

JOURNAL OF THE HOUSE

ONE HUNDREDTH SESSION

TWENTY-NINTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 27, 2025

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

The prayer was offered by the Chaplain, Rev. Craig Wexler, followed by the Pledge of Allegiance led by House page Rebecca Heinemann.

Roll Call: All members present.

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 28th 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

COMMUNICATIONS AND PETITIONS

2

February 27, 2025

3

Mr. Speaker and Members of the House of Representatives:

4

I have the honor to inform you that on February 27, 2025, I approved House Bills 1053 and 1118, and the same have been deposited in the office of the Secretary of State.

5

6

Respectfully submitted,

7

Larry Rhoden

8

Governor

9

REPORTS OF STANDING COMMITTEES

10

MR. SPEAKER:

11

The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and Enrolling has carefully compared **HB 1068, 1079, 1080, 1100, 1129, and 1133** and finds the same correctly enrolled.

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Respectfully submitted,

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Jon Hansen, Chair

16

MR. SPEAKER:

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The Committee on Legislative Procedure respectfully reports that **HB 1044, 1057, 1063, and 1173** were delivered to his Excellency, the Governor, for his approval at 11:05 a.m., February 27, 2025.

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Respectfully submitted,

21

Jon Hansen, Chair

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MR. SPEAKER:

23

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 192** and returns the same with the recommendation that said bill do pass.

24

25

Also MR. SPEAKER:

26

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 66** and returns the same with the recommendation that said bill do pass, and having been certified as uncontested, be placed on the consent calendar.

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28

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Also MR. SPEAKER:

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The Committee on House State Affairs respectfully reports that it has had under consideration **SB 75** and returns the same with the recommendation that said bill be amended as follows:

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32

75C

33

On page 1, line 11, of the Senate State Affairs Engrossed bill, after "holder's" delete " gender"

34

On page 1, line 11, of the Senate State Affairs Engrossed bill, after "gender," insert " sex"

1 And that as so amended, **SB 75** do pass.

2 Also MR. SPEAKER:

3 The Committee on House State Affairs respectfully reports that it has had under consideration
4 **SB 176** and returns the same with the recommendation that said bill be amended as follows:

5 176E

6 On page 2, line 18, of the Senate Engrossed bill, after "section." delete "However, no subpoena
7 may be issued until the decision to issue a subpoena by the Government Operations and Audit
8 Committee has been ratified by the Executive Board of the Legislative Research Council."

9 And that as so amended, **SB 176** do pass.

10 Respectfully submitted,
11 Scott Odenbach, Chair

12 MR. SPEAKER:

13 The Committee on House Health and Human Services respectfully reports that it has had under
14 consideration **SB 76, 77, 80, and 110** and returns the same with the recommendation that said
15 bills do pass, and having been certified as uncontested, be placed on the consent calendar.

16 Respectfully submitted,
17 Brian Mulder, Chair

18 MR. SPEAKER:

19 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
20 under consideration **SB 14** which was deferred to the 41st Legislative Day.

21 Also MR. SPEAKER:

22 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
23 under consideration **SB 15 and 78** and returns the same with the recommendation that said bills
24 do pass, and having been certified as uncontested, be placed on the consent calendar.

25 Respectfully submitted,
26 Marty Overweg, Chair

27 MR. SPEAKER:

28 The Joint Committee on Appropriations respectfully reports that it has had under consideration
29 **HB 1041** and returns the same with the recommendation that said bill be amended as follows:

30 1041A

31 On page 1, line 2, of the Introduced bill, after "Board" insert " and to provide an appropriation
32 therefor"

33 On page 6, after line 2, of the Introduced bill, insert: "

34 Section 18. There is appropriated \$100 from the general fund, to the Department of
35 Education, for operations of the State Library. "

1 On page 6, after line 2, of the Introduced bill, insert: "

2 **Section 19.** The secretary of the Department of Education shall approve vouchers and the
3 state auditor shall draw warrants to pay expenditures authorized by this Act."

4 On page 6, after line 2, of the Introduced bill, insert: "

5 **Section 20.** Any amounts appropriated in this Act not lawfully expended or obligated shall
6 revert in accordance with the procedures prescribed in chapter 4-8."

7 On page 6, after line 2, of the Introduced bill, insert: "

8 **Section 21.** This Act is effective beginning June 30, 2025."

