

Minutes: House State Affairs

Wednesday, February 18, 2026 3:00 PM

Roll Call

Present: Rep. Bahmuller, Rep. Emery, Rep. Gosch, Rep. Hansen, Rep. Healy,
Rep. Heinemann, Rep. Jamison, Rep. Lems, Rep. Reisch, Rep. May,
Rep. Overweg, and Rep. Odenbach
Excused: Rep. Schaeffbauer

The meeting was called to order by Representative Odenbach

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 18TH

Moved by: Gosch
Second by: Overweg
Action: Prevailed by voice vote

HB 1196 : provide for the participation of delegates from this state in an Article V convention, and to provide a penalty therefor.

MOTION: TO TABLE HB 1196

Moved by: Hansen
Second by: Lems
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Bahmuller, Emery, Gosch, Hansen, Healy, Heinemann, Jamison, Lems,
Reisch, May, Overweg, and Odenbach

Excused: Schaeffbauer

HB 1246 : prohibit nondisclosure of certain agreements related to data centers.

Presented by: Representative John Hughes
Proponents: Sara Steever, Self
Suzanne Pratt, Self
Opponents: Nick Phillips, Applied Digital Corporation
Steve DelBianco, NetChoice
Drew Duncan, Heartland Energy

MOTION: DO PASS HB 1246

Moved by: Hansen
Second by: Overweg
Action: Prevailed by Majority Members Elect (9-3-1-0)

Voting Yes: Emery, Gosch, Hansen, Healy, Heinemann, Lems, May, Overweg, and
Odenbach

Voting No: Bahmuller, Jamison, and Reisch

Excused: Schaeffbauer

HB 1278 : prohibit certain political committees from accepting contributions by certain officers or employees of this state.

Presented by: Representative Will Mortenson
Opponents: Mackenzie L. Decker, Self
Caleb Finck, Self

MOTION: AMEND HB 1278

1278C

On page 1, line 6, of the Introduced bill, delete " an individual" and insert " a state employee"

Moved by: Overweg
Second by: Gosch
Action: Prevailed by voice vote

MOTION: AMEND HB 1278

1278D

On the previously adopted amendment (1278C), On page 1, line 14, after "lands," insert " a commissioner with the Public Utilities Commission of the State of South Dakota,"

Moved by: Reisch
Second by: Gosch
Action: Prevailed by voice vote

MOTION: DO PASS HB 1278 AS AMENDED

Moved by: Reisch
Second by: Emery
Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, and May

Voting No: Bahmuller, Gosch, Overweg, and Odenbach

Excused: Schaefbauer

HB 1285 : amend provisions pertaining to the timing of municipal and school district elections.

Presented by: Representative Heather Baxter
Proponents: Rick Weible, Self
Opponents: Derek J Hills, South Dakota Municipal League
Heath Larson, Associated School Boards of South Dakota
Samuel J. Nelson, Sioux Falls School District
Christine Lehrkamp, Secretary of State

MOTION: AMEND HB 1285

1285A

On page 2, line 9, of the Introduced bill, remove the overstrikes from " auditor"
 On page 2, line 9, of the Introduced bill, after "auditor" delete " financial officer"
 On page 2, line 10, of the Introduced bill, after "the" insert " county in which the annexing"
 On page 2, line 10, of the Introduced bill, delete " to which the annexation is to be made"
 and insert " is located,"
 On page 15, after line 1, of the Introduced bill, insert: "

Section 39. This Act is effective beginning January 1, 2027."

Moved by: Overweg
 Second by: Gosch
 Action: Prevailed by voice vote

MOTION: DEFER HB 1285 TO THE 41ST LEGISLATIVE DAY

Moved by: Reisch
 Second by: Healy
 Action: Prevailed by Majority Members Elect (11-1-1-0)

Voting Yes: Bahmuller, Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, May, Overweg, and Odenbach

Voting No: Gosch

Excused: Schaefbauer

HB 1301 : limit costs and risks associated with electricity use by data centers and impose a moratorium.

Presented by: Representative Erin Healy
 Proponents: Jordan J Deffenbaugh, Self
 Sara Steever, Self
 Suzanne Pratt, Self
 Janet Jensen, Self
 Mark Olson, Self
 Opponents: Joe Fiala, Gov's Office of Econ Dev
 Samuel J. Nelson, Missouri River Energy Services
 Kevin Kouba, Otter Tail Power Company
 Nick Phillips, Applied Digital Corporation
 Steve DelBianco, NetChoice
 Cody Honeywell, Clean Grid Alliance

MOTION: DEFER HB 1301 TO THE 41ST LEGISLATIVE DAY

Moved by: Gosch
 Second by: Bahmuller
 Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Bahmuller, Gosch, Hansen, Heinemann, Jamison, Lems, Reisch, May, Overweg, and Odenbach

Voting No: Emery and Healy

Excused: Schaefbauer

HB 1323 : amend the time required for filing a petition referring an ordinance or resolution of a political subdivision.

Presented by: Representative Aaron Aylward

Proponents: Jordan J Deffenbaugh, Self
Suzanne Pratt, Self
Chris David, Self

Opponents: Heath Larson, Associated School Boards of South Dakota
Craig Matson, South Dakota Association of County Commissioners
Derek J Hills, South Dakota Municipal League

MOTION: DO PASS HB 1323

Moved by: Overweg

Second by: Gosch

Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Bahmuller, Emery, Gosch, Hansen, Healy, Heinemann, Lems, May, Overweg, and Odenbach

Voting No: Jamison and Reisch

Excused: Schaefbauer

MOTION: ADJOURN

Moved by: Heinemann

Second by: Hansen

Action: Prevailed by voice vote

Pam Kean, Committee Secretary

/s/ SCOTT ODENBACH
Scott Odenbach, Chair