

JOURNAL OF THE SENATE

ONE HUNDREDTH SESSION

THIRTY-FIFTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Tuesday, March 11, 2025

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Rev. Craig Wexler, followed by the Pledge of Allegiance led by Senate page Madisyn Raymond.

Roll Call: All members present.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate 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,
Chris Karr, Chair

Which motion prevailed.

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COMMUNICATIONS AND PETITIONS

March 10, 2025

The Honorable Tonnis H. Venhuizen
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed David Emery, of Pennington County, Rapid City, South Dakota, to the Board of Economic Development.

This reappointment is effective April 20, 2025, and shall continue until April 20, 2029.

Sincerely,
Larry Rhoden
Governor

The President announced the referral of the reappointment to the Committee on Commerce and Energy.

The President Pro Tem made the following change in committee assignments to the Conference Committee on **SB 91**: Sen. Reed (Chair), Sen. Hulse, Sen. Grove.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on Senate Education respectfully reports that it has had under consideration the nomination of Griffin Petersen of Sully County, Onida, South Dakota, to the State Board of Regents and returns the same with the recommendation that the Senate advise and consent to the confirmation of said appointment.

Also MR. PRESIDENT:

The Committee on Senate Education respectfully reports that it has had under consideration the nomination of Miles Beacom of Lincoln County, Sioux Falls, South Dakota, to the State Board of Regents and returns the same with the recommendation that the Senate advise and consent to the confirmation of said appointment.

Also MR. PRESIDENT:

The Committee on Senate Education respectfully reports that it has had under consideration the nomination of James Dover of Minnehaha County, Sioux Falls, South Dakota, to the South Dakota Board of Technical Education and returns the same with the recommendation that the Senate advise and consent to the confirmation of said appointment.

Respectfully submitted,
Kyle Schoenfish, Chair

1 MR. PRESIDENT:

2 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
3 Enrolling has carefully compared **SB 70, 120, 144, and 164** and finds the same correctly enrolled.

4 Respectfully submitted,
5 Chris Karr, Chair

6 **MESSAGES FROM THE HOUSE**

7 MR. PRESIDENT:

8 I have the honor to return herewith **SB 216** which has been amended by the House and your
9 concurrence in the amendments is respectfully requested.

10 Also MR. PRESIDENT:

11 I have the honor to inform your honorable body that the House has appointed
12 Representatives Bahmuller (Chair), Gosch, and Lems as a committee of three on the part of the
13 House to meet with a like committee on the part of the Senate to adjust the differences between
14 the two houses on **SB 91**.

15 Also MR. PRESIDENT:

16 I have the honor to inform your honorable body that **SB 95, 127, 169, 172, and 191** were
17 lost on second reading and final passage.

18 Also MR. PRESIDENT:

19 I have the honor to return herewith **SB 70, 120, 144, and 164** which have passed the House
20 without change.

21 Respectfully,
22 Patricia Miller, Chief Clerk

23 **MOTIONS AND RESOLUTIONS**

24 Sen. Duhamel moved that the Senate do concur in House amendments to **SB 6**.

25 The question being on Sen. Duhamel's motion that the Senate do concur in House amendments
26 to **SB 6**.

27 And the roll being called:

28 Yeas 32, Nays 2, Excused 1, Absent 0

1 Yeas: Beal, Blanc, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
2 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
3 Perry, Peterson (Sue), Pischke, Rohl, Sauder, Smith, Vilhauer, Voight, Voita, Wheeler, and Zikmund

4 Nays: Carley and Schoenfish

5 Excused: Reed

6 So the motion having received an affirmative vote of a majority of the members-elect, the
7 President declared the motion carried and the amendments were concurred in.

8 Sen. Crabtree moved that the Senate do concur in House amendments to **SB 14**.

9 The question being on Sen. Crabtree's motion that the Senate do concur in House amendments
10 to **SB 14**.

11 And the roll being called:

12 Yeas 34, Nays 0, Excused 1, Absent 0

13 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard,
14 Hulse, Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson,
15 Otten, Perry, Peterson (Sue), Pischke, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
16 Wheeler, and Zikmund

17 Excused: Reed

18 So the motion having received an affirmative vote of a majority of the members-elect, the
19 President declared the motion carried and the amendments were concurred in.

20 Sen. Carley moved that the Senate do not concur in House amendments to **SB 68** and that a
21 committee of three on the part of the Senate be appointed to meet with a like committee on the
22 part of the House to adjust the differences between the two houses.

