

JOURNAL OF THE HOUSE

ONE HUNDREDTH SESSION

THIRTY-SECOND DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, March 05, 2025

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Noah Von Seggern, followed by the Pledge of Allegiance led by House page Hudson Shaffer.

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 31st 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.

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COMMUNICATIONS AND PETITIONS

March 5, 2025

Mr. Speaker and Members of the House of Representatives:

I have the honor to inform you that on March 5, 2025, I approved House Bills 1057, 1063, and 1173, and the same have been deposited in the office of the Secretary of State.

Respectfully submitted,
Larry Rhoden
Governor

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and Enrolling has carefully compared **HB 1015, 1021, 1036, 1037, 1059, 1106, 1126, 1127, 1132, 1164, 1221, and 1222, and HJR 5002** and finds the same correctly enrolled.

Respectfully submitted,
Jon Hansen, Chair

Also MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that **HB 1001, 1024, 1026, 1051, 1067, 1068, 1079, 1080, 1092, 1093, 1097, 1100, 1129, 1133, 1141, 1157, 1194, and 1265** were delivered to his Excellency, the Governor, for his approval at 10:35 a.m., March 5, 2025.

Respectfully submitted,
Jon Hansen, Chair

MR. SPEAKER:

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 113 and 143, and SJR 503** and returns the same with the recommendation that said bills and resolution do pass.

Also MR. SPEAKER:

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 173, and SJR 505** and returns the same with the recommendation that said bill and resolution do pass, and having been certified as uncontested, be placed on the consent calendar.

Respectfully submitted,
Scott Odenbach, Chair

1 MR. SPEAKER:

2 The Committee on House Education respectfully reports that it has had under consideration
 3 **SB 70** with the recommendation that said bill be referred to the House Committee on Appropriations
 4 with a Do Pass recommendation.

5 Respectfully submitted,
 6 Lana J. Greenfield, Chair

7 MR. SPEAKER:

8 The House Committee on Appropriations respectfully reports that it has had under
 9 consideration **SB 3, 26, 28, and 32** and returns the same with the recommendation that said bills
 10 do pass.

11 Respectfully submitted,
 12 Mike Derby, Chair

13 MR. SPEAKER:

14 The Committee on House Judiciary respectfully reports that it has had under consideration
 15 **SB 172** which was deferred to the 41st Legislative Day.

16 Also MR. SPEAKER:

17 The Committee on House Judiciary respectfully reports that it has had under consideration
 18 **SB 64** and returns the same with the recommendation that said bill do pass.

19 Also MR. SPEAKER:

20 The Committee on House Judiciary respectfully reports that it has had under consideration
 21 **SB 88, 115, 164, and 215** and returns the same with the recommendation that said bills do pass,
 22 and having been certified as uncontested, be placed on the consent calendar.

23 Respectfully submitted,
 24 Mike Stevens, Chair

25 **MESSAGES FROM THE SENATE**

26 MR. SPEAKER:

27 I have the honor to return herewith **HB 1015, 1021, 1036, 1037, 1052, 1059, 1106, 1126,**
 28 **1127, 1132, 1164, 1221, and 1222, and HJR 5002** which have passed the Senate without
 29 change.

30 Also MR. SPEAKER:

31 I have the honor to return herewith **HB 1016 and 1232** which have been amended by the
 32 Senate and your concurrence in the amendments is respectfully requested.

1 Also MR. SPEAKER:

2 I have the honor to inform your honorable body that **HB 1069** was tabled.

3 Also MR. SPEAKER:

4 I have the honor to inform your honorable body that **HB 1124** was lost for failure to be placed
5 on the Senate calendar.

6 Also MR. SPEAKER:

7 I have the honor to inform your honorable body that the Senate has concurred in House
8 amendments to **SB 69 and 116**.

