

JOURNAL OF THE SENATE

NINETY-FIFTH SESSION

FIRST DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Tuesday, January 14, 2020

BE IT REMEMBERED, That on the fourteenth day of January, A.D., two thousand twenty, at the hour of twelve o'clock meridian, being the date and hour fixed by the Constitution of the State of South Dakota, for the convening of the Legislature, the Ninety-fifth regular session of the Senate of the State of South Dakota was called to order by Lieutenant Governor Larry Rhoden in the Senate Chamber in the Capitol, in the City of Pierre, the seat of our government.

The following prayer was offered by the Chaplain, Pastor Craig Wexler, Pierre/Ft. Pierre Ministerial Association:

Almighty God, we pray that your countenance be placed upon us as we endeavor into the work of this state over these next couple of months. We pray that your compassionate heart be placed within us as we strive to listen to our peers – as we listen and converse with our neighbors in this space. We pray that your Word of truth be placed into our mouths when you call upon us to open them – as we speak to the necessities of those who have elected us into these positions to be THEIR VOICES. And most of all, we pray for humility to serve, rather than to BE SERVED. You have stated to the world, “The first shall be last, and the last shall be first.” You have also taught us that what it means to lead is to serve others first and foremost. As faithful leaders of this state, guide us to our knees as we serve the people – as we lead the people – as we legislate – FOR THE PEOPLE. Thank you, Lord, for this day as a gift – Now let us begin Your work. Thanks be to God. Amen.

The Pledge of Allegiance to the flag of the United States was led by Senate page James D. Lusk IV.

1 I, STEVEN J. BARNETT, Secretary of State of the state of South Dakota, do hereby certify that
2 the elected members of the Senate at the general election held on November 6, 2018 and certified
3 by former Secretary Shantel Krebs on December 3, 2018. The appointed member to District 19 of
4 the Senate, Kyle Schoenfish, was certified by me on January 8, 2020. The appointed member to
5 District 23 of the Senate, John Lake was certified by me on September 13, 2019. The appointed
6 member to District 32 of the Senate, Helene Duhamel, was certified by me on December 5, 2019.
7 The appointed member to District 35 of the Senate, Jessica Castleberry, was certified by me on
8 January 8, 2020. I do hereby certify that these are the members of the South Dakota Senate for
9 the 2020 Legislative Session.

10 District No. 1 Brown, Day, Marshall and Roberts Counties
11 Susan Wismer, Britton

12 District No. 2 Brown, Clark, Hamlin and Spink Counties
13 Brock L. Greenfield, Clark

14 District No. 3 Brown County
15 Al Novstrup, Aberdeen

16 District No. 4 Brookings, Codington, Deuel, and Grant Counties
17 John Wiik, Big Stone City

18 District No. 5 Codington County
19 Lee Schoenbeck, Watertown

20 District No. 6 Lincoln County
21 Ernie Otten, Tea

22 District No. 7 Brookings County
23 V.J. Smith, Brookings

24 District No. 8 Lake, Miner, Moody and Sanborn Counties
25 Jordan Youngberg, Madison

26 District No. 9 Minnehaha County
27 Wayne Steinhauer, Hartford

28 District No. 10 Minnehaha County
29 Margaret Sutton, Sioux Falls

30 District No. 11 Minnehaha County
31 Jim Stalzer, Sioux Falls

32 District No. 12 Lincoln and Minnehaha Counties
33 Blake Curd, Sioux Falls

34 District No. 13 Lincoln and Minnehaha Counties
35 Jack Kolbeck, Sioux Falls

36 District No. 14 Minnehaha County
37 Deb Soholt, Sioux Falls

38 District No. 15 Minnehaha County
39 Reynold F. Nesiba, Sioux Falls

40 District No. 16 Lincoln and Union Counties
41 Jim Bolin, Canton

42 District No. 17 Clay and Turner Counties
43 Arthur L. Rusch, Vermillion

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- 1 District No. 18 Yankton County
 - 2 Craig Kennedy, Yankton

 - 3 District No. 19 Bon Homme, Douglas, Hanson, Hutchinson and McCook Counties

 - 4 District No. 20 Aurora, Davison and Jerauld Counties
 - 5 Joshua Klumb, Mount Vernon

 - 6 District No. 21 Bon Homme, Charles Mix, Gregory and Tripp Counties
 - 7 Rocky Dale Blare, Ideal