23 Which motion prevailed and the President Pro Tem appointed as such committee
24 Senators Kolbeck (Steve) (Chair), Carley, and Pischke.

25 Sen. Hulse moved that the Senate do concur in House amendments to **SB 73**.

26 The question being on Sen. Hulse's motion that the Senate do concur in House amendments
27 to **SB 73**.

28 And the roll being called:

29 Yeas 32, Nays 3, Excused 0, Absent 0

30 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse,
31 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry,
32 Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Vilhauer, Voight, Voita, Wheeler, and
33 Zikmund

34 Nays: Foster, Larson, and Smith

35 So the motion having received an affirmative vote of a majority of the members-elect, the
36 President declared the motion carried and the amendments were concurred in.

1 Sen. Grove moved that the Senate do not concur in House amendments to **SB 113** and that a
2 committee of three on the part of the Senate be appointed to meet with a like committee on the
3 part of the House to adjust the differences between the two houses.

4 Which motion prevailed and the President Pro Tem appointed as such committee
5 Senators Peterson (Sue) (Chair), Grove, and Foster.

6 Sen. Peterson (Sue) moved that the Senate do concur in House amendments to **SB 216**.

7 The question being on Sen. Peterson (Sue)'s motion that the Senate do concur in House
8 amendments to **SB 216**.

9 And the roll being called:

10 Yeas 29, Nays 6, Excused 0, Absent 0

11 Yeas: Beal, Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Howard, Hulse,
12 Jensen (Kevin), Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Otten, Perry,
13 Peterson (Sue), Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Wheeler, and Zikmund

14 Nays: Grove, Hohn, Karr, Nelson, Pischke, and Voita

15 So the motion having received an affirmative vote of a majority of the members-elect, the
16 President declared the motion carried and the amendments were concurred in.

17 Sen. Mehlhaff moved that when we adjourn today, we adjourn to convene at 10:00 a.m. on
18 Wednesday, March 12, 2025, the 36th legislative day.

19 Which motion prevailed.

20 There being no objection, the Senate reverted to Order of Business No. 5 - Reports of Standing
21 Committees.

22 **REPORTS OF STANDING COMMITTEES**

23 MR. PRESIDENT:

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

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101st SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR

2026 38 Legislative Days - 2026 A

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

	Sun	Monday	Tuesday	Wednesday	Thursday	Friday	Sat	
January 2026					1	2		
		5	6	7	8	9		
		12	13 Session Opens 12 Noon(CST) State of the State 1:00 p.m. LD 1	14 State of the Judiciary 10:00 a.m. State of the Tribes 1:00 p.m. LD 2	15	16	LD 3	LD 4
		19 Martin Luther King Jr. Day	20 Executive orders filed (Constitution, Art. IV, Sec. 8) LD 5	21	22 Jt. Memorial Service 3:00pm LD 7	23	LD 8	
		26	27 Bill and resolution draft requests due to LRC by 5:00pm (for unlimited introduction) LD 9	28	29 Last day for unlimited bill and resolution introduction (JR 6B-3) (TWO HOURS prior to session) LD 11	30	LD 12	
	February 2026		2 All bill and resolution draft requests due to LRC by 5:00pm LD 13	3 Committee bill and resolution draft requests due to LRC by 5:00pm LD 14	4 Last day for introduction of individual bills and resolutions (TWO HOURS prior to session) LD 15	5 Last day for introduction of committee bills and resolutions (TWO HOURS prior to session) LD 16	6	LD 17
		9	10	11	12 Last day for JCA selection of general fund revenue targets (JR 7-11.1) LD 20	13	LD 21	
		16 Presidents' Day	17	18	19	20	LD 22	LD 23
							LD 24	LD 25

March 2026	23	24	25	26	27	
	Last day to move required delivery of bills or resolutions by a committee to the house of origin, and Last day to use JR 5-17 LD 26	Last day to pass bills or joint resolutions by the house of origin (Crossover Day), and Last day to invoke JR 7-7 in the house of origin LD 27		Last day for JCA to move required delivery of special appropriation bills to house of origin (JR 17-1) LD 29		
	2	3	4	5	6	
	Last day for house of origin to pass special appropriation bills referred from JCA (JR 17-1), and Commemoration requests due to LRC by 5:00pm LD 30		JR 5-13 in effect, and Last day for introduction of commemorations (TWO HOURS prior to session) LD 32	Last day to move required delivery of bills or joint resolutions by a committee to the second house LD 33		
	9	10	11	12	13	
Last day for a bill or joint resolution to pass both houses, and Last day to invoke JR 7-7 in the second house LD 34						
16	17	18	19	20		
23	24	25	26	27		
April 2026	30	31	1	2	3	
	Reserved for consideration of gubernatorial vetoes LD 38					

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Respectfully submitted,
Jon Hansen, Chair

SIGNING OF BILLS

The President publicly read the title to

SB 70: FOR AN ACT ENTITLED, An Act to modify the maximum sparsity benefit a sparse school district is eligible to receive.