9 Respectfully,
10 Peggy Laurenz, Secretary

11 **MOTIONS AND RESOLUTIONS**

12 Rep. Odenbach moved that **SB 95** be deferred to Monday, March 10, 2025, the 34th legislative
13 day.

14 Which motion prevailed.

15 Rep. Roby moved that the House do concur in Senate amendments to **HB 1114**.

16 The question being on Rep. Roby's motion that the House do concur in Senate amendments to
17 **HB 1114**.

18 And the roll being called:

19 Yeas 59, Nays 11, Excused 0, Absent 0

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

26 Nays: Aylward, Gosch, Hunt, Ismay, Jensen (Phil), Jordan, Mulally, Overweg, Randolph, Reder,
27 and Soye

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

30 Rep. Mortenson moved that the House do concur in Senate amendments to **HB 1131**.

31 The question being on Rep. Mortenson's motion that the House do concur in Senate
32 amendments to **HB 1131**.

1 And the roll being called:

2 Yeas 66, Nays 4, Excused 0, Absent 0

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

10 Nays: Aylward, Mulally, Randolph, and Soye

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

13 Rep. Reder moved that the House do concur in Senate amendments to **HB 1188**.

14 The question being on Rep. Reder's motion that the House do concur in Senate amendments
 15 to **HB 1188**.

16 And the roll being called:

17 Yeas 70, Nays 0, Excused 0, Absent 0

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

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

27 **CONSIDERATION OF REPORTS OF COMMITTEES**

28 Rep. Odenbach moved that the reports of the Standing Committees on

29 State Affairs on **SB 68** as found on page 446 of the House Journal; also

30 Agriculture and Natural Resources on **SB 14** as found on page 447 of the House Journal; and

31 State Affairs on **SB 73** as found on page 450 of the House Journal be adopted.

32 Which motion prevailed and the reports were adopted.

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

34 Rep. Mulally requested that **SB 90** be removed from the Consent Calendar.

1 **SB 89:** FOR AN ACT ENTITLED, An Act to repeal the requirement that judicial officers be listed
 2 on a separate nonpolitical ballot.

3 **SB 91:** FOR AN ACT ENTITLED, An Act to revise the requirements for a petition to initiate a
 4 measure or constitutional amendment or to refer a law.

5 **SB 106:** FOR AN ACT ENTITLED, An Act to require an individual be registered as a voter of
 6 this state before being eligible to be a petition sponsor for a ballot measure.

7 **SB 128:** FOR AN ACT ENTITLED, An Act to amend requirements for an official newspaper.

8 Were read the second time.

9 The question being "Shall **SB 91 and 128** pass as amended, and **SB 89 and 106** pass?"

10 And the roll being called:

11 Yeas 70, Nays 0, Excused 0, Absent 0

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

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

21 Rep. Rehfeldt moved that **SB 6** be deferred to Thursday, March 6, 2025, the 33rd legislative
 22 day.

23 Which motion prevailed.

24 Rep. Ladner moved that **SB 169** be placed on the calendar of Thursday, March 6, 2025, the
 25 33rd legislative day, pursuant to JR 6F-6.

26 The question being on Rep. Ladner's motion that **SB 169** be placed on the calendar of
 27 Thursday, March 6, 2025, the 33rd legislative day, pursuant to JR 6F-6.

28 And the roll being called:

29 Yeas 62, Nays 8, Excused 0, Absent 0

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

36 Nays: Duffy, Healy, Moore, Mortenson, Muckey, Peterson (Drew), Uhre-Balk, and Wittman

37 So the motion having received an affirmative vote of a majority of the members-elect, the
 38 Speaker declared the motion prevailed and **SB 169** was so placed.

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SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

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SB 145: FOR AN ACT ENTITLED, An Act to require legislative approval of real property leases that are necessary for the operation of state government and exceed specified durations or rental payments.

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Was read the second time.

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The question being "Shall **SB 145** pass as amended?"

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And the roll being called:

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Yeas 70, Nays 0, Excused 0, Absent 0

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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, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, 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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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.

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SB 185: FOR AN ACT ENTITLED, An Act to amend provisions pertaining to the process by which the qualifications of a registered voter are verified.

20

Was read the second time.

21

The question being "Shall **SB 185** pass as amended?"

