

JOURNAL OF THE HOUSE

ONE HUNDRED FIRST SESSION

THIRTY-THIRD DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, March 05, 2026

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

The prayer was offered by the Chaplain, Rev. Jeff Lathrop, followed by the Pledge of Allegiance led by House pages Derek Thompson and James Wangsness.

Roll Call: All members present except Reps. Bathke, Czmowski, and Soye who were excused.

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 32nd 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 HOUSE PAGE RESOLUTION 4 Introduced by: Representatives Andera; Arlint; Auch; Aylward;
 2 Bahmuller; Bathke; Baxter; Czmowski; DeGroot; Derby; Duffy; Emery; Fitzgerald; Fosness; Garcia;
 3 Goodwin; Gosch; Greenfield; Halverson; Hansen; Healy; Heermann; Heinemann; Hughes; Hunt;
 4 Ismay; Jamison; Jensen; Jordan; Jorgenson; Kassin; Kayser; Kolbeck; Kull; Ladner; Lems;
 5 Manhart; Massie; May; Moore; Mortenson; Muckey; Mulally; Mulder; Nolz; Novstrup; Odenbach;
 6 Overweg; Peterson; Pourier; Randolph; Rehfeldt; Reimer; Reisch; Rice; Roby; Roe; Schaeffbauer;
 7 Schwans; Shorma; Shubeck; Sjaarda; Soye; Stevens; Uhre-Balk; Van Diepen; Walburg; Weems;
 8 Weisgram; Wittman

9 A RESOLUTION, Expressing the appreciation and gratitude of the House of Representatives of
 10 the One Hundred First Legislature of the State of South Dakota to Ava Davis, Macey Duffy, Ethan
 11 Estabrook, Danica Euliss, Cooper Falkenhagen, Jennica Koistinen, Raquel Mitzel, Konner Nuzum,
 12 Isla Rohde, Lily Sortland, Veronica Thomas, Derek Thompson, and James Wangsness.

13 WHEREAS, the above named served loyally as pages for the House of Representatives of the
 14 One Hundred First Legislative Session; and

15 WHEREAS, the members of the One Hundred First House of Representatives express their most
 16 sincere appreciation to these young people for their service to the state; and

17 WHEREAS, the members extend to these young people their wishes for every success in life;

18 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the One Hundred
 19 First Legislature of the State of South Dakota, that a personal copy of this resolution be duly certified
 20 and furnished to each page on this last day of service.

21 Rep. Jamison moved that House Page Resolution 4 be adopted.

22 Which motion prevailed and the resolution was adopted.

23 REPORTS OF STANDING COMMITTEES

24 MR. SPEAKER:

25 The Committee on Legislative Procedure respectfully reports that **HB 1027, 1049, 1092,**
 26 **1099, 1107, 1126, 1164, 1188, 1193, 1234, and 1264** were delivered to his Excellency, the
 27 Governor, for his approval at 9:37 a.m., March 5, 2026.

28 Also MR. SPEAKER:

29 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
 30 Enrolling has carefully compared **HB 1017, 1048, 1089, 1102, 1180, 1194, 1238, 1244, 1262,**
 31 **1263, 1292, and 1311** and finds the same correctly enrolled.

32 Respectfully submitted,
 33 Jon Hansen, Chair

34 MR. SPEAKER:

35 The House Committee on Appropriations respectfully reports that it has had under
 36 consideration **SB 106** and returns the same with the recommendation that said bill be amended as
 37 follows:

38 106A

1 On page 1, line 11, of the Introduced bill, after "§ 13-37-60." delete " Beginning July 1, 2027,
2 and each year thereafter, the amount that the secretary shall set aside for extraordinary expenses
3 increases by the index factor, as defined in § 13-37-35. 1."

4 On page 1, line 21, of the Introduced bill, after "§ 13-37-35.2." delete " Beginning July 1, 2027,
5 and each year thereafter, the maximum amount that may be reserved for extraordinary expenses
6 increases by the index factor, as defined in § 13-37-35. 1."

