# JOURNAL OF THE HOUSE

# ONE HUNDREDTH SESSION

THIRTY-FIFTH DAY

STATE OF SOUTH DAKOTA House of Representatives, Pierre Tuesday, March 11, 2025

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

The prayer was offered by the Chaplain, John Fette, followed by the Pledge of Allegiance led by House pages Landon Berg and Ella Locke.

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 34th 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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#### REPORTS OF STANDING COMMITTEES

#### MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and Enrolling has carefully compared **HB 1005**, **1039**, **1130**, **1184**, **1256**, **and 1264**, **and HJR 5003** and finds the same correctly enrolled.

Respectfully submitted, Jon Hansen, Chair

## MR. SPEAKER:

The Joint Committee on Legislative Procedure respectfully reports that it has had under consideration the proposed calendars for the One Hundred First Legislative Session and respectfully recommends the days of the One Hundred First Legislative Session be adopted as shown below:

# 101st SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR

**♦ 38 Legislative Days - 2026 A** 

Please refer to the Joint Rules, Chapter 17 for complete information.

7700	Sun	Monday	Tuesday	Wednesday	Thursday	Friday	Sat
2026					1	2	3
	4	5	6	7	8	9	10
	11	12	13	14	15	16	17
			Session Opens 12 Noon(CST)	State of the Judiciary 10:00 a.m.			
			State of the State 1:00 p.m.	State of the Tribes 1:00 p.m.			
			LD 1	LD 2	LD 3	LD 4	
Ľ	18	19	20	21	22	23	24
January 2026		Martin Luther King Jr. Day	Executive orders filed (Constitution, Art. IV, Sec. 8)		Jt. Memorial Service 3:00 pm		
			LD 5	LD 6	LD 7	LD 8	
	25	26	27	28	29	30	31
			Bill and resolution draft requests due to		Last day for unlimited bill and resolution		
			LRC by 5:00pm (for		introduction (JR 6B-3)		
			unlimited		(TWO HOURS prior to		
			introduction)		session)		
		LD 9	LD 10	LD 11	LD 12		
	1	2	3	4	5	6	7
26				Last day for			
_2(		All bill and	Committee bill and	introduction of	Last day for introduction		
$\mathbf{r}\mathbf{y}$		resolution draft	resolution draft	individual bills and	of committee bills and		
February 2026		requests due to LRC by 5:00pm	requests due to LRC by 5:00pm	resolutions (TWO HOURS prior to	resolutions (TWO HOURS prior to session)		
eb				session)			
Н		LD 13	LD 14	LD 15	LD 16	LD 17	

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	8	9	10	11	Last day for JCA	13	14
					selection of general		
					fund revenue targets		
					(JR 7-11.1)		
		LD 18	LD 19	LD 20	LD 21		
	15	16	17	18	19	20	21
		Presidents' Day					
			LD 22	LD 23	LD 24	LD 25	
	22	23	24	25	26	27	28
		Last day to move	Last day to pass bills				
		required delivery of	or joint resolutions by		Last day for JCA to move		
		bills or resolutions	the house of origin		required delivery of		
		by a committee to the house of origin,	(Crossover Day), and Last day to invoke JR		special appropriation bills to house of origin		
		and Last day to use	7-7 in the house of		(JR 17-1)		
		JR 5-17	origin		(JK 17-1)		
		10.36	LD 27	10.20	10.20		
		LD 26		LD 28	LD 29		
	1	2 Last day for house	3	4	5	6	7
		of origin to pass					
		special		JR 5-13 in effect, and	Last day to move		
		appropriation bills		Last day for	required delivery of bills		
		referred from JCA		introduction of	or joint resolutions by a		
		(JR 17-1), and		commemorations	committee to the		
9		Commemoration		(TWO HOURS prior to session)	second house		
02		requests due to		36331011)			
2		LRC by 5:00pm					
<b>March 2026</b>		LD 30	LD 31	LD 32	LD 33		
Ma	8	9	10	11	12	13	14
		Last day for a bill or					
		joint resolution to					
		pass both houses,					
		and Last day to invoke JR 7-7 in the					
		second house					
			10.25	10.26	10.27		
		LD 34	LD 35	LD 36	LD 37		
	15 22	16 23	17 24	18 25	19 26	20 27	21 28
	29	30	31	1	2	3	4
97		Reserved for	<u>-</u>	-	_		
April 2026		consideration of					
12		gubernatorial					
iri		vetoes					
^p							
7		LD 38					