9 1041B

10 On the previously adopted amendment (1041A), On page 2, line 6, remove the overstrikes
11 from " Promote adequate library service for all the people of the state;"

12 On the previously adopted amendment (1041A), On page 2, line 7, remove the overstrikes
13 from "(2) Supplement the services of libraries throughout the state;"

14 On the previously adopted amendment (1041A), On page 2, line 8, remove the overstrikes
15 from "(3) Increase the proficiency of library personnel through provision of in-service and continuing
16 education programs for library personnel employed in the state;"

17 On the previously adopted amendment (1041A), On page 2, line 13, after "and

18 (6)" insert "(4)"

19 On the previously adopted amendment (1041A), On page 2, line 13, remove the overstrikes
20 from " Collect and publish annual statistical data of libraries in the state"

21 On the previously adopted amendment (1041A), On page 2, line 13, after "state" delete "
22 Promote a system of public, school, and academic libraries across the state"

23 On the previously adopted amendment (1041A), On page 2, line 14, after "state;" insert " and"

24 On the previously adopted amendment (1041A), On page 2, line 15, after "state;" delete "(2)
25 Offer training and technical assistance to library personnel across the state;"

26 On the previously adopted amendment (1041A), On page 2, line 16, delete "(3)" and insert
27 "(5)"

28 On the previously adopted amendment (1041A), On page 2, line 17, after "accessible" delete
29 "; and"

30 On the previously adopted amendment (1041A), On page 2, line 18, after "and" delete "(4)
31 Upon request, assist local libraries with literacy programming, promotion, and organization"

32 On the previously adopted amendment (1041A), On page 2, line 20, after "organization."
33 delete "Section 4. That § 14-1A-3 be AMENDED:"

34 On the previously adopted amendment (1041A), On page 2, line 21, after "AMENDED:" delete
35 "14-1A-3. "

36 On the previously adopted amendment (1041A), On page 2, line 21, after "14-1A-3. " delete
37 "Each state agency shall notify the State Library South Dakota State Historical Society of any state
38 publications publication of the agency and shall make available the state publication available to the
39 State Library as provided by administrative rule society."

1 On the previously adopted amendment (1041A), On page 2, line 25, after "society." delete
2 "Section 5. That § 14-2-40 be AMENDED:"

3 On the previously adopted amendment (1041A), On page 2, line 26, after "AMENDED:" delete
4 "14-2-40. "

5 On the previously adopted amendment (1041A), On page 2, line 26, after "14-2-40. " delete
6 "Each board of public library trustees shall:"

7 On the previously adopted amendment (1041A), On page 2, line 27, after "shall:" delete "(1)
8 Appoint a librarian to serve at the pleasure of the board. Any paid librarian shall receive any
9 employee benefits provided all other employees of the local governmental unit and shall must be
10 compensated at rates determined by the governing body's compensation schedule, if such the
11 schedule exists. If no such schedule exists, the salary shall must be set by the local governing body;

12 (2) Adopt bylaws for the conduct of their the board's business and adopt policies for the
13 selection of public library materials, the governance of the library, and the use of public library
14 services and materials;

15 (3) Prepare and submit an annual budget request to its governing body;

16 (4) Adopt a final annual budget within those funds certified to it as being appropriated in the
17 annual budget of its governing body;

18 (5) Meet at least once during each quarter of the year; and

19 (6) Prepare and submit an annual report to its governing body and to the South Dakota State
20 Library on such forms as may be provided by the State Library."

21 On the previously adopted amendment (1041A), On page 3, line 20, after "government." delete
22 "Section 9. That § 14-1-48 be REPEALED."

23 On the previously adopted amendment (1041A), On page 3, line 21, after "REPEALED." delete
24 "The State Library Office shall provide a network and system whereby the resources of libraries in
25 this state are made available to the citizens of the state."

26 On the previously adopted amendment (1041A), On page 5, line 13, after "government." delete
27 "Section 16. That § 14-1A-1 be REPEALED."