 - 8 District No. 22 Beadle and Kingsbury Counties
 - 9 James White, Huron

 - 10 District No. 23 Campbell, Edmunds, Faulk, Hand, McPherson, Potter, Spink and Walworth
 - 11 Counties

 - 12 District No. 24 Hughes, Hyde, Stanley and Sully Counties
 - 13 Jeff Monroe, Pierre

 - 14 District No. 25 Minnehaha County
 - 15 Kris Langer, Dell Rapids

 - 16 District No. 26 Brule, Buffalo, Jones, Lyman, Mellette and Todd Counties
 - 17 Troy E. Heinert, Mission

 - 18 District No. 27 Bennett, Haakon, Jackson, Oglala Lakota and Pennington Counties
 - 19 Red Dawn Foster, Pine Ridge

 - 20 District No. 28 Butte, Corson, Dewey, Harding, Perkins and Ziebach Counties
 - 21 Ryan M. Maher, Isabel

 - 22 District No. 29 Butte, Meade and Pennington Counties
 - 23 Gary L. Cammack, Union Center

 - 24 District No. 30 Custer, Fall River and Pennington Counties
 - 25 Lance Russell, Hot Springs

 - 26 District No. 31 Lawrence County
 - 27 Bob Ewing, Spearfish

 - 28 District No. 32 Pennington County

 - 29 District No. 33 Meade and Pennington Counties
 - 30 Phil Jensen, Rapid City

 - 31 District No. 34 Pennington County
 - 32 Jeffrey D. Partridge, Rapid City

 - 33 District No. 35 Pennington County

34 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the
35 state of South Dakota, this 14th day of January 2020.

36 Steven J. Barnett
37 Secretary of State

1 Unless there is an objection, we will place the Secretary of the State's certification of
2 members of the Senate for the Ninety-fifth Legislative Session in the record without reading.

3 Hearing no objections, the certification is submitted.

4 The oath of office was administered to Senators Jessica Castleberry, Helene Duhamel, and
5 Kyle Schoenfish on January 14, 2020, by the Honorable David Gilbertson, Chief Justice of the
6 Supreme Court.

7 Which was subscribed to and placed on file in the office of the Secretary of State.

8 Chief Justice David Gilbertson administered the oath of office to Senator John Lake on
9 October 15, 2019.

10 When the roll was called, all members were present except Sens. Steinhauer and Wismer who
11 were excused.

12 **COMMUNICATIONS AND PETITIONS**

13 Mr. PRESIDENT:

14 The Committee on Legislative Procedure respectfully reports that the Governor has been
15 notified that the Legislature is duly organized and ready to meet in Joint Session to receive any
16 communications she may desire to transmit and that the Governor is ready to appear before the
17 Joint Session to deliver her message.

18 Also, Mr. PRESIDENT:

19 The Committee on Legislative Procedure respectfully reports that arrangements have been
20 made for a Joint Session of the Senate and the House of Representatives to receive the message of
21 the Governor. And:

22 That the Senate and the House will convene in Joint Session in the Chamber of the House
23 of Representatives at 1:00 p.m., January 14, 2020.

24 That the President of the Senate preside over the Joint Session and that the Secretary of
25 the Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

26 That the Justices of the Supreme Court and the elective and appointed officials of the state
27 government be invited to attend the Joint Session.

28 That when the message of the Governor has been received, the Joint Session be dissolved.

29 That the message of the Governor be printed in the Senate Journal.

1 Also, Mr. PRESIDENT:

2 The Committee on Legislative Procedure respectfully reports that arrangements have been
3 made for a Joint Session of the Senate and the House of Representatives to receive a message of
4 the Chief Justice of the Supreme Court. And:

5 That the Senate and the House convene in Joint Session in the Chamber of the House of
6 Representatives at 1:30 p.m., January 15, 2020.

7 That the President of the Senate preside over the Joint Session and that the Secretary of
8 the Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

9 That the Justices of the Supreme Court, the Governor and elective and appointed officials
10 of the state government be invited to attend the Joint Session.

11 That when the message of the Chief Justice has been received, the Joint Session be
12 dissolved.

13 That the message of the Chief Justice be printed in the Senate Journal.

14 Also, Mr. PRESIDENT:

15 The Committee on Legislative Procedure respectfully reports that arrangements have been
16 made for a Joint Session of the Senate and the House of Representatives to receive a message of
17 the State of the Tribes from a Tribal Chairman. And:

18 That the Senate and the House convene in Joint Session in the Chamber of the House of
19 Representatives at 1:30 p.m., January 16, 2020.