Respectfully submitted, Jon Hansen, Chair

## **MESSAGES FROM THE SENATE**

# MR. SPEAKER:

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I have the honor to return herewith **HB 1005, 1039, 1130, 1184, 1256, and 1264, and HJR 5003** which have passed the Senate without change.

1	Also MR. SPEAKER:
2 3 4	I have the honor to return herewith <b>HB 1007</b> , <b>1062</b> , <b>1066</b> , <b>1135</b> , <b>1143</b> , <b>1169</b> , <b>1208</b> , <b>1218</b> , <b>1230</b> , <b>1239</b> , <b>1245</b> , <b>and 1259</b> which have been amended by the Senate and your concurrence in the amendments is respectfully requested.
5	Also MR. SPEAKER:
6	I have the honor to inform your honorable body that <b>HB 1242</b> was tabled.
7	Also MR. SPEAKER:
8 9	I have the honor to inform your honorable body that <b>HB 1165, 1235, and 1249</b> were lost or second reading and final passage.
10 11	Respectfully, Peggy Laurenz, Secretary
12	MOTIONS AND RESOLUTIONS
13 14	Rep. Odenbach moved that when we adjourn today, we adjourn to convene at $10:00$ a.m. on Wednesday, March 12, 2025, the $36^{th}$ legislative day.
15	Which motion prevailed.
16	Rep. Lems moved that the House do concur in Senate amendments to <b>HB 1007</b> .
17 18	The question being on Rep. Lems' motion that the House do concur in Senate amendments to <b>HB 1007</b> .
19	And the roll being called:
20	Yeas 68, Nays 0, Excused 2, Absent 0
21 22 23 24 25 26 27	Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Garcia, Goodwin, 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, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen
28	Excused: Gosch and Pourier
29 30	So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.
31	Rep. Baxter moved that the House do concur in Senate amendments to <b>HB 1062</b> .
32 33	The question being on Rep. Baxter's motion that the House do concur in Senate amendments to <b>HB 1062</b> .
34	And the roll being called:

Yeas 52, Nays 17, Excused 1, Absent 0 1 2 Yeas: Andera, Auch, Aylward, Bahmuller, Baxter, Derby, Garcia, Goodwin, Gosch, Greenfield, Halverson, Heermann, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, 3 Jorgenson, Kayser, Kolbeck (Jack), Kull, Lems, Manhart, Massie, May, Moore, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Reimer, Reisch, Rice, Roby, 5 Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Vasqaard, Walburg, Weems, Weisgram, 6 7 and Speaker Hansen 8 Nays: Arlint, Bathke, Czmowski, DeGroot, Duffy, Emery, Fitzgerald, Healy, Kassin, Ladner, Mortenson, Muckey, Rehfeldt, Roe, Uhre-Balk, Van Diepen, and Wittman 9 Excused: Pourier 10 So the motion having received an affirmative vote of a majority of the members-elect, the 11 Speaker declared the motion carried and the amendments were concurred in. 12 Rep. Kayser moved that the House do concur in Senate amendments to **HB 1066**. 13 The question being on Rep. Kayser's motion that the House do concur in Senate amendments 14 to **HB 1066**. 15 And the roll being called: 16 Yeas 51, Nays 18, Excused 1, Absent 0 17 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, Czmowski, Derby, Duffy, Garcia, 18 Goodwin, Gosch, Greenfield, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan. 19 Jorgenson, Kassin, Kayser, Kolbeck (Jack), Lems, Manhart, Massie, May, Moore, Mortenson, Mulally, 20 Mulder, Nolz, Novstrup, Odenbach, Overweg, Randolph, Reder, Reimer, Reisch, Rice, Roby, 21 Schaefbauer, Schwans, Sjaarda, Soye, Vasgaard, Walburg, Weems, Weisgram, and Speaker Hansen 22 Nays: Bathke, DeGroot, Emery, Fitzgerald, Halverson, Healy, Heermann, Kull, Ladner, Muckey, 23 Peterson (Drew), Rehfeldt, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen, and Wittman 24 Excused: Pourier 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 Rep. Odenbach moved that the House do not concur in Senate amendments to HB 1135 and 28 that no committee be appointed. 29 The question being on Rep. Odenbach's motion that the House do not concur in Senate 30 amendments to **HB 1135** and that no committee be appointed. 31 And the roll being called: 32 Yeas 61, Nays 8, Excused 1, Absent 0 33 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, Czmowski, DeGroot, Derby, Duffy, 34 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Heermann, Heinemann, Hughes, Hunt, 35 Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, 36 Lems, Manhart, Massie, May, Moore, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, 37

Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Rice, Roby, Roe, Schaefbauer, Schwans,

Shorma, Sjaarda, Soye, Stevens, Van Diepen, Vasqaard, Walburg, Weems, Weisgram, and

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Speaker Hansen

1	Nays: Bathke, Emery, Healy, Mortenson, Muckey, Reisch, Uhre-Balk, and Wittman
2	Excused: Pourier
3 4	So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and no committee was appointed.
5	Rep. Ladner moved that the House do concur in Senate amendments to <b>HB 1143</b> .
6 7	The question being on Rep. Ladner's motion that the House do concur in Senate amendments to <b>HB 1143</b> .
8	And the roll being called:
9	Yeas 67, Nays 2, Excused 1, Absent 0
10 11 12 13 14 15 16	Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Garcia, Goodwin, 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, Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen
17	Nays: Gosch and Novstrup
18	Excused: Pourier
19 20	So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.
21	Rep. Reimer moved that the House do concur in Senate amendments to <b>HB 1169</b> .
22 23	The question being on Rep. Reimer's motion that the House do concur in Senate amendments to <b>HB 1169</b> .
24	And the roll being called:
25	Yeas 63, Nays 6, Excused 1, Absent 0
26 27 28 29 30 31 32	Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Heermann, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, and Speaker Hansen
33	Nays: Emery, Healy, Muckey, Stevens, Uhre-Balk, and Wittman
34	Excused: Pourier
35 36	So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.

Rep. Kayser moved that the House do concur in Senate amendments to HB 1208. 1 The question being on Rep. Kayser's motion that the House do concur in Senate amendments 2 to **HB 1208**. 3 And the roll being called: 4 Yeas 56, Nays 13, Excused 1, Absent 0 5 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, Czmowski, Derby, Duffy, Fitzgerald, 6 Garcia, Goodwin, Gosch, Greenfield, Halverson, Heinemann, Hughes, Hunt, Ismay, Jamison, 7 Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Ladner, Lems, Manhart, Massie, 8 May, Moore, Mortenson, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), 9 Randolph, Reder, Reimer, Reisch, Rice, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, 10 Vasgaard, Walburg, Weems, Weisgram, and Speaker Hansen 11 Nays: Bathke, DeGroot, Emery, Healy, Heermann, Kull, Muckey, Rehfeldt, Roby, Roe, 12 Uhre-Balk, Van Diepen, and Wittman 13 Excused: Pourier 14 So the motion having received an affirmative vote of a majority of the members-elect, the 15 Speaker declared the motion carried and the amendments were concurred in. 16 Rep. Aylward moved that the House do concur in Senate amendments to HB 1218. 17 Rep. Bathke moved as a substitute motion that the House do not concur in Senate amendments 18 to **HB 1218** and that a committee of three on the part of the House be appointed to meet with a 19 like committee on the part of the Senate to adjust the differences between the two houses. 20 Rep. Overweg requested a roll call vote. 21 22 Which request was supported. 23 The question being on Rep. Bathke's substitute motion that the House do not concur in Senate amendments to HB 1218 and that a committee of three on the part of the House be appointed to 24 meet with a like committee on the part of the Senate to adjust the differences between the two 25 houses. 26 And the roll being called: 27 Yeas 35, Nays 34, Excused 1, Absent 0 28 Yeas: Arlint, Bathke, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Halverson, Healy, 29 Heermann, Jamison, Kassin, Kolbeck (Jack), Kull, Ladner, Massie, Moore, Mortenson, Muckey, 30 Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen, 31 Vasgaard, Walburg, Weems, Weisgram, and Wittman 32 Nays: Andera, Auch, Aylward, Bahmuller, Baxter, Garcia, Goodwin, Gosch, Greenfield, 33 Heinemann, Hughes, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson, Kayser, Lems, Manhart, May, 34 Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Randolph, Reder, Rice, Schaefbauer, 35 Schwans, Sjaarda, Soye, and Speaker Hansen 36 Excused: Pourier 37 38 So the motion having received an affirmative vote of a majority of the members-elect, the 39 Speaker declared the motion prevailed.