7 And that as so amended, **SB 106** do pass.

8 Also MR. SPEAKER:

9 The House Committee on Appropriations respectfully reports that it has had under
10 consideration **SB 119** and returns the same with the recommendation that said bill be amended as
11 follows:

12 119D

13 On page 1, line 3, of the Senate Engrossed bill, delete " \$101" and insert " \$1,100,000"

14 On page 1, line 3, of the Senate Engrossed bill, delete " general fund" and insert " public
15 buildings fund, created in § 5-15-29.2"

16 And that as so amended, **SB 119** do pass.

17 Also MR. SPEAKER:

18 The House Committee on Appropriations respectfully reports that it has had under
19 consideration **SB 121** and returns the same with the recommendation that said bill be amended as
20 follows:

21 121C

22 On page 1, line 1, of the Introduced bill, delete "make an appropriation for developing the
23 economic viability of South Dakota" and insert "transfer moneys and make an appropriation for the
24 replacement of the Richmond Lake dam and spillway and to declare an emergency"

25 On the Introduced bill, delete everything after the enacting clause and insert:

26 "

27 **Section 1.** The state treasurer shall transfer \$101 from the trust fund for unclaimed property,
28 created in § 43-41B-24.4, to the general fund.

29 **Section 2.** There is appropriated \$101 from the general fund, to the Office of the Commissioner
30 of School and Public Lands, for the replacement of the Richmond Lake dam and spillway.

31 **Section 3.** The commissioner of school and public lands shall approve vouchers and the state
32 auditor shall draw warrants to pay expenditures authorized in this Act.

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

35 **Section 5.** Whereas, this Act is necessary for the support of the state government and its
36 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
37 force and effect from and after its passage and approval."

38 And that as so amended, **SB 121** do pass.

1 Also MR. SPEAKER:

2 The House Committee on Appropriations respectfully reports that it has had under
3 consideration **SB 102, 120, and 222** and returns the same with the recommendation that said bills
4 do pass.

5 Respectfully submitted,
6 Mike Derby, Chair

7 MR. SPEAKER:

8 The Committee on House Transportation respectfully reports that it has had under
9 consideration **SB 219** and returns the same with the recommendation that said bill do pass.

10 Respectfully submitted,
11 Tony Randolph, Chair

12 **MESSAGES FROM THE SENATE**

13 MR. SPEAKER:

14 I have the honor to inform your honorable body that the Senate has adopted the report of the
15 Conference Committee on **SB 3**.

16 Also MR. SPEAKER:

17 I have the honor to inform your honorable body that the Senate has concurred in House
18 amendments to **SB 36 and 164**.

19 Also MR. SPEAKER:

20 I have the honor to return herewith **HB 1017, 1048, 1089, 1180, 1238, 1244, 1262, 1263,**
21 **1292, and 1311** which have passed the Senate without change.

22 Also MR. SPEAKER:

23 I have the honor to return herewith **HB 1200 and 1209** which have been amended by the
24 Senate and your concurrence in the amendments is respectfully requested.

25 Respectfully,
26 Peggy Laurenz, Secretary

27 **CONSIDERATION OF REPORTS OF COMMITTEES**

28 Rep. Odenbach moved that the reports of the Standing Committees on
29 House Appropriations on **SB 74** as found on page 497 of the House Journal; also
30 Commerce and Energy on **SB 221** as found on page 499 of the House Journal; and

1 State Affairs on **SB 245** as found on page 497 of the House Journal be adopted.

2 Which motion prevailed and the reports were adopted.

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

4 **SB 107:** FOR AN ACT ENTITLED, An Act to add licensed and registered child care programs to
5 the definition of community safety zone.

6 **SB 137:** FOR AN ACT ENTITLED, An Act to establish procedures for anti-SLAPP actions to
7 protect the exercise of a person's constitutional rights, including freedom of speech.

8 **SB 139:** FOR AN ACT ENTITLED, An Act to revise a provision related to the transportation of
9 an inmate upon discharge from a correctional facility.