20 That the President of the Senate preside over the Joint Session and that the Secretary of
21 the Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

22 That the Justices of the Supreme Court, the Governor and elective and appointed officials
23 of the state government be invited to attend the Joint Session.

24 That when the message of the Tribal Chairman has been received, the Joint Session be
25 dissolved.

26 That the message of the Tribal Chairman be printed in the Senate Journal.

27 **MOTIONS AND RESOLUTIONS**

28 Sen. Langer moved that the Senate do now proceed with the organization of the Senate.

29 Which motion prevailed.

30 Senator Brock L. Greenfield was elected President Pro tempore of the Senate for the
31 2019-2020 Legislative Session on January 8, 2019.

32 Sen. Langer moved that Kay Johnson be elected Secretary of the Senate for the
33 Ninety-fifth Legislative Session.

1 The question being on Sen. Langer's motion that Kay Johnson be elected Secretary of the
2 Senate for the Ninety-fifth Legislative Session.

3 And the roll being called:

4 Yeas 33, Nays 0, Excused 2, Absent 0

5 Yeas:

6 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
7 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
8 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Sutton, White, Wiik,
9 and Youngberg

10 Excused:

11 Steinhauer and Wismer

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 President declared the motion carried.

14 The oath of office was administered by the Honorable David Gilbertson, Chief Justice of the
15 Supreme Court of the State of South Dakota, to Secretary of the Senate Kay Johnson.

16 Which was subscribed to and placed on file in the office of the Secretary of State.

17 Unless there is an objection, we will waive the reading of the appointments of the
18 employees of the Senate for the Ninety-fifth Legislative Session.

19 Hearing no objection, the reading was waived.

20 The President announced the appointment of the following named persons as employees of the
21 Senate for the Ninety-Fifth Legislative Session:

22 First Assistant to the Secretary – Mike Oakland

23 Second Assistant to the Secretary – Marcy Fifield

24 Third Assistant to the Secretary – Carol Nowak

25 Chief Chaplain – Craig Wexler

26 Secretary to the President Pro Tempore – Mary Beth Fravel

27 Secretary to the Majority Party – Marilyn Seymour

28 Secretary to the Minority Party – Brooke Abdallah

29 Appropriations Secretary – Crystal Ortbahn

30 Committee Secretaries – Lois Henry, Mona Oehlerking, Rena Ortbahn, Barb Sogaard

31 Sergeant at Arms – Dave Bonde

32 Assistant Sergeants at Arms – Gary Hoscheid, Mike Fugitt

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- 1 Pages (1st term) – Brianna Duerre, Daniel Choate, Natalie Fawcett, Jordan Kitzmiller,
2 James D. Lusk IV, Meghan Poindexter, Maria Roghair, Kaelyn Somsen
- 3 Pages (2nd term) – Lainey Aasby, Grace Adam, Ella Hand, Megan Linke, Beth Nagel,
4 Julia K. Russell, Katie Schmit, Claire St. Pierre, Brooklyn Swenson,
5 Abbianna Weinzetl
- 6 Pages (3th term) – Carleen Burger, RyLeigh Christopherson, Rachael Cutshaw,
7 Victoria Donovan, Hunter Eide, Reese Ganje, Broc Kilber, Joseph Lasseter,
8 Carter Linke, Abraham Scharles, Hattie Shaffer, Avery Wolff
- 9 Pages (4th term) – Riley Briggs, Caeden Bunde, Alexa Dunker, Lucy Fods, Emma Kopplin,
10 BriAnna Linn, Natallie Mohr, Abby Moon, Taylor Storbakken, Tianna Tschetter,
11 Avery Weinheimer
- 12 Pages (5th term) – Allison Horkey, Connor Langbehn, Gabriel Nelson, Jacey Orthaus,
13 Jayme Peterson, Maggie Peterson, Caleigh Sanchez, Josie Weber
- 14 Legislative Interns – Alli Cummings, Ryder Fuhrman, Connor Hickman, Madison Russell,
15 Rachel Schoon, Paige Schroeder, Paden Sexton, Samara Soyland, Sydney Swenson
- 16 Legislative Aide – Trevor Gunlicks
- 17 The oath of office was administered by the Honorable David Gilbertson, Chief Justice of the
18 Supreme Court of the State of South Dakota, to the following named employees:
- 19 First Assistant to the Secretary – Mike Oakland
- 20 Second Assistant to the Secretary – Marcy Fifield
- 21 Third Assistant to the Secretary – Carol Nowak
- 22 Chief Chaplain – Craig Wexler
- 23 Secretary to the President Pro Tempore – Mary Beth Fravel
- 24 Secretary to the Majority Party – Marilyn Seymour
- 25 Secretary to the Minority Party – Brooke Abdallah
- 26 Appropriations Secretary – Crystal Ortbahn
- 27 Committee Secretaries – Lois Henry, Mona Oehlerking, Rena Ortbahn, Barb Sogaard
- 28 Sergeant at Arms – Dave Bonde
- 29 Assistant Sergeants at Arms – Gary Hoscheid, Mike Fugitt
- 30 Pages – Brianna Duerre, Daniel Choate, Natalie Fawcett, Jordan Kitzmiller,
31 James D. Lusk IV, Meghan Poindexter, Maria Roghair, Kaelyn Somsen
- 32 Legislative Interns – Alli Cummings, Ryder Fuhrman, Connor Hickman, Madison Russell,
33 Rachel Schoon, Paige Schroeder, Paden Sexton, Samara Soyland, Sydney Swenson
- 34 Legislative Aide – Trevor Gunklicks
- 35 Which was subscribed to and placed on file in the office of the Secretary of State.

