller, called the roll of the House and
8 the following members were present:

9 Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy, Emery,
10 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes,
11 Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner, Lems,
12 Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup, Odenbach,
13 Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
14 Schaeffbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard,
15 Venhuizen, Walburg, Weisgram, Wittman, and Speaker Hansen

16 Sen. Mehlhaff moved that a committee of five on the part of the Senate and a committee of
17 five on the part of the House be appointed to escort the Honorable Kristi Noem, Governor of the
18 State of South Dakota, to the rostrum.

19 Which motion prevailed and the President announced as such committee Sens. Karr, Mehlhaff,
20 Perry, Larson, and Smith on the part of the Senate, and Reps. Lems, Odenbach, Overweg, Healy,
21 and Emery on the part of the House.

22 The Lieutenant Governor, Larry Rhoden, introduced the Honorable Kristi Noem, who delivered
23 the State of the State Address.

24 The Sergeant at Arms announced the arrival of the Honorable Kristi Noem, who was escorted
25 to the rostrum.

26 Sen. Mehlhaff moved that the Joint Session do now dissolve.

27 Which motion prevailed.