10 Were read the second time.

11 The question being "Shall **SB 137 and 139** pass as amended, and **SB 107** pass?"

12 And the roll being called:

13 Yeas 65, Nays 2, Excused 3, Absent 0

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

21 Nays: Mulally and Mulder

22 Excused: Bathke, Czmowski, and Soye

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

25 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

26 Speaker Pro Tempore Lems now presiding.

27 **SB 135:** FOR AN ACT ENTITLED, An Act to protect residents from increased utility costs and
28 utility shortages caused by data centers and clarify authority to regulate data centers.

29 Was read the second time.

30 The question being "Shall **SB 135** pass as amended?"

31 And the roll being called:

32 Yeas 60, Nays 7, Excused 3, Absent 0

1 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, DeGroot, Derby, Duffy, Emery,
2 Fitzgerald, Fosness, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann,
3 Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kull, Ladner,
4 Lems, Massie, May, Muckey, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew),
5 Poirier, Randolph, Rehfeldt, Reimer, Rice, Roby, Schaeffbauer, Schwans, Shubeck, Sjaarda,
6 Stevens, Uhre-Balk, Van Diepen, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

7 Nays: Kolbeck (Jack), Manhart, Moore, Mortenson, Reisch, Roe, and Shorma

8 Excused: Bathke, Czmowski, and Soye

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

11 Speaker Hansen now presiding.

12 **SB 198**: FOR AN ACT ENTITLED, An Act to restrict the use of a cell phone by a student during
13 the school day.

14 Was read the second time.

15 Rep. Rehfeldt moved that **SB 198** be amended as follows:

16 198C

17 On page 1, line 6, of the Senate Education Engrossed bill, after "if" insert " the use is"

18 On page 1, line 7, of the Senate Education Engrossed bill, delete "The use of a cell phone is
19 required or permitted as part of an approved medical or educational accommodation; or" and insert
20 " Pre-approved on an individual student basis by an administrator to manage the student's health
21 care;"

22 On page 1, line 9, of the Senate Education Engrossed bill, delete "The use of a cell phone is
23 required" and insert " Required or permitted as part of:

24 (a) A plan under section 504 of the Rehabilitation Act, 20 U.S.C. § 794 (January 1, 2026); or

25 (b) An individual education program under 20 U.S.C. § 1401 (January 1, 2026);

26 (3) Permitted by a teacher as part of the implementation of the teacher's lesson plan; or

27 (4) Required"

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

29 The Speaker declared Rep. Rehfeldt's motion prevailed.

30 The question being "Shall **SB 198** pass as amended?"

31 And the roll being called:

32 Yeas 28, Nays 39, Excused 3, Absent 0

33 Yeas: Arlint, Bahmuller, Derby, Duffy, Garcia, Greenfield, Healy, Heermann, Heinemann,
34 Hughes, Jamison, Jorgenson, Ladner, Manhart, May, Mortenson, Muckey, Mulder, Odenbach,
35 Randolph, Rehfeldt, Roe, Schwans, Shorma, Walburg, Weems, Wittman, and Speaker Hansen

1 Nays: Andera, Auch, Aylward, Baxter, DeGroot, Emery, Fitzgerald, Fosness, Goodwin, Gosch,
2 Halverson, Hunt, Ismay, Jensen (Phil), Jordan, Kassin, Kayser, Kolbeck (Jack), Kull, Lems, Massie,
3 Moore, Mulally, Nolz, Novstrup, Overweg, Peterson (Drew), Pourier, Reimer, Reisch, Rice, Roby,
4 Schaeftbauer, Shubeck, Sjaarda, Stevens, Uhre-Balk, Van Diepen, and Weisgram

5 Excused: Bathke, Czmowski, and Soye

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

8 **SB 39:** FOR AN ACT ENTITLED, An Act to revise provisions relating to industrial hemp.