1 Sen. Langer moved that the permanent joint rules of the Ninety-fourth Legislative Session with
2 the recommended changes to those joint rules for the Ninety-fifth Legislative Session as adopted in
3 March, 2019, be adopted as the temporary joint rules for the Ninety-fifth Legislative Session.

4 The question being on Sen. Langer's motion that the permanent joint rules of the Ninety-fourth
5 Legislative Session with the recommended changes to those joint rules for the Ninety-fifth
6 Legislative Session as adopted in March, 2019, be adopted as the temporary joint rules for the
7 Ninety-fifth Legislative Session.

8 And the roll being called:

9 Yeas 33, Nays 0, Excused 2, Absent 0

10 Yeas:

11 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
12 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
13 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Sutton, White, Wiik,
14 and Youngberg

15 Excused:

16 Steinhauer and Wismer

17 So the motion having received an affirmative vote of a majority of the members-elect, the
18 President declared the motion carried.

19 Sen. Langer moved that the permanent rules of the Senate for the Ninety-fourth Legislative
20 Session be adopted as the temporary Senate rules for the Ninety-fifth Legislative Session.

21 The question being on Sen. Langer's motion that the permanent rules of the Senate for the
22 Ninety-fourth Legislative Session be adopted as the temporary Senate rules for the Ninety-fifth
23 Legislative Session.

24 And the roll being called:

25 Yeas 33, Nays 0, Excused 2, Absent 0

26 Yeas:

27 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
28 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
29 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Sutton, White, Wiik,
30 and Youngberg

31 Excused:

32 Steinhauer and Wismer

33 So the motion having received an affirmative vote of a majority of the members-elect, the
34 President declared the motion carried.

35 Sen. Langer moved that a committee of three on the part of the Senate be appointed to meet
36 with a committee of four on the part of the House for the purpose of arranging a memorial
37 recognition of deceased former members of the Senate and House.

38 Which motion prevailed and the President announced as such committee Sens. Cammack,
39 Blare, and Wismer.

1 Sen. Langer moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
2 Wednesday, January 15, 2020, the 2nd legislative day.

3 Which motion prevailed.

4 Unless there is an objection, we will waive the reading of the President Pro Tem’s Appointments
5 of Standing Committees and place them in the record.

