

JOURNAL OF THE HOUSE

ONE HUNDREDTH SESSION

EIGHTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Friday, January 24, 2025

The House convened at 1:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, David Hussey, followed by the Pledge of Allegiance led by House pages Zoe Meinke and Gracie Moore.

Roll Call: All members present except Reps. DeGroot, Garcia, and Reimer who were excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Secretary of the House has had under consideration the House Journal of the 7th 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,
Jon Hansen, Chair

Which motion prevailed.

1 HOUSE PAGE RESOLUTION 1 Introduced by: Representatives Andera; Arlint; Auch; Aylward;
 2 Bahmuller; Bathke; Baxter; DeGroot; Derby; Duffy; Emery; Fitzgerald; Garcia; Goodwin; Gosch;
 3 Greenfield; Halverson; Hansen; Healy; Heermann; Heinemann; Hughes; Hunt; Ismay; Jamison;
 4 Jensen; Jordan; Jorgenson; Kassin; Kayser; Kull; Ladner; Lems; Manhart; Massie; May; Moore;
 5 Mortenson; Muckey; Mulally; Mulder; Nolz; Novstrup; Odenbach; Overweg; Peterson; Pourier;
 6 Randolph; Reder; Rehfeldt; Reimer; Reisch; Rice; Roby; Roe; Schaeffbauer; Schwans; Shorma;
 7 Sjaarda; Soye; Stevens; Uhre-Balk; Van Diepen; Vasgaard; Venhuizen; Walburg; Weems;
 8 Weisgram; Wittman

9 A RESOLUTION, Expressing the appreciation and gratitude of the House of Representatives of
 10 the One-hundredth Legislature of the State of South Dakota to Nathan Arens, Brayden Bahmuller,
 11 Rebecca Cox, Selah DuVall, Brooke Endorf, Kendra Endorf, Savannah Knispel, Zoe Meinke, and
 12 Gracie Moore.

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

15 WHEREAS, the members of the One-hundredth 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 One-hundredth
 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. Bahmuller moved that House Page Resolution 1 be adopted.

22 Which motion prevailed and the resolution was adopted.

23 REPORTS OF STANDING COMMITTEES

24 MR. SPEAKER:

25 The Committee on House Judiciary respectfully reports that it has had under consideration
 26 **HB 1060** which was deferred to the 41st Legislative Day.

27 Also MR. SPEAKER:

28 The Committee on House Judiciary respectfully reports that it has had under consideration
 29 **HB 1067** and returns the same with the recommendation that said bill do pass.

30 Respectfully submitted,
 31 Mike Stevens, Chair

32 MR. SPEAKER:

33 The Committee on House State Affairs respectfully reports that it has had under consideration
 34 **HB 1052** and returns the same with the recommendation that said bill do pass.

35 Respectfully submitted,
 36 Scott Odenbach, Chair

1 MR. SPEAKER:

2 The Committee on House Education respectfully reports that it has had under consideration
3 **HB 1004, 1074, and 1075** and returns the same with the recommendation that said bills do pass.

4 Respectfully submitted,
5 Lana J. Greenfield, Chair

6 MR. SPEAKER:

7 The Joint Committee on Appropriations respectfully reports that it has had under consideration
8 **HB 1033 and 1034** and returns the same with the recommendation that said bills do pass.

9 Respectfully submitted, Respectfully submitted,
10 Ernie Otten, Co-Chair Mike Derby, Co-Chair

11 MR. SPEAKER:

12 The Committee on House Commerce and Energy respectfully reports that it has had under
13 consideration **HB 1007** and returns the same with the recommendation that said bill do pass.

14 Also MR. SPEAKER:

15 The Committee on House Commerce and Energy respectfully reports that it has had under
16 consideration **HB 1008** and returns the same with the recommendation that said bill be amended
17 as follows:

18 1008A

19 On page 2, line 2, of the Introduced bill, after "facility," delete " hybrid facility,"

20 On page 2, line 4, of the Introduced bill, after "facilities;

21 (8)" insert ""Facility expansion," the addition of twenty-five megawatts AC or more of
22 generation capacity to an existing generation source resulting in a combined megawatt capability of
23 the new and existing generation of one hundred megawatts AC or more of electricity;

24 (9) "

25 On page 2, line 4, of the Introduced bill, after "expansion" delete " of twenty-five megawatts
26 or more"

27 On page 2, line 5, of the Introduced bill, delete " electric storage system, energy conversion
28 facility, solar energy facility, or wind energy facility," and insert " generation source"

29 On page 2, line 8, of the Introduced bill, delete "(9)" and insert "(10)"

30 On page 2, line 10, of the Introduced bill, delete "(10)" and insert "(11)"

31 On page 2, line 14, of the Introduced bill, delete "(11)" and insert "(12)"

32 On page 2, line 18, of the Introduced bill, delete "(12)" and insert "(13)"

33 On page 2, line 22, of the Introduced bill, after "electricity" delete ". A facility expansion
34 includes the addition of new solar panels, designed for or capable of generating twenty-five
35 megawatts AC or more of electricity, that are to be managed in common and integrated with existing