Rep. Hughes moved that the House do concur in Senate amendments to HB 1230. 1 The question being on Rep. Hughes' motion that the House do concur in Senate amendments 2 to **HB 1230**. 3 And the roll being called: 4 Yeas 66, Nays 4, Excused 0, Absent 0 5 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, 6 Duffy, Emery, Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Heermann, Heinemann, 7 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), 8 Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Mulally, Mulder, Nolz, Novstrup, 9 Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, 10 Roby, Roe, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Van Diepen, Vasgaard, 11 Walburg, Weems, Weisgram, and Speaker Hansen 12 Nays: Healy, Muckey, Uhre-Balk, and Wittman 13 So the motion having received an affirmative vote of a majority of the members-elect, the 14 Speaker declared the motion carried and the amendments were concurred in. 15 Rep. Soye moved that the House do not concur in Senate amendments to HB 1239 and that 16 a committee of three on the part of the House be appointed to meet with a like committee on the 17 part of the Senate to adjust the differences between the two houses. 18 Rep. Van Diepen moved as a substitute motion that the House do concur in Senate 19 amendments to **HB 1239**. 20 The question being on Rep. Van Diepen's substitute motion that the House do concur in Senate 21 amendments to HB 1239. 22 And the roll being called: 23 Yeas 36, Nays 34, Excused 0, Absent 0 24 Yeas: Arlint, Bathke, Czmowski, DeGroot, Derby, Duffy, Emery, Fitzgerald, Goodwin, 25 Greenfield, Halverson, Healy, Heermann, Kassin, Kolbeck (Jack), Kull, Ladner, Massie, Moore, 26 Mortenson, Muckey, Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, 27 Uhre-Balk, Van Diepen, Vasqaard, Walburg, Weems, Weisgram, and Wittman 28 Nays: Andera, Auch, Aylward, Bahmuller, Baxter, Garcia, Gosch, Heinemann, Hughes, Hunt, 29 Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kayser, Lems, Manhart, May, Mulally, Mulder, 30 Nolz, Novstrup, Odenbach, Overweg, Pourier, Randolph, Reder, Rice, Schaefbauer, Schwans, 31 Sjaarda, Soye, and Speaker Hansen 32 So the motion having received an affirmative vote of a majority of the members-elect, the 33 Speaker declared the motion carried and the amendments were concurred in. 34 Rep. Massie moved that the House do concur in Senate amendments to HB 1245. 35 The question being on Rep. Massie's motion that the House do concur in Senate amendments 36 to **HB 1245**. 37 38 And the roll being called: Yeas 65, Nays 5, Excused 0, Absent 0 39

Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, Czmowski, DeGroot, Derby, 1 Duffy, Emery, Fitzgerald, Garcia, Goodwin, Greenfield, Halverson, Healy, Heermann, Heinemann, 2 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), 3 Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Roby, 5 Roe, Schwans, Shorma, Sjaarda, Stevens, Uhre-Balk, Van Diepen, Vasqaard, Walburg, Weems, 6 Weisgram, Wittman, and Speaker Hansen 8 Nays: Gosch, Mulally, Rice, Schaefbauer, and Soye So the motion having received an affirmative vote of a majority of the members-elect, the 9 Speaker declared the motion carried and the amendments were concurred in. 10 Rep. Schaefbauer moved that the House do concur in Senate amendments to HB 1259. 11 The question being on Rep. Schaefbauer's motion that the House do concur in Senate 12 amendments to HB 1259. 13 And the roll being called: 14 Yeas 58, Nays 9, Excused 3, Absent 0 15 Yeas: Andera, Arlint, Auch, Aylward, Baxter, Czmowski, Derby, Duffy, Fitzgerald, Garcia, 16 Goodwin, Greenfield, Halverson, Heermann, Heinemann, Hughes, Hunt, Ismay, Jamison, 17 Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Manhart, Massie, 18 May, Moore, Mortenson, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), 19 Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaefbauer, Schwans, 20 Shorma, Sjaarda, Soye, Stevens, Vasqaard, Weems, Weisgram, and Speaker Hansen 21 Nays: Bathke, DeGroot, Emery, Healy, Muckey, Uhre-Balk, Van Diepen, Walburg, and Wittman 22 Excused: Bahmuller, Gosch, and Lems 23 So the motion having received an affirmative vote of a majority of the members-elect, the 24 Speaker declared the motion carried and the amendments were concurred in. 25 26 Rep. Overweg moved that the report of the Standing Committee on Joint Legislative Procedure relative to the calendar for the One Hundred First Legislative Session as found on page 27 514 of the House Journal be adopted. 28 The question being on Rep. Overweg's motion that the report of the Standing Committee on 29 Joint Legislative Procedure relative to the calendar for the One Hundred First Legislative Session be 30 adopted. 31 And the roll being called: 32 Yeas 64, Nays 3, Excused 3, Absent 0 33 Yeas: Andera, Arlint, Aylward, Bathke, Baxter, Czmowski, DeGroot, Derby, Duffy, Emery, 34 Fitzgerald, Garcia, Goodwin, Greenfield, Halverson, Healy, Heinemann, Hughes, Hunt, Ismay, 35 Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Manhart, 36 37

Massie, May, Moore, Mortenson, Muckey, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

Nays: Auch, Heermann, and Mulally

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Excused: Bahmuller, Gosch, and Lems 1 So the motion having received an affirmative vote of a majority of the members-elect, the 2 Speaker declared the motion prevailed. 3 There being no objection, the House reverted to Order of Business No. 7 - Messages from the 4 Senate. 5 **MESSAGES FROM THE SENATE** 6 MR. SPEAKER: 7 I have the honor to inform your honorable body that the Senate has failed to concur in House amendments to SB 113 and has appointed Senators Peterson (Sue) (Chair), Grove, and Foster as 9 a committee of three on the part of the Senate to meet with a like committee on the part of the 10 House to adjust the differences between the two houses. 11 Also MR. SPEAKER: 12 I have the honor to inform your honorable body that the Senate has failed to concur in House 13 amendments to SB 68 and has appointed Senators Kolbeck (Steve) (Chair), Carley, and Pischke as 14 a committee of three on the part of the Senate to meet with a like committee on the part of the 15 House to adjust the differences between the two houses. 16 Also MR. SPEAKER: 17 I have the honor to inform your honorable body that a change has been made in the Senate 18 Conference Committee on SB 91. The committee should be Senators Reed (Chair), Hulse, and Grove. 19 Also MR. SPEAKER: 20 I have the honor to inform your honorable body that the Senate has concurred in House 21 amendments to SB 6, 14, 73, and 216. 22 Respectfully, 23 Peggy Laurenz, Secretary 24 The Speaker appointed Representatives Aylward (Chair), Overweg, and Bathke as a committee 25 of three on the part of the House to meet with a like committee on the part of the Senate to adjust 26 the differences between the two houses on HB 1218. 27 The Speaker appointed Representatives Schwans (Chair), Hughes, and Reisch as a committee 28 of three on the part of the House to meet with a like committee on the part of the Senate to adjust 29 the differences between the two houses on SB 113. 30 The Speaker appointed Representatives Manhart (Chair), Kayser, and Wittman as a committee 31 of three on the part of the House to meet with a like committee on the part of the Senate to adjust 32 the differences between the two houses on SB 68. 33

There being no objection, the House reverted to Order of Business No. 6 - Reports of Select Committees.