28 On the previously adopted amendment (1041A), On page 5, line 14, after "REPEALED." delete
29 "Terms used in this chapter mean:"

30 On the previously adopted amendment (1041A), On page 5, line 15, after "mean:" delete "(1)
31 "State agency," includes the Legislature, constitutional officers, and any department, division,
32 bureau, board, commission, committee, or agency of the State of South Dakota;

33 (2) "State publication," any information originating in or produced by the authority of a state
34 agency or at the total or partial expense of a state agency that the agency intends for general
35 distribution to the public, regardless of format or medium, source or copyright, license, or
36 trademark. The term does not include information intended only for distribution to contractors or
37 grantees of the agency, persons within the agency, or members of the public under § 1-27-1,
38 information produced by a state agency that is intended strictly for internal administrative or
39 operational purposes, or materials excluded from this definition by the state library through the
40 promulgation and enforcement of rules."

41 And that as so amended, **HB 1041** do pass.

1 Also MR. SPEAKER:

2 The Joint Committee on Appropriations respectfully reports that it has had under consideration
3 **HB 1163**, which was tabled.

4 Respectfully submitted,
5 Ernie Otten, Co-Chair

Respectfully submitted,
Mike Derby, Co-Chair

6 MR. SPEAKER:

7 The Committee on House Transportation respectfully reports that it has had under
8 consideration **SB 131** and returns the same with the recommendation that said bill do pass.

9 Also MR. SPEAKER:

10 The Committee on House Transportation respectfully reports that it has had under
11 consideration **SB 135, 174, and 179** and returns the same with the recommendation that said bills
12 do pass, and having been certified as uncontested, be placed on the consent calendar.

13 Respectfully submitted,
14 Tony Randolph, Chair

15 **REPORTS OF CONFERENCE COMMITTEES**

16 MR. SPEAKER:

17 The SB25 A Conference Committee on **SB 25** respectfully reports that it has considered the
18 disagreement of the two houses, and returns the same with the recommendation that said bill be
19 amended as follows:

20 25M

21 On page 1, line 14, of the House Commerce and Energy Engrossed bill, after "state." delete
22 "Section 2. That § 36-25-16 be AMENDED:

23 "

24 On page 1, line 15, of the House Commerce and Energy Engrossed bill, after "AMENDED:"
25 delete "36-25-16. "

26 On page 1, line 15, of the House Commerce and Energy Engrossed bill, after "36-25-16. "
27 delete "Nothing in this chapter shall prohibit prohibits any municipality by ordinance from making
28 and enforcing requirements and standards regarding plumbing, and from making inspections and
29 collecting fees relating thereto. Any such ordinances shall ordinance must be deemed the applicable
30 standards as to any plumbing work in such the municipality, provided that the standards, as
31 contained in such ordinances the ordinance, meet the minimum standards of the State Plumbing
32 Code plumbing code, as adopted by the commission, and that any person registered by the
33 commission may do plumbing work in such the municipality for a period of six months following
34 application for a permit or license in said the municipality.

35 A municipality is prohibited from substituting any code other than the Uniform Plumbing Code
36 for plumbing work."

37 Respectfully submitted,
38 Casey Crabtree, Chair

Respectfully submitted,
Marty Overweg, Chair

1

MESSAGES FROM THE SENATE

2 MR. SPEAKER:

3 I have the honor to return herewith **HB 1079, 1080, 1100, 1129, and 1133** which have
4 passed the Senate without change.

5 Also MR. SPEAKER:

6 I have the honor to inform your honorable body that **HB 1236** was lost on second reading and
7 final passage.

8

9

Respectfully,
Peggy Laurenz, Secretary

10

MOTIONS AND RESOLUTIONS

11 Rep. Aylward moved that the House do concur in Senate amendments to **HB 1093**.

12 The question being on Rep. Aylward's motion that the House do concur in Senate amendments
13 to **HB 1093**.

14 And the roll being called:

15 Yeas 52, Nays 18, Excused 0, Absent 0

16 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, Czmowski, Derby, Fitzgerald, Garcia,
17 Goodwin, Gosch, Greenfield, Halverson, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil),
18 Jordan, Jorgenson, Kayser, Ladner, Lems, Manhart, Massie, May, Mortenson, Mulally, Mulder, Nolz,
19 Novstrup, Odenbach, Overweg, Pourier, Randolph, Reder, Rehfeldt, Rice, Roby, Schaeftbauer,
20 Schwans, Shorma, Sjaarda, Soye, Stevens, Vasgaard, Walburg, Weems, Weisgram, and
21 Speaker Hansen

22 Nays: Bathke, DeGroot, Duffy, Emery, Healy, Heermann, Kassin, Kolbeck (Jack), Kull, Moore,
23 Muckey, Peterson (Drew), Reimer, Reisch, Roe, Uhre-Balk, Van Diepen, and Wittman

24 So the motion having received an affirmative vote of a majority of the members-elect, the
25 Speaker declared the motion carried and the amendments were concurred in.