22

And the roll being called:

23

Yeas 69, Nays 1, Excused 0, Absent 0

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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, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), 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

31

Nays: Pourier

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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.

34

SB 175: FOR AN ACT ENTITLED, An Act to create provisions governing litigation financing.

35

Was read the second time.

36

The question being "Shall **SB 175** pass as amended?"

37

And the roll being called:

1 Yeas 30, Nays 40, Excused 0, Absent 0

2 Yeas: Arlint, DeGroot, Duffy, Emery, Fitzgerald, Gosch, Healy, Heinemann, Jamison, Kassin,
3 Kayser, Kolbeck (Jack), Kull, Ladner, Massie, Moore, Muckey, Mulally, Mulder, Peterson (Drew),
4 Rehfeldt, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Weems, Weisgram, and Wittman

5 Nays: Andera, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, Derby, Garcia, Goodwin,
6 Greenfield, Halverson, Heermann, Hughes, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson, Lems,
7 Manhart, May, Mortenson, Nolz, Novstrup, Odenbach, Overweg, Pourier, Randolph, Reder, Reimer,
8 Rice, Schaeftbauer, Schwans, Sjaarda, Soye, Van Diepen, Vasgaard, Walburg, and Speaker Hansen

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

11 **SB 201:** FOR AN ACT ENTITLED, An Act to prohibit contributions and loans from an authorized
12 committee of a candidate for federal office.

13 Was read the second time.

14 The question being "Shall **SB 201** pass as amended?"

15 And the roll being called:

16 Yeas 32, Nays 38, Excused 0, Absent 0

17 Yeas: Andera, Auch, Bahmuller, Baxter, Garcia, Gosch, Greenfield, Heinemann, Hughes, Hunt,
18 Ismay, Jamison, Jensen (Phil), Jordan, Kayser, Lems, Manhart, May, Moore, Mulally, Nolz, Novstrup,
19 Odenbach, Overweg, Randolph, Reder, Rice, Schaeftbauer, Schwans, Sjaarda, Soye, and
20 Speaker Hansen

21 Nays: Arlint, Aylward, Bathke, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Goodwin,
22 Halverson, Healy, Heermann, Jorgenson, Kassin, Kolbeck (Jack), Kull, Ladner, Massie, Mortenson,
23 Muckey, Mulder, Peterson (Drew), Pourier, Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens,
24 Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, and Wittman

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

27 **SB 154:** FOR AN ACT ENTITLED, An Act to prohibit pharmaceutical manufacturers from
28 interfering in contracts between 340B entities and pharmacies and to provide a penalty therefor.

29 Was read the second time.

30 The question being "Shall **SB 154** pass as amended?"

31 And the roll being called:

32 Yeas 65, Nays 5, Excused 0, Absent 0

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

1 Nays: Hughes, Jensen (Phil), Manhart, Novstrup, and Schaeftbauer

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

4 **SJR 501**: A JOINT RESOLUTION, Providing legislative approval for a future use water permit
5 application by the Western Dakota Regional Water System.

6 Was read the second time.

7 The question being "Shall **SJR 501** pass?"

8 And the roll being called:

9 Yeas 43, Nays 27, Excused 0, Absent 0

10 Yeas: Arlint, Bahmuller, Bathke, Czmowski, DeGroot, Derby, Duffy, Fitzgerald, Goodwin,
11 Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Jamison, Jorgenson, Kassin,
12 Kolbeck (Jack), Kull, Ladner, Massie, Moore, Mortenson, Mulder, Novstrup, Odenbach, Overweg,
13 Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen,
14 Vasgaard, Walburg, Weems, Weisgram, and Wittman

15 Nays: Andera, Auch, Aylward, Baxter, Emery, Garcia, Gosch, Hunt, Ismay, Jensen (Phil),
16 Jordan, Kayser, Lems, Manhart, May, Muckey, Mulally, Nolz, Pourier, Randolph, Reder, Rice,
17 Schaeftbauer, Schwans, Sjaarda, Soye, and Speaker Hansen

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

20 **SB 163**: FOR AN ACT ENTITLED, An Act to require certain firefighting equipment purchased
21 by a fire department contain particular labeling.