#### REPORTS OF CONFERENCE COMMITTEES

MR. SPEAKER:

The SB91 A Conference Committee on **SB 91** respectfully reports that it has considered the disagreement of the two houses, and returns the same with the recommendation that said bill be amended as follows:

8 91F

On page 2, line 15, of the House State Affairs Engrossed bill, after "text" insert " pursuant to subdivision (2)"

On page 2, line 15, of the House State Affairs Engrossed bill, remove the overstrikes from ". A sworn affidavit, signed by at least two-thirds of the petition sponsors, stating that the documents filed constitute the entire petition and to the best of the knowledge of the sponsors contains a sufficient number of signatures, must also be filed with the secretary of state. The initiated amendment petition signatures must be filed with the secretary of state by the first Tuesday in May of a general election year for the initiated amendment to qualify for submission to the voters at the next general election"

On page 2, line 20, of the House State Affairs Engrossed bill, after "election" delete " pursuant to subdivision (1)"

On page 3, line 25, of the House State Affairs Engrossed bill, after "text" insert " pursuant to subdivision (2)"

On page 3, line 25, of the House State Affairs Engrossed bill, remove the overstrikes from ". A sworn affidavit, signed by at least two-thirds of the petition sponsors, stating that the documents filed constitute the entire petition and to the best of the knowledge of the sponsors contains a sufficient number of signatures, must also be filed with the secretary of state. The initiated measure petition signatures must be filed with the secretary of state by the first Tuesday in May of a general election year for the initiated measure to qualify for submission to the voters at the next general election"

On page 3, line 31, of the House State Affairs Engrossed bill, after "election" delete " pursuant to subdivision (1)"

On page 3, line 35, of the House State Affairs Engrossed bill, after "section." delete "Section 3. That a NEW SECTION be added to chapter 2-1:"

On page 4, line 1, of the House State Affairs Engrossed bill, after "2-1:" delete "For an initiated amendment to the South Dakota Constitution or an initiated measure to qualify for submission to the voters at the general election designated on the petition, pursuant to § 2-1-1. 1 or 2-1-1. 2, the petition sponsors must file petition signatures with the secretary of state by the first Tuesday in February of the general election year designated on the petition. The petition signatures must be filed along with the verifications completed pursuant to § 2-1-10.

A sworn affidavit, signed by at least two-thirds of the petition sponsors, must be filed with the secretary of state along with the signatures on the petition, stating:

- (1) The documents filed constitute the entire petition; and
- (2) The petition contains, to the best knowledge of the petition sponsors, at least the number of valid signatures required by S. D. Const. , Art. III, § 1, or S. D. Const. , Art. XXIII, § 1.