26

CONSIDERATION OF REPORTS OF COMMITTEES

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

28 State Affairs on **SB 61** as found on page 404 of the House Journal be adopted.

29 Which motion prevailed and the report was adopted.

30 Rep. Mulder moved that **SB 83** be placed on today's calendar pursuant to JR 6F-6.

31 The question being on Rep. Mulder's motion that **SB 83** be placed on today's calendar pursuant
32 to JR 6F-6.

1 And the roll being called:

2 Yeas 49, Nays 21, Excused 0, Absent 0

3 Yeas: Andera, Arlint, Aylward, Bathke, Czmowski, DeGroot, Derby, Duffy, Emery, Gosch,
4 Halverson, Healy, Hughes, Hunt, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser,
5 Kolbeck (Jack), Manhart, Massie, May, Moore, Mortenson, Muckey, Mulder, Nolz, Odenbach,
6 Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reisch, Rice, Roby, Schwans,
7 Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Vasgaard, Weems, Weisgram, and Wittman

8 Nays: Auch, Bahmuller, Baxter, Fitzgerald, Garcia, Goodwin, Greenfield, Heermann,
9 Heinemann, Ismay, Kull, Ladner, Lems, Mulally, Novstrup, Reimer, Roe, Schaeftbauer, Van Diepen,
10 Walburg, and Speaker Hansen

11 So the motion having received an affirmative vote of a majority of the members-elect, the
12 Speaker declared the motion prevailed and **SB 83** was so placed.

13 **SECOND READING AND CONSIDERATION OF CONSENT CALENDAR ITEMS**

14 Rep. Mortenson requested that **SB 62** be removed from the Consent Calendar.

15 Pursuant to House Rule 7-1, the Speaker removed **SB 37** from the Consent Calendar.

16 **SB 63:** FOR AN ACT ENTITLED, An Act to establish protections for state employees who report
17 improper governmental conduct and crime.

18 **SB 123:** FOR AN ACT ENTITLED, An Act to revise provisions related to forensic medical
19 examinations.

20 **SB 140:** FOR AN ACT ENTITLED, An Act to revise a provision related to the reimbursement of
21 expenses incurred by a county in detaining a parolee.

22 Were read the second time.

23 The question being "Shall **SB 63 and 123** pass as amended, and **SB 140** pass?"

24 And the roll being called:

25 Yeas 70, Nays 0, Excused 0, Absent 0

26 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby,
27 Duffy, Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann,
28 Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser,
29 Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally,
30 Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt,
31 Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens,
32 Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

33 So the bills having received an affirmative vote of a majority of the members-elect, the Speaker
34 declared the bills passed and the titles were agreed to.

1

SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS

2

HB 1221: FOR AN ACT ENTITLED, An Act to make an appropriation for victim services provided by nonprofit organizations.

3

4

Was read the second time.

5

The question being "Shall **HB 1221** pass as amended?"

6

And the roll being called:

7

Yeas 68, Nays 2, Excused 0, Absent 0

8

Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Hunt, Ismay, Jamison, Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

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Nays: Jensen (Phil) and Mulally

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So the bill having received an affirmative vote of a two-thirds majority of the members-elect, the Speaker declared the bill passed and the title was agreed to.

18

SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

19

20

SB 116: FOR AN ACT ENTITLED, An Act to revise and repeal provisions related to street racing prohibitions and to provide a penalty therefor.

21

Was read the second time.

22

The question being "Shall **SB 116** pass as amended?"

23

And the roll being called:

24

Yeas 48, Nays 22, Excused 0, Absent 0

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Yeas: Andera, Arlint, Auch, Bahmuller, Bathke, Baxter, Czmowski, Derby, Duffy, Emery, Fitzgerald, Garcia, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Hunt, Jamison, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Massie, Muckey, Mulder, Novstrup, Peterson (Drew), Randolph, Reder, Rehfeldt, Reisch, Rice, Roby, Roe, Schwans, Shorma, Sjaarda, Stevens, Uhre-Balk, Van Diepen, Walburg, Weems, Weisgram, and Wittman

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Nays: Aylward, DeGroot, Goodwin, Gosch, Ismay, Jensen (Phil), Jordan, Lems, Manhart, May, Moore, Mortenson, Mulally, Nolz, Odenbach, Overweg, Pourier, Reimer, Schaeftbauer, Soye, Vasgaard, and Speaker Hansen

33

34

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

35

36

SB 60: FOR AN ACT ENTITLED, An Act to expand the access and investigatory authority of the state auditor.

