

JOURNAL OF THE SENATE

ONE HUNDREDTH SESSION

FOURTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Friday, January 17, 2025

The Senate convened at 1:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by ABATE Member, Barbie Frerich, followed by the Pledge of Allegiance led by Senate page Harold Heinert.

Roll Call: All members present except Sen. Miskimins who was excused.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the 3rd day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Chris Karr, Chair

Which motion prevailed.

1

REPORTS OF STANDING COMMITTEES

2 MR. PRESIDENT:

3 The Committee on Senate Local Government respectfully reports that it has had under
4 consideration **SB 13** and returns the same with the recommendation that said bill be amended as
5 follows:

6

13A

7 On page 1, line 1, of the Introduced bill, after "the" insert " enactment and"

8 On page 1, after line 3, of the Introduced bill, insert: "

9 **Section 1. That § 7-18A-13 be AMENDED:**

10 **7-18A-13.** If a petition to initiate is filed with the auditor, the auditor shall present it to the
11 board of county commissioners at its next regular or special meeting. The board ~~shall enact the~~
12 ~~proposed ordinance or resolution and~~ shall submit it to a vote of the voters in the manner prescribed
13 for a referendum within sixty days after the final enactment. However, if the petition is filed within
14 three months prior to the primary or general election, the ordinance or resolution may be submitted
15 at the primary or general election."

16 And that as so amended, **SB 13** do pass, and having been certified as uncontested, be placed
17 on the consent calendar.

18

Respectfully submitted,
Tim S. Reed, Chair

19

20 MR. PRESIDENT:

21 The Committee on Senate Transportation respectfully reports that it has had under
22 consideration **SB 1 and 38** and returns the same with the recommendation that said bills do pass,
23 and having been certified as uncontested, be placed on the consent calendar.

24 Also MR. PRESIDENT:

25 The Committee on Senate Transportation respectfully reports that it has had under
26 consideration **SB 2** and returns the same with the recommendation that said bill be amended as
27 follows:

28

2A

29 On page 1, line 6, of the Introduced bill, delete " twenty thousand seventeen" and insert "
30 twenty thousand five hundred and thirty-seven"

31 On page 1, line 11, of the Introduced bill, delete " three thousand eight hundred and sixty-
32 one" and insert " three thousand nine hundred and sixty-one"

33 On page 1, line 12, of the Introduced bill, delete " seven thousand seven hundred and twenty-
34 three" and insert " seven thousand nine hundred and twenty-four"

35 On page 1, line 18, of the Introduced bill, delete " six thousand nine hundred and seventy-
36 four" and insert " seven thousand one hundred and fifty-five"

37 On page 1, line 19, of the Introduced bill, delete " thirty eight thousand six hundred and twelve"
38 and insert " thirty nine thousand six hundred and fifteen"

1 And that as so amended, **SB 2** do pass, and having been certified as uncontested, be placed
2 on the consent calendar.

3 Respectfully submitted,
4 Randy Deibert, Chair

5 MR. PRESIDENT:

6 The Committee on Senate State Affairs respectfully reports that it has had under consideration
7 **SJR 502** and returns the same with the recommendation that said resolution do pass.

8 Respectfully submitted,
9 Jim Mehlhaff, Chair

10 MOTIONS AND RESOLUTIONS

11 Sen. Karr moved that **SB 14** be referred from the Committee on Agriculture and Natural
12 Resources to the Committee on Judiciary.

13 Which motion prevailed.

14 CONSIDERATION OF REPORTS OF COMMITTEES

15 Sen. Mehlhaff moved that the report of the Standing Committee on
16 Judiciary on **SB 5** as found on page 48 of the Senate Journal be adopted.

17 Which motion prevailed and the report was adopted.

18 Sen. Mehlhaff moved that the report of the Standing Committee on Senate Legislative
19 Procedure as shown on page 49 of the Senate Journal be adopted.

20 The question being on Sen. Mehlhaff 's motion that the report of the Standing Committee on
21 Senate Legislative Procedure as shown on page 49 of the Senate Journal be adopted.

22 And the roll being called:

23 Yeas 34, Nays 0, Excused 1, Absent 0

24 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard,
25 Hulse, Jensen (Kevin), Karr, Kolbeck, Lapka, Larson, Marty, Mehlhaff, Nelson, Otten, Perry, Peterson
26 (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wheeler, and
27 Zikmund

28 Excused: Miskimins

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

1 Sen. Mehlhaff moved that the report of the Standing Committee on Joint Legislative Procedure
2 as found on page 50 of the Senate Journal be adopted.

3 The question being on Sen. Mehlhaff 's motion that the report of the Standing Committee on
4 Legislative Procedure be adopted.

5 And the roll being called:

6 Yeas 34, Nays 0, Excused 1, Absent 0

7 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard,
8 Hulse, Jensen (Kevin), Karr, Kolbeck, Lapka, Larson, Marty, Mehlhaff, Nelson, Otten, Perry, Peterson
9 (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wheeler, and
10 Zikmund

11 Excused: Miskimins

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 President declared the motion prevailed.

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

15 **SB 76:** FOR AN ACT ENTITLED, An Act to repeal reporting and testifying requirements to the
16 committees on health and human services regarding nursing facilities and long-term healthcare
17 needs.

18 Introduced by: **Senator** Davis

19 **SB 77:** FOR AN ACT ENTITLED, An Act to update terminology related to ambulance operators.

20 Introduced by: **Senator** Davis

21 **SB 78:** FOR AN ACT ENTITLED, An Act to authorize a change in bullet diameter for use in
22 taking certain animals.

23 Introduced by: **Senator** Jensen (Kevin)

24 **SB 79:** FOR AN ACT ENTITLED, An Act to permit the operation of a Class I electric bicycle on
25 the Mickelson Trail.

26 Introduced by: **Senator** Howard

27 Were read the first time.

28 The following bills were read on January 14, 2025, and today the President Pro Tem assigned
29 these bills to committee:

30 **SB 69** was referred to the Committee on Commerce and Energy.

31 **SB 51** was referred to the Committee on Education.

32 **SB 42**, and **SB 43** were referred to the Committee on Taxation.

1 The following bills were read on January 15, 2025, and today the President Pro Tem assigned
2 these bills to committee:

3 **SB 70** was referred to the Committee on Education.

4 **SB 72** was referred to the Committee on Local Government.

5 **SB 73** was referred to the Committee on State Affairs.

6 The following bills were read on January 16, 2025, and today the President Pro Tem assigned
7 these bills to committee:

8 **SB 74** was referred to the Committee on Local Government.

9 **SB 75** was referred to the Committee on State Affairs.

10 **SECOND READING OF CONSENT CALENDAR ITEMS**

11 **SB 30:** FOR AN ACT ENTITLED, An Act to remove outdated provisions within the insurance
12 code.

13 Was read the second time.

14 The question being "Shall **SB 30** pass?"

15 And the roll being called:

16 Yeas 34, Nays 0, Excused 1, Absent 0

17 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard,
18 Hulse, Jensen (Kevin), Karr, Kolbeck, Lapka, Larson, Marty, Mehlhaff, Nelson, Otten, Perry, Peterson
19 (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wheeler, and
20 Zikmund

21 Excused: Miskimins

22 So the bill having received an affirmative vote of a majority of the members-elect, the President
23 declared the bill passed and the title was agreed to.

24 Sen. Reed moved that the Senate do now adjourn, which motion prevailed and at 1:22 p.m.
25 the Senate adjourned.

26 Peggy Laurenz, Secretary