22 Was read the second time.

23 Rep. Kull moved that **SB 163** be amended as follows:

24 163B

25 On page 1, line 11, of the Introduced bill, delete " 2026" and insert " 2027"

26 Which motion prevailed.

27 The question being "Shall **SB 163** pass as amended?"

28 And the roll being called:

29 Yeas 13, Nays 57, Excused 0, Absent 0

30 Yeas: Andera, DeGroot, Emery, Healy, Heermann, Kull, Muckey, Novstrup, Roby, Stevens,
31 Uhre-Balk, Weisgram, and Wittman

32 Nays: Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, Derby, Duffy, Fitzgerald,
33 Garcia, Goodwin, Gosch, Greenfield, Halverson, Heinemann, Hughes, Hunt, Ismay, Jamison,
34 Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Ladner, Lems, Manhart, Massie,
35 May, Moore, Mortenson, Mulally, Mulder, Nolz, Odenbach, Overweg, Peterson (Drew), Pourier,
36 Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda,
37 Soye, Van Diepen, Vasgaard, Walburg, Weems, and Speaker Hansen

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

3 Speaker Pro Tempore Lems now presiding.

4 **SB 54:** FOR AN ACT ENTITLED, An Act to revise the distribution of revenue from the cigarette
5 tax.

6 Was read the second time.

7 The question being "Shall **SB 54** pass as amended?"

8 And the roll being called:

9 Yeas 60, Nays 10, Excused 0, Absent 0

10 Yeas: Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy,
11 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Heermann, Heinemann, Hughes, Hunt,
12 Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner,
13 Lems, Manhart, Massie, May, Moore, Mortenson, Mulder, Nolz, Novstrup, Odenbach, Overweg,
14 Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer,
15 Sjaarda, Soye, Stevens, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, and Speaker Hansen

16 Nays: Andera, Emery, Healy, Muckey, Mulally, Pourier, Schwans, Shorma, Uhre-Balk, and
17 Wittman

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 146:** FOR AN ACT ENTITLED, An Act to revise provisions on interim transfers and
21 appropriations.

22 Was read the second time.

23 The question being "Shall **SB 146** pass as amended?"

24 And the roll being called:

25 Yeas 69, Nays 1, 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, Mulder, Nolz,
30 Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer,
31 Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk,
32 Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

33 Nays: Mulally

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

1 **SB 155:** FOR AN ACT ENTITLED, An Act to reduce the amount of net receipts of unclaimed
 2 property deposited into the general fund.

3 Was read the second time.

4 The question being "Shall **SB 155** pass as amended?"

5 And the roll being called:

6 Yeas 70, Nays 0, Excused 0, Absent 0

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

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

16 **SB 193:** FOR AN ACT ENTITLED, An Act to allow an applicant to have an interpreter present
 17 during the driving portion of a driver license exam.

18 Was read the second time.

19 The question being "Shall **SB 193** pass as amended?"

20 And the roll being called:

21 Yeas 59, Nays 11, Excused 0, Absent 0

22 Yeas: Andera, Arlint, Auch, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy,
 23 Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Hughes, Hunt,
 24 Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner,
 25 Lems, May, Moore, Mortenson, Muckey, Mulder, Nolz, Novstrup, Peterson (Drew), Pourier, Rehfeldt,
 26 Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Stevens, Uhre-Balk, Van Diepen,
 27 Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

28 Nays: Aylward, Heinemann, Manhart, Massie, Mulally, Odenbach, Overweg, Randolph, Reder,
 29 Sjaarda, and Soye

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

32 **SB 45:** FOR AN ACT ENTITLED, An Act to impose a motor vehicle technology fee.