6 Hearing no objections, the reading was waived.

7 The President announced the appointment of the following standing committees:

8 **** Denotes Chair** *** Denotes Vice-Chair**

9 **Agriculture and Natural Resources (9)**

10 ****Cammack, *Youngberg**, Blare, Ewing, Klumb, Otten (Ernie), Soholt, Foster, Heinert

11 **Appropriations (9)**

12 ****Wiik, *Maher**, Greenfield, Kolbeck, Lake, Partridge, Sutton, White, Nesiba

13 **Commerce and Energy (7)**

14 ****Stalzer, *Schoenbeck**, Curd, Monroe, Novstrup, Steinhauer, Kennedy

15 **Education (7)**

16 ****Curd, *Schoenfish**, Bolin, Jensen (Phil), Smith (V.J.), Steinhauer, Heinert

17 **Government Operations and Audit (5)**

18 ****Maher, *Wiik**, Kolbeck, Rusch, Wismer

19 **Health and Human Services (7)**

20 ****Soholt, *Steinhauer**, Duhamel, Jensen (Phil), Rusch, Russell, Foster

21 **Judiciary (7)**

22 ****Russell, *Rusch**, Blare, Novstrup, Schoenbeck, Stalzer, Kennedy

23 **Legislative Procedure (7)**

24 ****Greenfield (Brock), *Kolbeck**, Bolin, Langer, Novstrup, Schoenbeck, Nesiba

Local Government (7)

****Jensen, *Duhamel,** Cammack, Ewing, Schoenfish, Youngberg, Wismer

Military and Veterans Affairs (5)

****Bolin, *Sutton,** Smith (V.J.), Stalzer, Foster

Retirement Laws (5)

****White, *Bolin,** Smith (V.J.), Nesiba, Wismer

State Affairs (9)

****Ewing, *Klumb,** Bolin, Greenfield (Brock), Langer, Novstrup, Youngberg, Heinert, Kennedy

Taxation (7)

****Monroe, *Smith (V. J.),** Cammack, Castleberry, Otten (Ernie), Stalzer, Wismer

Transportation (7)

****Otten (Ernie), *Blare,** Castleberry, Monroe, Russell, Soholt, Foster

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 1: FOR AN ACT ENTITLED, An Act to provide for the use of electronic communication in the involuntary commitment process and to declare an emergency. **Senator** Soholt and **Representative** Herman Otten

SB 2: FOR AN ACT ENTITLED, An Act to require the Department of Social Services to fully support a statewide centralized resource information system. **Senator** Stalzer and **Representative** Duba

SB 4: FOR AN ACT ENTITLED, An Act to provide for the designation of an appropriate regional facility by the Department of Social Services. **Senator** Soholt and **Representative** Haugaard

SB 5: FOR AN ACT ENTITLED, An Act to provide immunity for qualified mental health professionals at appropriate regional facilities. **Senator** Sutton and **Representative** Diedrich

SB 18: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding professional counselors.

SB 19: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding marriage and family therapists.

SB 20: FOR AN ACT ENTITLED, An Act to create a monitor to review and respond to complaints related to the care provided to youth in the custody or care of certain care facilities, treatment centers, and programs.

Were read the first time and referred to the Committee on Health and Human Services.

1 **SB 3:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding documents of the
2 Legislature. **Senator** Brock Greenfield and **Representative** Haugaard

3 Was read the first time and referred to the Committee on State Affairs.

4 **SB 6:** FOR AN ACT ENTITLED, An Act to revise certain conditions under which presumptive
5 probation may be applied.

6 **SB 7:** FOR AN ACT ENTITLED, An Act to revise the eligibility for presumptive probation.

7 **SB 25:** FOR AN ACT ENTITLED, An Act to establish certain requirements to maintain state
8 compliance with the Master Settlement Agreement.

9 **SB 26:** FOR AN ACT ENTITLED, An Act to increase the assessment of liquidated court costs
10 and to revise the disposition of the funds collected.

11 **SB 27:** FOR AN ACT ENTITLED, An Act to establish a missing persons clearinghouse.

12 Were read the first time and referred to the Committee on Judiciary.

13 **SB 8:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding insurance holding
14 companies.

15 **SB 10:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding cosmetology
16 licensees.

17 **SB 11:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding third party
18 insurance plan administrators.

19 **SB 12:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding comity licensure
20 in the technical professions.

21 **SB 13:** FOR AN ACT ENTITLED, An Act to revise certain educational requirements for the
22 practice of barbering.

23 **SB 23:** FOR AN ACT ENTITLED, An Act to repeal the high school graduation or equivalent
24 requirement for certain licensed professionals.

25 **SB 28:** FOR AN ACT ENTITLED, An Act to repeal provisions regarding the restricted real estate
26 broker's license for auctioneers.

