

Minutes: Senate State Affairs

Monday, February 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 FRIDAY, FEBRUARY 21ST

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

SB 48 : modify provisions pertaining to the registration of voters.

Presented by: Tom Deadrick, Secretary of State

MOTION: TO TABLE SB 48

Moved by: Perry
Second by: Deibert
Action: Prevailed by Majority Members Elect (8-1-0-0)

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

Voting No: Pischke

SB 199 : support the betterment of South Dakota.

MOTION: TO TABLE SB 199

Moved by: Karr
Second by: Beal
Action: Prevailed by Majority Members Elect (9-0-0-0)

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

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: Tom Deadrick, Secretary of State
Jessica Pollema, Self, Sioux Falls
Leah Anderson, Minnehaha County Auditor
Cindy Meyer, Self, Hartford
John Kunnari, Self, Sioux Falls

Opponents: Justin G. Smith, Association of South Dakota Mail Forwarders, Watertown

MOTION: AMEND SB 73

73D

On page 1, line 17, of the Introduced bill, after "residence," delete " the physical location in this state where"

On page 1, line 17, of the Introduced bill, after "person" delete " an individual currently"

On page 1, line 18, of the Introduced bill, delete " lives and has lived for at least thirty days" and insert " the location where an individual maintains an actual fixed permanent dwelling, establishment, or any other abode where the individual lives and usually sleeps for at least thirty consecutive days"

On page 1, line 20, of the Introduced bill, after "days." delete "Section 2. That a NEW SECTION be added to chapter 32-12:"

On page 1, line 21, of the Introduced bill, after "32-12:" delete "If an individual has lived in the state for at least thirty days and does not live at a fixed, permanent, or private structure, the individual may use as the individual's principal residence, one of the following locations in this state:"

On page 1, line 24, of the Introduced bill, after "state:" delete "(1) A homeless shelter to which the individual regularly returns;

(2) The place at which the individual is a resident; or

(3) The courthouse of the county in which the individual is a resident; or

(4) A general delivery address for a post office covering the location where the individual is a resident.

An individual who is otherwise qualified to be issued a driver's license may not be refused a driver's license because the individual does not live in a fixed permanent, or private structure."

On page 1, line 25, of the Introduced bill, after "resident;" insert " or"

Moved by: Perry

Second by: Karr

Action: Prevailed by voice vote

MOTION: DO PASS SB 73 AS AMENDED

Moved by: Peterson (Sue)

Second by: Jensen (Kevin)

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

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

Voting No: Deibert, Karr, and Larson

SB 164 : prohibit the use of a deepfake to influence an election and to provide a penalty therefor.

Presented by: Senator Liz Larson

Proponents: Zebadiah N. Johnson, Voter Defense Association of South Dakota, Sioux Falls
Stephen Gemar, Attorney General

Opponents: Rick Weible, Self, Elkton
Jessica Pollema, Self, Minnehaha County
Leah Anderson, Minnehaha County Auditor
John Kunnari, Self, Sioux Falls

Cindy Meyer, Self, Hartford

MOTION: AMEND SB 164

164C

On page 1, line 5, of the Introduced bill, delete "For the purposes of this Act, the term "deepfake" means any " and insert "Terms used in this Act mean:

(1) "Artificial intelligence," any machine-based system that, for any explicit or implicit objective, infers from the inputs received by the system how to generate content, decisions, predictions, recommendations, or other outputs, which can influence physical or virtual environments; and

(2) "Deepfake," any "

On page 2, line 8, of the Introduced bill, after "an" insert " internet computer service, as defined in 47 U. S. C. § 230 (January 3, 2024),"

On page 2, line 28, of the Introduced bill, delete " digitally generated or manipulated and is not an accurate representation of fact or actual events" and insert " manipulated or generated by artificial intelligence"

Moved by: Peterson (Sue)
Second by: Pischke
Action: Prevailed by voice vote

MOTION: DO PASS SB 164 AS AMENDED

Moved by: Karr
Second by: Beal
Action: Prevailed by Majority Members Elect (8-1-0-0)

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

Voting No: Pischke

SB 124 : establish the Incarceration Task Force.

Presented by: Senator Kevin D. Jensen (Handout(s) HO#1, HO#2, HO#3)
Opponents: Brittini Skipper, Department of Corrections

MOTION: DO PASS SB 124

Moved by: Karr
Second by: Peterson (Sue)
Action: Prevailed by Majority Members Elect (5-4-0-0)

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

Voting No: Beal, Deibert, Perry, and Mehlhaff

SB 204 : prohibit the expenditure of certain funds appropriated for purposes related to the construction of a prison facility.

Presented by: Senator Kevin D. Jensen

Proponents: Linda Montgomery, Self, Fairview
Rick Weible, Self, Elkton
Sarah Ulmer, Self, Harrisburg
Opponents: Ryan Brunner, Governor's Office

MOTION: DO PASS SB 204

Moved by: Karr
Second by: Jensen (Kevin)
Action: Failed by Majority Members Elect (4-5-0-0)

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

Voting No: Beal, Deibert, Larson, Perry, and Mehlhaff

MOTION: DEFER SB 204 TO THE 41ST LEGISLATIVE DAY

Moved by: Mehlhaff
Second by: Deibert
Action: Prevailed by Majority Members Elect (5-4-0-0)

Voting Yes: Beal, Deibert, Larson, Perry, and Mehlhaff

Voting No: Jensen (Kevin), Karr, Peterson (Sue), and Pischke

MOTION: ADJOURN

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

Doug Mortenson, Committee Secretary

/s/ JIM MEHLHAFF
Jim Mehlhaff, Chair