37

Was read the second time.

1 The question being "Shall **SB 60** pass as amended?"

2 And the roll being called:

3 Yeas 70, Nays 0, Excused 0, Absent 0

4 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby,
5 Duffy, Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann,
6 Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser,
7 Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally,
8 Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt,
9 Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens,
10 Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

11 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
12 declared the bill passed and the title was agreed to.

13 **SB 208**: FOR AN ACT ENTITLED, An Act to amend provisions pertaining to a school district's
14 proposed opt out, capital outlay certificate, or other agreement.

15 Was read the second time.

16 The question being "Shall **SB 208** pass as amended?"

17 And the roll being called:

18 Yeas 31, Nays 39, Excused 0, Absent 0

19 Yeas: Andera, Auch, Aylward, Baxter, Fitzgerald, Garcia, Heinemann, Hughes, Hunt, Ismay,
20 Jensen (Phil), Jordan, Jorgenson, Kayser, Lems, Manhart, May, Mulally, Nolz, Novstrup, Odenbach,
21 Overweg, Pourier, Randolph, Reder, Rice, Schaeftbauer, Schwans, Sjaarda, Soye, and
22 Speaker Hansen

23 Nays: Arlint, Bahmuller, Bathke, Czmowski, DeGroot, Derby, Duffy, Emery, Goodwin, Gosch,
24 Greenfield, Halverson, Healy, Heermann, Jamison, Kassin, Kolbeck (Jack), Kull, Ladner, Massie,
25 Moore, Mortenson, Muckey, Mulder, Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma,
26 Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, and Wittman

27 So the bill not having received an affirmative vote of a majority of the members-elect, the
28 Speaker declared the bill lost.

29 Rep. Heinemann announced his intention to reconsider the vote by which **SB 208** lost.

30 **SB 219**: FOR AN ACT ENTITLED, An Act to require the acceptance of a cash payment for
31 admission to a school-affiliated event.

32 Was read the second time.

33 The question being "Shall **SB 219** pass?"

34 And the roll being called:

35 Yeas 36, Nays 34, Excused 0, Absent 0

1 Yeas: Andera, Auch, Aylward, Bahmuller, Baxter, Emery, Fitzgerald, Garcia, Goodwin, Gosch,
2 Greenfield, Halverson, Heinemann, Hughes, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson, Kayser,
3 Lems, Manhart, May, Mulally, Nolz, Odenbach, Overweg, Pourier, Randolph, Reder, Rice,
4 Schaeftbauer, Schwans, Sjaarda, Soye, and Speaker Hansen

5 Nays: Arlint, Bathke, Czmowski, DeGroot, Derby, Duffy, Healy, Heermann, Jamison, Kassin,
6 Kolbeck (Jack), Kull, Ladner, Massie, Moore, Mortenson, Muckey, Mulder, Novstrup,
7 Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen,
8 Vasgaard, Walburg, Weems, Weisgram, and Wittman

9 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
10 declared the bill passed and the title was agreed to.

11 **SB 8:** FOR AN ACT ENTITLED, An Act to establish certain criminal offenses for boat operators
12 and to provide penalties therefor.

13 Was read the second time.

14 Rep. Hunt moved that **SB 8** be amended as follows:

15 8C

16 On page 1, line 17, of the Senate Judiciary Engrossed bill, after "in" insert " serious bodily"

17 Rep. Odenbach rose to a point of order that Rep. Weems speak to the amendment and not the bill.

18 The question being on Rep. Hunt's motion that **SB 8** be amended.

19 The Speaker, being in doubt of the voice vote, called for a division of the House.

20 The Speaker declared Rep. Hunt's motion lost.

21 The question being "Shall **SB 8** pass as amended?"

22 And the roll being called:

23 Yeas 52, Nays 18, Excused 0, Absent 0

24 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Czmowski, DeGroot, Derby, Duffy,
25 Emery, Fitzgerald, Goodwin, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes,
26 Jamison, Kassin, Kolbeck (Jack), Kull, Ladner, Massie, Moore, Mortenson, Muckey, Mulder, Novstrup,
27 Odenbach, Overweg, Peterson (Drew), Pourier, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schwans,
28 Shorma, Sjaarda, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram,
29 Wittman, and Speaker Hansen

30 Nays: Baxter, Garcia, Gosch, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson, Kayser, Lems,
31 Manhart, May, Mulally, Nolz, Randolph, Reder, Schaeftbauer, and Soye

32 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
33 declared the bill passed and the title was agreed to.