9 Was read the second time.

10 The question being "Shall **SB 39** pass as amended?"

11 And the roll being called:

12 Yeas 55, Nays 12, Excused 3, Absent 0

13 Yeas: Andera, Arlint, Auch, Bahmuller, DeGroot, Derby, Duffy, Emery, Fitzgerald, Fosness,
14 Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Jamison,
15 Jorgenson, Kassin, Kolbeck (Jack), Kull, Ladner, Lems, Massie, May, Moore, Mortenson, Muckey,
16 Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Rehfeldt, Reimer,
17 Reisch, Roby, Roe, Schwans, Shorma, Shubeck, Sjaarda, Stevens, Uhre-Balk, Van Diepen, Walburg,
18 Weems, Weisgram, Wittman, and Speaker Hansen

19 Nays: Aylward, Baxter, Garcia, Hunt, Ismay, Jensen (Phil), Jordan, Kayser, Manhart, Mulally,
20 Rice, and Schaeftbauer

21 Excused: Bathke, Czmowski, and Soye

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

24 **SB 159:** FOR AN ACT ENTITLED, An Act to revise requirements pertaining to the minimum age
25 for marriage.

26 Was read the second time.

27 Rep. Rehfeldt moved that **SB 159** be amended as follows:

28 159H

29 On page 1, line 1, of the House State Affairs Engrossed bill, delete "revise requirements
30 pertaining to" and insert " increase"

31 On the House State Affairs Engrossed bill, delete everything after the enacting clause and
32 insert:

33 "

34 **Section 1. That § 25-1-9 be AMENDED:**

35 **25-1-9.** Any unmarried applicant for a marriage license who is eighteen years old or older,
36 and who is not otherwise disqualified, is capable of consenting to and consummating a marriage. ~~If~~
37 ~~either applicant for a marriage license is between the age of sixteen and eighteen, that applicant~~

1 ~~shall submit to the register of deeds a notarized statement of consent to marry from one parent or~~
2 ~~legal guardian of the applicant.~~

3 **Section 2. That § 25-1-33 be AMENDED:**

4 **25-1-33.** ~~A person who is guilty of a Class 1 misdemeanor if the person solemnizes any~~
5 ~~marriage where either of the parties is known to him to be knowing that:~~

6 ~~(1) Either party is under the age of legal consent and without the consent of his or her~~
7 ~~parents or guardian or persons having charge of him or her, or where either of the~~
8 ~~parties is known to him to be eighteen;~~

9 ~~(2) Either party is of unsound mind, or any marriage to which, within his knowledge, any;~~
10 ~~or~~

11 ~~(3) Any other legal impediment exists, is guilty of a Class 1 misdemeanor.~~

12 **Section 3. That § 25-1-13 be REPEALED:**

13 ~~If either party is a minor, no marriage license shall be granted unless the written consent of~~
14 ~~the parent or guardian, duly acknowledged by the parent or guardian, or proved to be genuine, is~~
15 ~~filed in the office of the county register of deeds prior to issuing the license, and a memorandum of~~
16 ~~the facts shall be entered in the marriage record book with the other records of the marriage~~
17 ~~license."~~

18 Which motion lost.

19 The question being "Shall **SB 159** pass as amended?"

20 And the roll being called:

21 Yeas 40, Nays 27, Excused 3, Absent 0

22 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, Derby, Emery, Garcia, Goodwin,
23 Gosch, Greenfield, Heinemann, Hughes, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser,
24 Kolbeck (Jack), Lems, Manhart, May, Muckey, Mulally, Nolz, Novstrup, Peterson (Drew), Pourier,
25 Randolph, Rice, Roby, Schaeftbauer, Schwans, Shubeck, Sjaarda, Uhre-Balk, Weems, and
26 Speaker Hansen

27 Nays: DeGroot, Duffy, Fitzgerald, Fosness, Halverson, Healy, Heermann, Hunt, Ismay, Kull,
28 Ladner, Massie, Moore, Mortenson, Mulder, Odenbach, Overweg, Rehfeldt, Reimer, Reisch, Roe,
29 Shorma, Stevens, Van Diepen, Walburg, Weisgram, and Wittman

30 Excused: Bathke, Czmowski, and Soye

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

33 **SB 171:** FOR AN ACT ENTITLED, An Act to amend provisions pertaining to the processing of
34 absentee ballots and to declare an emergency.