SB 120: FOR AN ACT ENTITLED, An Act to update the membership of the Animal Industry Board to include a poultry producer.

SB 144: FOR AN ACT ENTITLED, An Act to require legislative approval for significant capital expenditures by the Department of Game, Fish and Parks.

SB 164: FOR AN ACT ENTITLED, An Act to prohibit the use of a deepfake to influence an election and to provide a penalty therefor.

1 **HB 1016:** FOR AN ACT ENTITLED, An Act to revise provisions related to pharmacy and to
 2 increase fees.

3 **HB 1040:** FOR AN ACT ENTITLED, An Act to reduce the state's contribution to a subsidized
 4 high school dual credit program.

5 **HB 1061:** FOR AN ACT ENTITLED, An Act to prohibit a health care provider from restricting or
 6 denying a parent or guardian's access to certain medical records and other health information of a
 7 minor.

8 **HB 1116:** FOR AN ACT ENTITLED, An Act to repeal a reporting requirement regarding
 9 industrial hemp.

10 **HB 1139:** FOR AN ACT ENTITLED, An Act to allow individualized investigative treatments for
 11 patients with life-threatening or debilitating diseases or conditions.

12 **HB 1174:** FOR AN ACT ENTITLED, An Act to revise certain provisions related to the rights and
 13 obligations of a father of a child born to an unmarried mother.

14 **HB 1225:** FOR AN ACT ENTITLED, An Act to update and repeal provisions related to the
 15 reporting of hospital charge information.

16 **HB 1232:** FOR AN ACT ENTITLED, An Act to modify requirements relating to the operation of
 17 salons and booths and to declare an emergency.

18 And signed the same in the presence of the Senate.

19 **REPORTS OF STANDING COMMITTEES**

20 MR. PRESIDENT:

21 The Committee on Legislative Procedure respectfully reports that **SB 144** was delivered to his
 22 Excellency, the Governor, for his approval at 4:10 p.m., March 11, 2025.

23 Respectfully submitted,
 24 Chris Karr, Chair

25 **MESSAGES FROM THE HOUSE**

26 MR. PRESIDENT:

27 I have the honor to inform your honorable body that the House has failed to concur in Senate
 28 amendments to **HB 1218** and has appointed Representatives Aylward (Chair), Overweg, and
 29 Bathke as a committee of three on the part of the House to meet with a like committee on the part
 30 of the Senate to adjust the differences between the two houses.

31 Also MR. PRESIDENT:

32 I have the honor to inform your honorable body that the House has appointed
 33 Representatives Manhart (Chair), Kayser, and Wittman as a committee of three on the part of the
 34 House to meet with a like committee on the part of the Senate to adjust the differences between
 35 the two houses on **SB 68**.

1 Also MR. PRESIDENT:

2 I have the honor to inform your honorable body that the House has appointed
3 Representatives Schwans (Chair), Hughes, and Reisch as a committee of three on the part of the
4 House to meet with a like committee on the part of the Senate to adjust the differences between
5 the two houses on **SB 113**.

6 Also MR. PRESIDENT:

7 I have the honor to inform your honorable body that the House has failed to concur in Senate
8 amendments to **HB 1135** and no committee was appointed.

9 Also MR. PRESIDENT:

10 I have the honor to inform your honorable body that the House has concurred in Senate
11 amendments to **HB 1007, 1062, 1066, 1143, 1169, 1208, 1230, 1239, 1245, and 1259**.

12 Respectfully,
13 Patricia Miller, Chief Clerk

14 The President Pro Tem appointed Senators Jensen (Kevin) (Chair), Voita, and Hulse as a
15 committee of three on the part of the Senate to meet with a like committee on the part of the House
16 to adjust the differences between the two houses on **HB 1218**.

17 Sen. Wheeler moved that the Senate do now adjourn, which motion prevailed and at 4:21 p.m.
18 the Senate adjourned.

19 Peggy Laurenz, Secretary