27 **SB 29:** FOR AN ACT ENTITLED, An Act to repeal provisions regarding manufactured and mobile
28 home plumbing licenses and revise provisions regarding plumbing repair work.

29 Were read the first time and referred to the Committee on Commerce and Energy.

30 **SB 9:** FOR AN ACT ENTITLED, An Act to repeal the Department of Labor and Regulation's
31 retirement plan and to transfer plan members and funds to the South Dakota Retirement System.

32 Was read the first time and referred to the Committee on Retirement Laws.

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- 1 **SB 14:** FOR AN ACT ENTITLED, An Act to revise registration requirements for motor vehicles,
2 motorcycles, snowmobiles, trailers, and semitrailers.
- 3 **SB 15:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the retention of
4 motor vehicle title documents by the Department of Revenue.
- 5 **SB 21:** FOR AN ACT ENTITLED, An Act to authorize temporary variable speed limits on state
6 highways under certain circumstances.
- 7 Were read the first time and referred to the Committee on Transportation.
- 8 **SB 16:** FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse certain health
9 care professionals who have complied with the requirements for certain health care recruitment
10 assistance programs and to declare an emergency.
- 11 **SB 17:** FOR AN ACT ENTITLED, An Act to make an appropriation for the plugging and surface
12 reclamation of natural gas wells and to declare an emergency.
- 13 Were read the first time and referred to the Joint Committee on Appropriations.
- 14 **SB 22:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding pesticide
15 registration, pesticide application, and enforcement of pesticide laws.
- 16 **SB 24:** FOR AN ACT ENTITLED, An Act to revise the fees for pesticide registration, private
17 applicator licenses, commercial applicator licenses, and pesticide dealer licenses.
- 18 Were read the first time and referred to the Committee on Agriculture and Natural Resources.
- 19 **SB 30:** FOR AN ACT ENTITLED, An Act to update references to certain federal motor carrier
20 regulations.
- 21 **SB 31:** FOR AN ACT ENTITLED, An Act to revise and repeal certain provisions relating to the
22 South Dakota Retirement System.
- 23 **SB 32:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the administration
24 of certain family and surviving spouse benefits of the South Dakota Retirement System.
- 25 **SB 33:** FOR AN ACT ENTITLED, An Act to authorize the Department of the Military to construct
26 a storage building located in Brown County, to make an appropriation therefor, and to declare an
27 emergency.
- 28 **SB 34:** FOR AN ACT ENTITLED, An Act to establish a qualified benefit preservation
29 arrangement for eligible members of the South Dakota Retirement System.
- 30 **SB 35:** FOR AN ACT ENTITLED, An Act to revise the appropriation for the State Veterans'
31 Cemetery and to declare an emergency.
- 32 **SB 36:** FOR AN ACT ENTITLED, An Act to transfer funds from the budget reserve fund and to
33 declare an emergency.
- 34 **SB 37:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to disasters
35 in the state and to declare an emergency.

1 **SB 38:** FOR AN ACT ENTITLED, An Act to revise the General Appropriations Act for fiscal year
2 2020.

3 **SB 39:** FOR AN ACT ENTITLED, An Act to establish the Jobs for South Dakota's Graduates
4 program and the special donation fund.

5 **SB 40:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the
6 construction of an Allied Health Facility and the demolition of Julian Hall and the Julian Hall Addition
7 to the University of South Dakota, to make an appropriation therefor, and to declare an emergency.

8 **SB 41:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the
9 construction of a facilities building at the University of South Dakota and to make an appropriation
10 therefor.

11 **SB 42:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to demolish three
12 storage structures and contract for the construction of a grounds facility at the University of South
13 Dakota and to make an appropriation therefor.

14 **SB 43:** FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building Authority to
15 issue revenue bonds to provide for maintenance and repair on facilities controlled by the Board of
16 Regents and to provide appropriation therefor.

17 **SB 44:** FOR AN ACT ENTITLED, An Act to authorize the use of crime victims' compensation
18 funds to reimburse law enforcement for certain emergency expenses incurred for victims.

19 **SB 45:** FOR AN ACT ENTITLED, An Act to transfer the functions of the South Dakota Value
20 Added Finance Authority to the South Dakota Economic Development Finance Authority and the
21 South Dakota Board of Economic Development and to abolish the South Dakota Value Added Finance
22 Authority.