1 solar panels, and for which the combined megawatt capability of the existing and new solar panels
2 is one hundred megawatts AC or more of electricity"

3 On page 2, line 27, of the Introduced bill, delete "(13)" and insert "(14)"

4 On page 3, line 1, of the Introduced bill, delete "(14)" and insert "(15)"

5 On page 3, line 4, of the Introduced bill, delete "(15)" and insert "(16)"

6 On page 3, line 8, of the Introduced bill, after "electricity." delete " A wind energy facility
7 expansion includes the addition of new wind turbines, designed for or capable of generating twenty-
8 five megawatts or more of electricity, which are to be managed in common and integrated with
9 existing turbines and the combined megawatt capability of the existing and new turbines is one
10 hundred megawatts or more of electricity. The number of megawatts generated by a wind energy
11 facility is determined by adding the nameplate power generation capability of each wind turbine"

12 On page 3, line 24, of the Introduced bill, after "electricity" delete the period

13 And that as so amended, **HB 1008** do pass.

14 Respectfully submitted,
15 Karla J. Lems, Chair

16 **MESSAGES FROM THE SENATE**

17 MR. SPEAKER:

18 I have the honor to transmit herewith **SB 2, 10, 12, 35, 36, 39, and 40** which have passed
19 the Senate and your favorable consideration is respectfully requested.

20 Respectfully,
21 Peggy Laurenz, Secretary

22 **CONSIDERATION OF REPORTS OF COMMITTEES**

23 Rep. Odenbach moved that the report of the Standing Committee on

24 Local Government on **HB 1059** as found on page 102 of the House Journal be adopted.

25 Which motion prevailed and the report was adopted.

26 **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

27 **HB 1092:** FOR AN ACT ENTITLED, An Act to make an appropriation for a student teacher
28 stipend grant program.

29 Introduced by: **Representative** Kassin

30 **HB 1093:** FOR AN ACT ENTITLED, An Act to require the board of a school district to hold a
31 bond election at the primary or general election.

32 Introduced by: **Representative** Aylward

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

2 **HB 1090:** FOR AN ACT ENTITLED, An Act to establish the crime of hazing and to provide a
3 penalty therefor.

4 Introduced by: **Representative** Garcia

5 **HB 1091:** FOR AN ACT ENTITLED, An Act to revise the applicability of the statute of repose
6 for construction deficiencies.

7 Introduced by: **Representative** Weisgram

8 **HB 1094:** FOR AN ACT ENTITLED, An Act to modify laws regarding school bus safety and to
9 provide a penalty therefor.

10 Introduced by: **Representative** Reimer

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

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

13 **SB 36:** FOR AN ACT ENTITLED, An Act to repeal the oath requirement for an application for a
14 lodging establishment, campground, food service establishment, or mobile food service
15 establishment license.

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

17 **SB 35:** FOR AN ACT ENTITLED, An Act to modify substances listed on the controlled substances
18 schedule and to declare an emergency.

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

20 **SB 10:** FOR AN ACT ENTITLED, An Act to shorten the time before records of a Governor or a
21 lieutenant governor are opened to the public.

22 **SB 12:** FOR AN ACT ENTITLED, An Act to limit the amount of money that may be loaned to a
23 candidate or political committee.

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

25 **SB 2:** FOR AN ACT ENTITLED, An Act to increase civil penalties for commercial driver violations.

26 **SB 39:** FOR AN ACT ENTITLED, An Act to revise the description of highways included in the
27 state trunk highway system.

28 **SB 40:** FOR AN ACT ENTITLED, An Act to revise Department of Transportation regulatory
29 authority regarding aeronautics.

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

1

SECOND READING OF CONSENT CALENDAR ITEMS

2

Rep. Mulally requested that **HB 1044 and 1051** be removed from the Consent Calendar.

3

Rep. Auch requested that **HB 1031** be removed from the Consent Calendar.

4

5

Rep. Odenbach moved that the balance of the calendar including **HB 1027, 1028, 1029, 1030, 1032, and 1066** be deferred to Monday, January 27, 2025, the 9th legislative day.

6

Which motion prevailed.

7

COMMEMORATIONS

8

9

HC 8002: A LEGISLATIVE COMMEMORATION, Honoring the life and service of former Representative Dr. Donald Dean Van Etten.

10

11

Introduced by: **Representatives** Randolph, Baxter, Derby, Duffy, Goodwin, Jensen (Phil), Ladner, Massie, Mulally, and Uhre-Balk

12

13

Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at 1:17 p.m. the House adjourned.

14

Patricia Miller, Chief Clerk