35 Was read the second time.

36 The question being "Shall **SB 171** pass as amended?"

37 And the roll being called:

38 Yeas 56, Nays 11, Excused 3, Absent 0

1 Yeas: Andera, Arlint, Bahmuller, DeGroot, Derby, Duffy, Emery, Fitzgerald, Fosness, Garcia,
2 Goodwin, Gosch, Greenfield, 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), Pourier, Rehfeldt, Reimer,
5 Reisch, Roby, Roe, Schaeftbauer, Schwans, Shorma, Shubeck, Sjaarda, Stevens, Uhre-Balk,
6 Van Diepen, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

7 Nays: Auch, Aylward, Baxter, Hunt, Ismay, Jensen (Phil), Jordan, Manhart, Mulally, Randolph,
8 and Rice

9 Excused: Bathke, Czmowski, and Soye

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

12 **SB 76:** FOR AN ACT ENTITLED, An Act to authorize loans from the South Dakota housing
13 infrastructure fund for airport infrastructure.

14 Was read the second time.

15 Rep. Walburg rose to a point of order that the bill required a simple majority for passage, not
16 a two-thirds majority.

17 The Speaker ruled the bill required a two-thirds majority for passage.

18 Rep. Walburg appealed the ruling of the Speaker.

19 Rep. Overweg requested a roll call vote.

20 Which request was supported.

21 The question being "Shall the ruling of the Speaker be sustained?"

22 And the roll being called:

23 Yeas 33, Nays 34, Excused 3, Absent 0

24 Yeas: Andera, Auch, Aylward, Bahmuller, Baxter, Garcia, Gosch, Greenfield, Heinemann,
25 Hughes, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson, Kayser, Lems, Manhart, May, Mulally, Nolz,
26 Novstrup, Odenbach, Overweg, Pourier, Randolph, Rice, Schaeftbauer, Schwans, Shubeck, Sjaarda,
27 Weisgram, and Speaker Hansen

28 Nays: Arlint, DeGroot, Derby, Duffy, Emery, Fitzgerald, Fosness, Goodwin, Halverson, Healy,
29 Heermann, Jamison, Kassin, Kolbeck (Jack), Kull, Ladner, Massie, Moore, Mortenson, Muckey,
30 Mulder, Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk,
31 Van Diepen, Walburg, Weems, and Wittman

32 Excused: Bathke, Czmowski, and Soye

33 So the question not having received an affirmative vote of a majority of the members-elect,
34 the Speaker declared the ruling of the Speaker was not sustained.

35 The question being "Shall **SB 76** pass as amended?"

36 And the roll being called:

1 Yeas 43, Nays 24, Excused 3, Absent 0

2 Yeas: Andera, Arlint, Bahmuller, DeGroot, Derby, Duffy, Emery, Fitzgerald, Fosness, Goodwin,
3 Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Jamison, Kassin, Kolbeck (Jack),
4 Kull, Ladner, Massie, Moore, Mortenson, Muckey, Mulder, Novstrup, Odenbach, Peterson (Drew),
5 Pourier, Rehfeldt, Reimer, Reisch, Roby, Roe, Schwans, Shorma, Stevens, Uhre-Balk, Van Diepen,
6 Walburg, Weems, and Wittman

7 Nays: Auch, Aylward, Baxter, Garcia, Gosch, Hunt, Ismay, Jensen (Phil), Jordan, Jorgenson,
8 Kayser, Lems, Manhart, May, Mulally, Nolz, Overweg, Randolph, Rice, Schaeftbauer, Shubeck,
9 Sjaarda, Weisgram, and Speaker Hansen

10 Excused: Bathke, Czmowski, and Soye

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 96:** FOR AN ACT ENTITLED, An Act to authorize the imposition of a county option gross
14 receipts tax to reduce owner-occupied property taxes.