23 **SB 46:** FOR AN ACT ENTITLED, An Act to revise provisions related to the restoration of
24 competency of criminal defendants.

25 **SB 47:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding sex offender
26 registration statutes.

27 Were read the first time.

28 Sen. Curd moved that the Senate do now adjourn, which motion prevailed and at 12:29 p.m.
29 the Senate adjourned.

Kay Johnson, Secretary

31 **JOINT SESSION**

32 The Senate convened with the House of Representatives in the House Chamber for the
33 purpose of receiving a message from the Governor, Kristi Noem. The President of the Senate, Larry
34 Rhoden, presided.

35 The following prayer was delivered by Rev. Craig Wexler, Pierre/Fort Pierre Ministerial
36 Association, Pierre, South Dakota:

37 Almighty God, we are a divided nation at this moment in time – we are divided in leadership
38 – we are divided in decision making – we are divided in what we are called to do, especially with
39 our top elected officials – even up to the president himself. We are polarized in such a way that has
40 led to discourse and fear that has been unknown to this world in a very long time. We are divided

1 because our culture has changed – a culture that has taught many to believe that when we disagree
2 with one another, it must mean, and it must be okay to HATE the opposing side.

3 However, this is not Your will, nor is it your work, oh Lord. Your will is unity and harmony –
4 Your will is the care and assistance of the neighbor – Your will *DOES SPEAK TRUTH*, but it speaks it
5 with tactfulness, respect, and in partnership and listening from all sides of the process.

6 Teach us Your ways, Oh God, as we begin this season of legislation. Let the leaders of South
7 Dakota be a representation of what it means to be the voice of the people and to show honor and
8 respect through deliberation, conversation, and decision making. Guide our Governor, our Senators,
9 our Representatives, along with all of the support staff within these walls. Bring us together for the
10 sake of Your work this season, and guide us through Your Son, our Lord and Savior, Jesus Christ.
11 Thanks be to God. Amen.

12 The Secretary of the Senate, Kay Johnson, called the roll of the Senate and the following
13 members were present:

14 Blare; Bolin; Cammack; Castleberry; Curd; Duhamel; Ewing; Foster; Greenfield, Brock;
15 Heinert; Jensen, Phil; Kennedy; Klumb, Kolbeck; Lake; Langer; Maher; Monroe; Nesiba;
16 Novstrup, Al; Otten, Ernie; Partridge; Rusch; Schoenbeck; Schoenfish; Smith, VJ; Soholt; Stalzer;
17 Sutton; White; Wiik; Youngberg.

18 The Chief Clerk of the House of Representatives, Mary Lou Goehring, called the roll of the
19 House and the following members were present:

20 Anderson; Bartels; Barthel; Beal; Bordeaux; Borglum; Brunner; Chaffee; Chase; Cwach;
21 Dennert; Deutsch; Diedrich; Duba; Duvall; Finck; Frye-Mueller; Glanzer; Goodwin; Gosch;
22 Greenfield, Lana; Gross; Hansen; Healy; Howard; Hunhoff; Jensen, Kevin; Johns; Johnson, Chris;
23 Johnson, David; Karr; Koth; Latterell; Lesmeister; Livermont; McCleerey; Mills; Milstead; Miskimins;
24 Mulally; Olson; Otten, Herman; Overweg; Perry; Peterson, Kent; Peterson, Sue; Pischke; Post;
25 Pourier; Qualm; Randolph; Rasmussen; Reed; Reimer; Ring; Rounds; Saba; Smith, Jamie; St. John;
26 Steele; Sullivan; Wangness; Weis; Wiese; Willadsen; York; Speaker Haugaard.

27 Sen. Langer moved that a committee of three on the part of the Senate and a committee of
28 four on the part of the House be appointed to escort the Honorable Kristi Noem, Governor of the
29 State of South Dakota, to the rostrum.

30 Which motion prevailed and the President announced as such committee Sens. Greenfield,
31 Langer, and Heinert on the part of the Senate and Reps. Qualm, Beal, Smith, and McCleerey on the
32 part of the House.

33 The Lieutenant Governor, Larry Rhoden, introduced the Honorable Kristi Noem, who delivered
34 the State of the State Address.

35 The Sergeant at Arms announced the arrival of the Honorable Kristi Noem, who was escorted
36 to the rostrum.

37 Sen. Langer moved that the Joint Session do now dissolve.

38 Which motion prevailed.