33 Was read the second time.

34 The question being "Shall **SB 45** pass as amended?"

35 And the roll being called:

36 Yeas 57, Nays 13, Excused 0, Absent 0

1 Yeas: Andera, Arlint, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Emery,
 2 Fitzgerald, Garcia, Goodwin, Gosch, Halverson, Healy, Heermann, Heinemann, Hughes, Jamison,
 3 Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Massie, May, Moore, Mortenson,
 4 Muckey, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Reder, Rehfeldt, Reimer,
 5 Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Soye, Stevens, Uhre-Balk, Van Diepen,
 6 Vasgaard, Walburg, Weems, Weisgram, and Wittman

7 Nays: Auch, Aylward, Greenfield, Hunt, Ismay, Jensen (Phil), Jordan, Manhart, Mulally,
 8 Pourier, Randolph, Sjaarda, and Speaker Hansen

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 Speaker Hansen now presiding.

12 **SB 56:** FOR AN ACT ENTITLED, An Act to authorize the payment of lease rental obligations to
 13 the South Dakota Building Authority by the Bureau of Finance and Management, to make an
 14 appropriation therefore, and to declare an emergency.

15 Was read the second time.

16 The question being "Shall **SB 56** pass as amended?"

17 And the roll being called:

18 Yeas 68, Nays 1, Excused 1, Absent 0

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

26 Nays: Mulally

27 Excused: Walburg

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

30 There being no objection, the House reverted to Order of Business No. 8 - Motions and
 31 Resolutions.

32 **MOTIONS AND RESOLUTIONS**

33 Rep. Odenbach moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
 34 Thursday, March 6, 2025, the 33rd legislative day.

35 Which motion prevailed.

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REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 100 and 216** and returns the same with the recommendation that said bills do pass.

Also MR. SPEAKER:

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 136, 137, 138, 152, and 198, which was reconsidered** which were tabled.

Also MR. SPEAKER:

The Committee on House State Affairs respectfully reports that it has had under consideration **SB 191** and returns the same with the recommendation that said bill be amended as follows:

191F

On page 2, line 14, of the Senate Engrossed bill, after "property." insert "

The limitation in the taxable value of owner-occupied single-family dwellings under this section may not directly result in an increase in taxes imposed on nonagricultural property or agricultural property by any taxing district."

191D

On page 1, line 2, of the Senate Engrossed bill, after "dwellings" insert " and provide an exception for mill rate limitations on taxing districts"

On page 2, after line 27, of the Senate Engrossed bill, insert: "

Section 5. That a NEW SECTION be added to chapter 10-12:

Notwithstanding any other provision of law, if the limitation provided by § 10-13-35 constitutes a mill rate for a taxing district greater than a mill rate limitation provided by law for the district, the district may impose a tax levy resulting in a mill rate greater than the limits set forth in law, to the extent that the revenue payable from real property taxation in the district does not exceed the amount of revenue payable from real property taxation in the 2025 tax year, increased annually by:

(1) The lesser of three percent or the index factor, as defined in § 10-13-38; and

(2) The percentage of growth in value resulting from:

(a) Improvements or changes in use of the real property within the district;

(b) Annexation or minor boundary changes of the district; and

(c) Adjustment in taxation or classification of property within the district."

And that as so amended, **SB 191** do pass.

Respectfully submitted,
Scott Odenbach, Chair

1 MR. SPEAKER:

2 The Committee on Legislative Procedure respectfully reports that **HB 1052** was delivered to
3 his Excellency, the Governor, for his approval at 3:25 p.m., March 5, 2025.

4 Respectfully submitted,
5 Jon Hansen, Chair

6 **SIGNING OF BILLS**

7 The Speaker publicly read the title to

8 **HB 1015:** FOR AN ACT ENTITLED, An Act to increase licensure fees related to the practice of
9 funeral service and cremation.

10 **HB 1021:** FOR AN ACT ENTITLED, An Act to modify the annual fee for concentrated animal
11 feeding operations and to establish an application fee.

12 **HB 1036:** FOR AN ACT ENTITLED, An Act to establish a minimum combined balance of the
13 budget reserve fund and general revenue replacement fund.

14 **HB 1037:** FOR AN ACT ENTITLED, An Act to suspend the tax collection allowance credit for
15 filing returns and remitting taxes electronically.