15 Was read the second time.

16 The question being "Shall **SB 96** pass as amended?"

17 And the roll being called:

18 Yeas 48, Nays 19, Excused 3, Absent 0

19 Yeas: Andera, Auch, Aylward, Bahmuller, Baxter, Derby, Duffy, Emery, Fitzgerald, Fosness,
20 Goodwin, Greenfield, Halverson, Heinemann, Hughes, Hunt, Ismay, Jamison, Jorgenson, Kassin,
21 Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Massie, May, Moore, Nolz, Odenbach, Overweg, Pourier,
22 Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Shubeck, Sjaarda, Stevens,
23 Uhre-Balk, Walburg, Weisgram, Wittman, and Speaker Hansen

24 Nays: Arlint, DeGroot, Garcia, Gosch, Healy, Heermann, Jensen (Phil), Jordan, Manhart,
25 Mortenson, Muckey, Mulally, Mulder, Novstrup, Peterson (Drew), Randolph, Rehfeldt, Van Diepen,
26 and Weems

27 Excused: Bathke, Czmowski, and Soye

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

30 **SB 204:** FOR AN ACT ENTITLED, An Act to revise certain criteria for loans from the South
31 Dakota housing infrastructure fund.

32 Was read the second time.

33 The question being "Shall **SB 204** pass as amended?"

34 And the roll being called:

35 Yeas 42, Nays 25, Excused 3, Absent 0

1 Yeas: Arlint, Bahmuller, DeGroot, Derby, Duffy, Emery, Fitzgerald, Fosness, Goodwin,
2 Greenfield, Halverson, Healy, Heermann, Heinemann, Jamison, Jorgenson, Kassin, Kolbeck (Jack),
3 Kull, Ladner, Massie, Moore, Mortenson, Muckey, Mulder, Novstrup, Overweg, Peterson (Drew),
4 Pourier, Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen, Walburg,
5 Weems, Weisgram, and Wittman

6 Nays: Andera, Auch, Aylward, Baxter, Garcia, Gosch, Hughes, Hunt, Ismay, Jensen (Phil),
7 Jordan, Kayser, Lems, Manhart, May, Mulally, Nolz, Odenbach, Randolph, Rice, Schaeftbauer,
8 Schwans, Shubeck, Sjaarda, and Speaker Hansen

9 Excused: Bathke, Czmowski, and Soye

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

12 Rep. Odenbach moved that **SB 244** be deferred to Monday, March 9, 2026, the 34th legislative
13 day.

14 Which motion prevailed.

15 **SB 179**: FOR AN ACT ENTITLED, An Act to permit a court to commit a juvenile adjudicated
16 delinquent for certain weapons offenses to the Department of Corrections.

17 Was read the second time.

18 The question being "Shall **SB 179** pass?"

19 And the roll being called:

20 Yeas 42, Nays 25, Excused 3, Absent 0

21 Yeas: Andera, Arlint, Auch, Bahmuller, DeGroot, Derby, Duffy, Fitzgerald, Fosness, Goodwin,
22 Greenfield, Halverson, Heermann, Heinemann, Hughes, Jamison, Kassin, Kayser, Kolbeck (Jack),
23 Kull, Ladner, Lems, Massie, Mortenson, Mulder, Novstrup, Odenbach, Peterson (Drew), Rehfeldt,
24 Reimer, Reisch, Roby, Roe, Schwans, Shorma, Shubeck, Stevens, Van Diepen, Walburg, Weems,
25 Weisgram, and Speaker Hansen

26 Nays: Aylward, Baxter, Emery, Garcia, Gosch, Healy, Hunt, Ismay, Jensen (Phil), Jordan,
27 Jorgenson, Manhart, May, Moore, Muckey, Mulally, Nolz, Overweg, Pourier, Randolph, Rice,
28 Schaeftbauer, Sjaarda, Uhre-Balk, and Wittman

29 Excused: Bathke, Czmowski, 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 **SIGNING OF BILLS**

33 The Speaker publicly read the title to

34 **HB 1017**: FOR AN ACT ENTITLED, An Act to permit the board of a school district to require
35 that certain students receive instruction in alternative settings.

36 **HB 1048**: FOR AN ACT ENTITLED, An Act to make an appropriation for the expansion of
37 broadband infrastructure and to declare an emergency.

