

Minutes: House Judiciary

Monday, February 24, 2025 10:00 AM

Roll Call

Present: Rep. Mortenson, Rep. Reisch, Rep. Walburg, Rep. Roby, Rep. Fitzgerald, Rep. Reimer, Rep. Hughes, Rep. Massie, Rep. Kull, Rep. Pourier, Rep. Hunt, Rep. Soye, and Rep. Stevens

The meeting was called to order by Representative Stevens

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 21ST

Moved by: Soye
Second by: Massie
Action: Prevailed by voice vote

HB 1267 : prohibit the use of paid petition circulators, and provide a penalty therefor.

Presented by: Representative Travis Ismay
Proponents: Tonchi Weaver, SD Citizens for Liberty, Rapid City
Grant Flynn, Attorney General
Opponents: Zebadiah Johnson, Voter Defense Association of South Dakota, Sioux Falls
Melissa McCauley, South Dakotans for Equity, Sioux Falls

MOTION: AMEND HB 1267

1267B

On page 3, line 24, of the Introduced bill, after "sponsor," insert " company,"
On page 3, line 28, of the Introduced bill, delete "A violation of this section is a Class 5 felony." and insert "Upon a judicial finding of any violation of this section, the petition must be deemed void ab initio. "

Moved by: Hunt
Second by: Fitzgerald
Action: Prevailed by voice vote

MOTION: DEFER HB 1267 TO THE 41ST LEGISLATIVE DAY

Moved by: Mortenson
Second by: Roby
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS HB 1267 AS AMENDED

Moved by: Soye
Second by: Hunt
Action: Failed by Majority Members Elect (4-8-1-0)

Voting Yes: Fitzgerald, Massie, Hunt, and Soye

Voting No: Mortenson, Reisch, Walburg, Roby, Reimer, Kull, Pourier, and Stevens

Excused: Hughes

Revert to previous motion

MOTION: DEFER HB 1267 TO THE 41ST LEGISLATIVE DAY

Moved by: Mortenson

Second by: Roby

Action: Prevailed by Majority Members Elect (9-3-1-0)

Voting Yes: Mortenson, Reisch, Walburg, Roby, Fitzgerald, Reimer, Kull, Pourier, and Stevens

Voting No: Massie, Hunt, and Soye

Excused: Hughes

SB 111 : permit a court to order family therapy or reunification therapy in a custody or visitation dispute.

Presented by: Senator Tim Reed

Proponents: Dianna Miller, South Dakota Network Against Family Violence, Sioux Falls
Melissa McCauley, South Dakotans for Equity, Sioux Falls

MOTION: DO PASS SB 111

Moved by: Kull

Second by: Fitzgerald

Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Mortenson, Reisch, Walburg, Roby, Fitzgerald, Reimer, Massie, Kull, Pourier, Hunt, Soye, and Stevens

Excused: Hughes

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 111 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HCR 6013 : Supporting the Electoral College, denouncing the National Popular Vote Interstate Compact, and inviting interested states to form the Electoral College Interstate Compact.

Presented by: Representative Richard Vasgaard

MOTION: DO PASS HCR 6013

Moved by: Reimer

Second by: Hunt

Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Mortenson, Reisch, Walburg, Roby, Fitzgerald, Reimer, Massie, Kull, Pourier, Hunt, Soye, and Stevens

Excused: Hughes

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HCR 6013 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HCR 6011 : Urging the Trump-Vance administration and Office of Management and Budget to uphold the Reagan administration policy of government-to-government relations with tribal nations.

Presented by: Representative Peri Pourier

MOTION: DO PASS HCR 6011

Moved by: Mortenson

Second by: Reisch

Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Mortenson, Reisch, Walburg, Roby, Fitzgerald, Reimer, Massie, Kull, Pourier, Hunt, Soye, and Stevens

Excused: Hughes

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HCR 6011 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HCR 6012 : Urging the Supreme Court of the United States to establish marriage as between a man and a woman.

Presented by: Representative Tony Randolph

Proponents: Linda Schauer, Self, Leola
Arthur Schaper, Self, Sioux Falls

Opponents: Katie Morgan-Heisterkamp, Self, Sioux Falls
Melissa McCauley, South Dakotans for Equity, Sioux Falls
Ben Sherman, Self, Rapid City
Christine Morgan, Self, Sioux Falls
Landon Whittle, Self, Watertown

MOTION: DEFER HCR 6012 TO THE 41ST LEGISLATIVE DAY

Moved by: Kull

Second by: Reisch

Action: Prevailed by Majority Members Elect (9-4-0-0)

Voting Yes: Mortenson, Reisch, Walburg, Roby, Fitzgerald, Hughes, Kull, Pourier, and Stevens

Voting No: Reimer, Massie, Hunt, and Soye

MOTION: ADJOURN

Moved by: Hughes
Second by: Hunt
Action: Prevailed by voice vote

Leah Splichal, Committee Secretary

/s/ MIKE STEVENS
Mike Stevens, Chair