16 **HB 1052:** FOR AN ACT ENTITLED, An Act to prohibit the exercise of eminent domain for a
17 pipeline that carries carbon oxide.

18 **HB 1059:** FOR AN ACT ENTITLED, An Act to clarify the meaning of teleconference for purposes
19 of open meeting requirements.

20 **HB 1106:** FOR AN ACT ENTITLED, An Act to require a report regarding refugee resettlement
21 services.

22 **HB 1126:** FOR AN ACT ENTITLED, An Act to modify provisions pertaining to the compensation
23 of a recount board.

24 **HB 1127:** FOR AN ACT ENTITLED, An Act to require that notice of a county's canvass, post-
25 election audit, and testing of automatic tabulating equipment be posted to the secretary of state's
26 website.

27 **HB 1132:** FOR AN ACT ENTITLED, An Act to establish provisions for eligibility in the child care
28 assistance program for certain child care employees.

29 **HB 1164:** FOR AN ACT ENTITLED, An Act to revise the process for nominating candidates for
30 lieutenant governor.

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

33 **HB 1222:** FOR AN ACT ENTITLED, An Act to expand the authorized carrying, possession, and
34 storage of a concealed pistol.

35 **HJR 5002:** A JOINT RESOLUTION, Applying to the United States Congress under Article V of
36 the United States Constitution to call for a convention for proposing an amendment to the
37 constitution establishing congressional term limits.

38 **SB 15:** FOR AN ACT ENTITLED, An Act to expand the policy advisory committee for animal
39 damage control.

1 **SB 25:** FOR AN ACT ENTITLED, An Act to clarify the adoption and use of the plumbing code.

2 **SB 37:** FOR AN ACT ENTITLED, An Act to revise and repeal provisions related to the 911
3 emergency surcharge and the 911 Coordination Board.

4 **SB 66:** FOR AN ACT ENTITLED, An Act to revise certain provisions related to capital
5 improvements of state buildings.

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

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

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

12 **SB 80:** FOR AN ACT ENTITLED, An Act to revise provisions regarding students and trainees
13 engaged in the practice of funeral service.

14 **SB 110:** FOR AN ACT ENTITLED, An Act to revise licensure and supervision requirements for
15 physical therapists and physical therapist assistants.

16 **SB 135:** FOR AN ACT ENTITLED, An Act to exempt a motor vehicle insurer from a certain title
17 fee.

18 **SB 174:** FOR AN ACT ENTITLED, An Act to include certain types of vehicles in the abandoned
19 titling process.

20 **SB 179:** FOR AN ACT ENTITLED, An Act to modify requirements for off-road vehicle dealers at
21 special events.

22 And signed the same in the presence of the House.

23 **COMMEMORATIONS**

24 **HC 8021:** A LEGISLATIVE COMMEMORATION, Honoring Roncalli Middle School teacher Dan
25 Gallagher, Aberdeen, as the 2024-2025 South Dakota Milken Educator.

26 Introduced by: **Representative** Schaeffbauer and **Senator** Perry

27 **HC 8022:** A LEGISLATIVE COMMEMORATION, Recognizing the Sturgis Scoopers as the 2025
28 Class A state boys wrestling champions.

29 Introduced by: **Representative** Jorgenson and **Senator** Carley

30 **HC 8023:** A LEGISLATIVE COMMEMORATION, Honoring Glenn Muller of Davis, selected as
31 the 2025 Agribusiness Citizen of the Year by the Agribusiness Division of the Greater Sioux Falls
32 Chamber of Commerce.

33 Introduced by: **Representative** Vasgaard

34 **HC 8024:** A LEGISLATIVE COMMEMORATION, Recognizing the City of Mitchell as the
35 Governor's Office of Economic Development 2025 Community of the Year.

36 Introduced by: **Representative** Bathke

1 Rep. Odenbach moved that the House do now adjourn, which motion prevailed and at
2 8:24 p.m. the House adjourned.

3

Patricia Miller, Chief Clerk