The State Board of Elections shall prescribe the form of the affidavit.". 1 2 Respectfully submitted, Respectfully submitted, Tim S. Reed, Chair Jessica Bahmuller, Chair 3 **MESSAGES FROM THE SENATE** 4 MR. SPEAKER: 5 I have the honor to inform your honorable body that the Senate has appointed 6 Senators Jensen (Kevin) (Chair), Voita, and Hulse as a committee of three on the part of the Senate to meet with a like committee on the part of the House to adjust the differences between the two houses on HB 1218. Respectfully, 10 Peggy Laurenz, Secretary 11 **SIGNING OF BILLS** 12 13 The Speaker publicly read the title to HB 1005: FOR AN ACT ENTITLED, An Act to modify the requirement for payment of a private 14 home study by the Department of Social Services. 15 HB 1039: FOR AN ACT ENTITLED, An Act to amend the programs reimbursing a teacher or 16 school counselor for earning national board certification. 17 HB 1130: FOR AN ACT ENTITLED, An Act to provide permissible dates for municipal and school 18 district elections. 19 HB 1184: FOR AN ACT ENTITLED, An Act to amend the deadline for filing a petition to initiate 20 a measure or constitutional amendment. 21 HB 1256: FOR AN ACT ENTITLED, An Act to require the inclusion of certain information on a 22 candidate's nominating petition or on a ballot question petition. 23 HB 1264: FOR AN ACT ENTITLED, An Act to require the disclosure of an outstanding loan 24 balance on a campaign finance disclosure report. 25 HJR 5003: A JOINT RESOLUTION, Proposing and submitting to the voters at the next general 26 election an amendment to the Constitution of the State of South Dakota, requiring that a 27 constitutional amendment receive an affirmative vote of sixty percent of the votes cast before the 28 measure is enacted. 29 SB 3: FOR AN ACT ENTITLED, An Act to increase driver license fees. 30 SB 26: FOR AN ACT ENTITLED, An Act to reduce employer contribution rates and increase the 31 administrative fee rate for reemployment assistance. 32 SB 32: FOR AN ACT ENTITLED, An Act to revise amounts for licensing fees for the practice of 33 accountancy. 34 SB 64: FOR AN ACT ENTITLED, An Act to revise provisions related to the establishment of an 35 initial parole date. 36

SB 70: FOR AN ACT ENTITLED, An Act to modify the maximum sparsity benefit a sparse school 1 district is eligible to receive. 2 SB 75: FOR AN ACT ENTITLED, An Act to require an indication of United States citizenship 3 status on a motor vehicle operator's license or permit, and on a nondriver identification card. 4 SB 88: FOR AN ACT ENTITLED, An Act to increase the amount of exempt proceeds when a 5 homestead is sold or divided by court order. 6 **SB 90**: FOR AN ACT ENTITLED, An Act to clarify provisions regarding tax deeds. 7 **SB 100**: FOR AN ACT ENTITLED, An Act to limit the imposition of restrictions on the carrying 8 of a concealed pistol and other items of self-defense while on the campus of a public institution of higher education. 10 SB 115: FOR AN ACT ENTITLED, An Act to revise a provision related to sexual contact with a 11 child under eighteen. 12 SB 120: FOR AN ACT ENTITLED, An Act to update the membership of the Animal Industry 13 Board to include a poultry producer. 14 **SB 131**: FOR AN ACT ENTITLED, An Act to establish an electronic system for vehicle titles. 15 SB 143: FOR AN ACT ENTITLED, An Act to modify the composition and staffing requirements 16 of the South Dakota-Ireland Trade Commission. 17 SB 144: FOR AN ACT ENTITLED, An Act to require legislative approval for significant capital 18 expenditures by the Department of Game, Fish and Parks. 19 SB 164: FOR AN ACT ENTITLED, An Act to prohibit the use of a deepfake to influence an 20 election and to provide a penalty therefor. 21 SB 173: FOR AN ACT ENTITLED, An Act to revise the process by which a recount may be 22 requested. 23 SB 176: FOR AN ACT ENTITLED, An Act to clarify the discovery procedures and powers and to 24 modify the administration of the Government Operations and Audit Committee. 25 **SB 215**: FOR AN ACT ENTITLED, An Act to remove the prohibition against a landowner having 26 an easement on the landowner's property. 27 SJR 503: A JOINT RESOLUTION, Proposing and submitting to the voters at the next general 28 election an amendment to the Constitution of the State of South Dakota, clarifying that an individual 29 must be a citizen of the United States to be eligible to vote. 30 SJR 505: A JOINT RESOLUTION, Proposing and submitting to the voters at the next general 31 election an amendment to the Constitution of the State of South Dakota, establishing the trust for 32 unclaimed property fund. 33 And signed the same in the presence of the House. 34 Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at 35 4:48 p.m. the House adjourned. 36

Patricia Miller, Chief Clerk

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