

Minutes: Senate State Affairs

Friday, January 24, 2025 10:00 AM

Roll Call

Present: Sen. Beal, Sen. Deibert, Sen. Jensen (Kevin), Sen. Karr, Sen. Larson, Sen. Peterson (Sue), Sen. Pischke, Sen. Perry, and Sen. Mehlhaff

**The meeting was called to order by Senator Mehlhaff**

**MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, JANUARY 22<sup>ND</sup>**

Moved by: Deibert  
Second by: Perry  
Action: Prevailed by voice vote

**SB 4 : authorize the sale of real property in Spink County by the Department of Human Services and to declare an emergency.**

Presented by: Jenna Howell, Department of Human Services  
Proponents: Shane Wright, Self, Redfield

**MOTION: DO PASS SB 4**

Moved by: Deibert  
Second by: Perry  
Action: Was not acted on.

**MOTION: SUBSTITUTE MOTION: DEFER SB 4 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Pischke  
Second by: Jensen (Kevin)  
Action: Prevailed by Majority Members Elect (8-1-0-0)

Voting Yes: Beal, Deibert, Jensen (Kevin), Karr, Larson, Peterson (Sue), Pischke, and Perry

Voting No: Mehlhaff

**SB 75 : require an indication of United States citizenship status on a motor vehicle operator's license or permit.**

Presented by: Senator Amber Hulse  
Proponents: Tom Deadrick, Secretary of State  
T.J. Nelson, Opportunity Solutions Project, Tallahassee, NE  
Sheri Lund, Lincoln County Auditor, Worthing  
Thomas Oliva, Self, Pierre  
Jamalia Franzen, Self, Timber Lake  
Rick Weible, Self, Elkton  
Opponents: Braden Thue, Self, Sisseton  
Melissa McCauley, South Dakota Voices for Justice, Sioux Falls

**MOTION: AMEND SB 75**

75B

On page 1, line 2, of the Introduced bill, after "permit" insert ", and on a nondriver identification card"

On page 2, after line 14, of the Introduced bill, insert: "

**Section 2. That § 32-12-17.2 be AMENDED:**

**32-12-17.2.** The Department of Public Safety may issue upon application a nondriver identification card, similar in form but distinguishable in color from a driver license, to any resident of this state. Each applicant for a nondriver identification card shall, as part of the application, present to the department a certified copy of a certificate of birth or another form of evidence of date of birth and identity as allowed by § 32-12-3.1.

Except as provided in § 32-12-17.16, the fees for a nondriver identification card are the same as prescribed for a driver license in § 32-12-16. Each nondriver identification card expires on the holder's birthday in the fifth year following the issuance of the nondriver identification card, or on the date of expiration of the applicant's authorized stay in the United States as determined by the systematic alien verification for entitlements system or alternate method approved by the United States Department of Homeland Security or, if there is no expiration date, for a period no longer than one year from date of issuance, whichever occurs first. Each nondriver identification card is renewable one hundred eighty days before its expiration upon application and payment of the required fee. Any nondriver identification card renewed before its expiration expires five years after the holder's ensuing birthday, or on the date of expiration of the applicant's authorized stay in the United States as determined by the systematic alien verification for entitlements system or alternate method approved by the United States Department of Homeland Security or, if there is no expiration date, for a period no longer than one year from date of issuance, whichever occurs first.

The nondriver identification card must bear an indication if the holder ~~has:~~

- (1) Has a living will pursuant to chapter 34-12D or a durable power of attorney for health care pursuant to chapter 59-7 ~~and an indication if the holder is;~~
- (2) Is a veteran pursuant to the provisions of § 32-12-17.15; and
- (3) Is a United States citizen.

-Any nondriver identification card renewed during the thirty-day period following the date of expiration expires five years from the holder's previous birthday, or on the date of expiration of the applicant's authorized stay in the United States as determined by the systematic alien verification for entitlements system or alternate method approved by the United States Department of Homeland Security or, if there is no expiration date, for a period no longer than one year from date of issuance, whichever occurs first."

Moved by: Deibert  
Second by: Pischke  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 75 AS AMENDED**

Moved by: Jensen (Kevin)  
Second by: Beal

Action: Prevailed by Majority Members Elect (8-1-0-0)

Voting Yes: Beal, Deibert, Jensen (Kevin), Karr, Peterson (Sue), Pischke, Perry, and Mehlhaff

Voting No: Larson

**SB 22 : modify provisions pertaining to the submission of a nominating petition.**

Presented by: Tom Deadrick, Secretary of State (Handout(s) HO#1)

Proponents: Rick Weible, Self, Elkton (Handout(s) HO#2)

**MOTION: DO PASS SB 22**

Moved by: Pischke

Second by: Jensen (Kevin)

Action: Prevailed by Majority Members Elect (6-3-0-0)

Voting Yes: Beal, Deibert, Jensen (Kevin), Pischke, Perry, and Mehlhaff

Voting No: Karr, Larson, and Peterson (Sue)

**SB 23 : require the secretary of state to publish the numbers pertaining to the collection of signatures on a nominating petition.**

Presented by: Tom Deadrick, Secretary of State

Proponents: Rachel Soulek, Secretary of State

Opponents: Jessica Pollema, Self, Sioux Falls

**MOTION: DO PASS SB 23**

Moved by: Perry

Second by: Deibert

Action: Prevailed by Majority Members Elect (7-2-0-0)

Voting Yes: Beal, Deibert, Jensen (Kevin), Larson, Pischke, Perry, and Mehlhaff

Voting No: Karr and Peterson (Sue)

**SB 73 : amend the definition of principal residence with regard to driver licenses to conform to voter registration requirements.**

Presented by: Senator Amber Hulse

Proponents: Thomas Oliva, Self, Pierre  
Jamalia Franzen, Self, Timber Lake  
Sheri Lund, self, Worthing

Justin G. Smith, Association of South Dakota Mail Forwarders, Watertown  
Tom Deadrick, Secretary of State  
T.J. Nelson, Opportunity Solutions Project, Tallahassee, NE

Opponents: Rick Weible, Self, Elkton  
Leah Anderson, Minnehaha County Auditor, Sioux Falls  
Jessica Pollama, Self, Sioux Falls

John Kunnari, Self, Sioux Falls

**MOTION: AMEND SB 73**

73C

On page 1, line 25, of the Introduced bill, after "resident;" insert " or"  
On page 2, line 1, of the Introduced bill, after "resident;  
(3)" delete "The courthouse of the county in which the individual is a resident; or"  
On page 2, line 2, of the Introduced bill, after "or" delete "(4)"

Moved by: Deibert  
Second by: Pischke  
Action: Prevailed by voice vote

**MOTION: AMEND SB 73**

73A

On page 2, line 1, of the Introduced bill, after "resident;" delete " or"  
On page 2, line 3, of the Introduced bill, delete the period and insert "; or"  
(5) An address with a commercial mail receiving agency."

Moved by: Pischke  
Second by: Larson  
Action: Prevailed by voice vote

**MOTION: DEFER SB 73 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Jensen (Kevin)  
Second by: Larson  
Action: Prevailed by Majority Members Elect (7-2-0-0)

Voting Yes: Beal, Jensen (Kevin), Karr, Larson, Peterson (Sue), Pischke, and Perry

Voting No: Deibert and Mehlhaff

**MOTION: ADJOURN**

Moved by: Perry  
Second by: Pischke  
Action: Prevailed by voice vote

Doug Mortenson, Committee Secretary

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/s/ JIM MEHLHAFF  
Jim Mehlhaff, Chair