34 **SB 69:** FOR AN ACT ENTITLED, An Act to revise provisions related to trusts.

35 Was read the second time.

1 Rep. Stevens moved that **SB 69** be amended as follows:

2 69B

3 On page 4, line 28, of the Senate Commerce and Energy Engrossed bill, delete " § 55-1B-13"
4 and insert " section 5 of this Act"

5 Which motion prevailed.

6 The question being "Shall **SB 69** pass as amended?"

7 And the roll being called:

8 Yeas 65, Nays 4, Excused 1, Absent 0

9 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby,
10 Duffy, Emery, Fitzgerald, Garcia, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
11 Hughes, Hunt, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull,
12 Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
13 Odenbach, Overweg, Peterson (Drew), Poirier, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe,
14 Schaeffbauer, Schwans, Shorma, Sjaarda, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg,
15 Weems, Weisgram, Wittman, and Speaker Hansen

16 Nays: Goodwin, Ismay, Randolph, and Reder

17 Excused: Soye

18 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
19 declared the bill passed and the title was agreed to.

20 **SB 83**: FOR AN ACT ENTITLED, An Act to revise the penalty and provide treatment for the
21 ingestion of certain controlled substances.

22 Was read the second time.

23 Rep. Odenbach moved the previous question.

24 Which motion prevailed.

25 The question being "Shall **SB 83** pass as amended?"

26 And the roll being called:

27 Yeas 37, Nays 33, Excused 0, Absent 0

28 Yeas: Andera, Arlint, Aylward, Derby, Emery, Gosch, Halverson, Healy, Hughes, Hunt, Jamison,
29 Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Manhart, May, Moore, Muckey, Mulder, Nolz,
30 Odenbach, Overweg, Poirier, Randolph, Reder, Rehfeldt, Reisch, Rice, Schaeffbauer, Schwans,
31 Shorma, Soye, Uhre-Balk, Weems, and Wittman

32 Nays: Auch, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Duffy, Fitzgerald, Garcia,
33 Goodwin, Greenfield, Heermann, Heinemann, Ismay, Kolbeck (Jack), Kull, Ladner, Lems, Massie,
34 Mortenson, Mulally, Novstrup, Peterson (Drew), Reimer, Roby, Roe, Sjaarda, Stevens, Van Diepen,
35 Vasgaard, Walburg, Weisgram, and Speaker Hansen

36 So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
37 declared the bill passed and the title was agreed to.

1

SIGNING OF BILLS

2

The Speaker publicly read the title to

3

4

HB 1068: FOR AN ACT ENTITLED, An Act to allow a student to wear certain military decorations at a school graduation ceremony and to declare an emergency.

5

6

HB 1079: FOR AN ACT ENTITLED, An Act to increase the number of off-sale licenses from two to three in municipalities and counties of one thousand or less.

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HB 1080: FOR AN ACT ENTITLED, An Act to void covenants that prohibit or restrict the possession or use of firearms and ammunition.

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HB 1100: FOR AN ACT ENTITLED, An Act to clarify which opinions must be included in the annual judicial opinions report prepared by the Legislative Research Council.

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12

HB 1129: FOR AN ACT ENTITLED, An Act to provide for the transfer of motor vehicles and boats upon death.

13

HB 1133: FOR AN ACT ENTITLED, An Act to amend bond requirements.

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15

SB 93: FOR AN ACT ENTITLED, An Act to prohibit payment or rebate of insurance deductibles by contractors providing motor vehicle repair services.

16

17

SB 111: FOR AN ACT ENTITLED, An Act to permit a court to order family therapy or reunification therapy in a custody or visitation dispute.

18

And signed the same in the presence of the House.

19

20

Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at 3:32 p.m. the House adjourned.

21

Patricia Miller, Chief Clerk