- 1 **HB 1089:** FOR AN ACT ENTITLED, An Act to modify the distributions of revenues collected
2 from severance taxation on new permits.
- 3 **HB 1102:** FOR AN ACT ENTITLED, An Act to reschedule the date for filing certain annual
4 reports.
- 5 **HB 1180:** FOR AN ACT ENTITLED, An Act to ensure the validity of non-compete agreements
6 in the context of jointly owned business entities.
- 7 **HB 1194:** FOR AN ACT ENTITLED, An Act to clarify authority for the Cosmetology Commission
8 to credit work experience for educational hours for certain out-of-state licensure applicants, and to
9 require the commission to promulgate rules therefor.
- 10 **HB 1238:** FOR AN ACT ENTITLED, An Act to protect financial institutions taking action to
11 prevent the financial exploitation of consenting, senior, or vulnerable adults.
- 12 **HB 1244:** FOR AN ACT ENTITLED, An Act to repeal the special donations fund and make an
13 appropriation to the Department of Education for the provision of a grant to support the Jobs for
14 America's Graduates-South Dakota program.
- 15 **HB 1250:** FOR AN ACT ENTITLED, An Act to revise the types of community-based providers
16 for purposes of state funded services.
- 17 **HB 1262:** FOR AN ACT ENTITLED, An Act to make an appropriation for a non-residential,
18 school-based, therapeutic services facility in Brown County and to declare an emergency.
- 19 **HB 1263:** FOR AN ACT ENTITLED, An Act to eliminate an exclusion from the definition of an
20 agricultural equipment dealer.
- 21 **HB 1292:** FOR AN ACT ENTITLED, An Act to limit the ability of a health carrier to recoup,
22 recover, or retroactively deny previously paid claims.
- 23 **HB 1311:** FOR AN ACT ENTITLED, An Act to require the reporting of funding given by certain
24 persons and governments to institutions under the control of the Board of Regents and the South
25 Dakota Board of Technical Education.
- 26 **SB 17:** FOR AN ACT ENTITLED, An Act to prohibit a candidate or political committee from
27 accepting contributions or loans made by a foreign national, to provide a penalty therefor, and to
28 declare an emergency.
- 29 **SB 42:** FOR AN ACT ENTITLED, An Act to enhance the penalties for ingestion, possession with
30 intent to deliver, and delivery of a controlled substance in a state correctional facility.
- 31 **SB 43:** FOR AN ACT ENTITLED, An Act to address search and seizure provisions applicable to
32 digital currency.
- 33 **SB 45:** FOR AN ACT ENTITLED, An Act to revise a provision regulating delta-8
34 tetrahydrocannabinol, THC-O acetate, and hexahydrocannabinol for persons under the age of
35 twenty-one and to provide a penalty therefor.
- 36 **SB 89:** FOR AN ACT ENTITLED, An Act to create a task force to study the provision of
37 emergency medical services as an essential service and the funding thereof.
- 38 **SB 98:** FOR AN ACT ENTITLED, An Act to prevent virtual currency kiosk fraud.
- 39 **SB 130:** FOR AN ACT ENTITLED, An Act to make an appropriation for roadway and related
40 infrastructure improvements required because of construction activity at Ellsworth Air Force Base
41 and to declare an emergency.

1 **SB 133:** FOR AN ACT ENTITLED, An Act to provide additional legislative oversight of
2 rulemaking.

3 **SB 142:** FOR AN ACT ENTITLED, An Act to amend the requirements for filing certain campaign
4 finance disclosure statements.

5 **SB 180:** FOR AN ACT ENTITLED, An Act to modify requirements regarding nondomiciled
6 commercial driver licenses.

7 **SB 231:** FOR AN ACT ENTITLED, An Act to create the water infrastructure development fund,
8 to provide an appropriation, to provide for the awarding of grants and loans from the fund for certain
9 rural water projects and to declare an emergency.

10 **SB 240:** FOR AN ACT ENTITLED, An Act to make an appropriation for county rural access
11 infrastructure and to declare an emergency.

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

13 Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at
14 4:31 p.m. the House adjourned.

15 Patricia Miller, Chief Clerk

