

JOURNAL OF THE HOUSE

NINETY-FIFTH SESSION

SECOND DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, January 15, 2020

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

The prayer was offered by Bishop Emeritus David Zellmer, followed by the Pledge of Allegiance led by House page Madison Stroud.

Roll Call: All members present except Rep. Bordeaux who was excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that Chief Clerk of the House has had under consideration the House Journal of the first day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Which motion prevailed.

Respectfully submitted,
Steven G. Haugaard, Chair

REPORTS OF JOINT-SELECT COMMITTEES

1

2 MR. SPEAKER:

3 Your Joint-Select Committee appointed to make arrangements for a Memorial Service for
4 deceased former members of the South Dakota House of Representatives and Senate respectfully
5 reports that they recommend that the House of Representatives and Senate recess and convene in
6 the House Chamber at 3:00 p.m. on January 23, 2020, and that a Joint Memorial Resolution be
7 introduced in their memory by their colleagues in the House of Representatives and Senate.

8 A short program will follow the introduction of the Memorial Resolution. At the conclusion of
9 the Memorial Service, the Joint Session will be dissolved.

10 The Memorial Resolution shall be printed in the House and Senate Journals.

11 Respectfully submitted,
12 Timothy R. Johns
13 Steven G. Haugaard
14 Steven D. McCleerey
15 Nancy Rasmussen
16 House Committee

Respectfully submitted,
Gary Cammack
Rocky Blare
Susan Wismer
Senate Committee

MESSAGES FROM THE SENATE

17

18 MR. SPEAKER:

19 I have the honor to inform your honorable body that the Senate has appointed
20 Sens. Cammack, Blare, and Wismer as a committee of three on the part of the Senate to meet with
21 a committee of four on the part of the House for the purpose of arranging for a memorial recognition
22 of deceased former members of the House and Senate.

23 Also MR. SPEAKER:

24 I have the honor to inform your honorable body that the Senate has approved the adoption
25 of the permanent joint rules adopted by the Ninety-fourth Legislative Session as the temporary joint
26 rules for the Ninety-fifth Legislative Session.

27 Respectfully,
28 Kay Johnson, Secretary

MOTIONS AND RESOLUTIONS

29

30 Rep. Qualm moved that when we adjourn today, we adjourn to convene at 1:00 p.m.,
31 Thursday, January 16, 2020, the 3rd legislative day.

32 Which motion prevailed.

1

FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS

2

HB 1057: FOR AN ACT ENTITLED, An Act to prohibit certain acts against children and provide a penalty therefor.

3

Introduced by: **Representative** Deutsch

4

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

5

HB 1058: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding water development districts.

6

Introduced by: **Representative** Mulally

7

Was read the first time.

8

The following bills were read on January 14, 2020, and today the Speaker assigned these bills to committees:

9

10

HB 1025, 1028, and 1033 were referred to the Committee on Agriculture and Natural Resources.

11

12

HB 1015, 1016, 1017, and 1018 were referred to the Committee on Commerce and Energy.

13

HB 1024, 1027, 1029, 1034, and 1035 were referred to the House Committee on Appropriations.

14

15

HB 1030 was referred to the Committee on Education.

16

HB 1005, 1014, and 1056 were referred to the Committee on Health and Human Services.

17

HB 1009, 1010, 1011, 1012, and 1013 were referred to the Committee on Judiciary.

18

HB 1049 was referred to the Committee on Local Government.

19

HB 1036 was referred to the Committee on Military and Veterans Affairs.

20

HB 1001, 1002, 1003, and 1004 were referred to the Committee on State Affairs.

21

HB 1006, 1007, 1019, and 1020 were referred to the Committee on Taxation.

22

HB 1022 was referred to the Committee on Transportation.

23

COMMEMORATIONS

24

HC 8001: A LEGISLATIVE COMMEMORATION, To honor and commend Chief Justice David Gilbertson for his dedicated services to his community and state.

25

Introduced by: **Representatives** Haugaard, Qualm, and Jamie Smith and **Senators** Brock Greenfield, Heinert, and Langer

1 Rep. Qualm moved that the House do now adjourn, which motion prevailed and at 1:23 p.m.
 2 the House adjourned.

3 Mary Lou Goehring, Chief Clerk

4 **JOINT SESSION**

5 The Senate convened with the House of Representatives in the House Chamber for the purpose
 6 of receiving a message from the Chief Justice of the Supreme Court, David Gilbertson. The President
 7 of the Senate, Larry Rhoden, presided.

8 The following prayer was delivered by Bishop Emeritus David B. Zellmer, South Dakota Synod
 9 of the ELCA, Sioux Falls, South Dakota:

10 Lord of all, you have declared what is right: to seek justice, to love kindness, and to walk
 11 humbly with you. We give thanks and praise for Chief Justice David Gilbertson for his many years
 12 of dedicated service to the people of South Dakota. For his wise and fair counsel and rulings, and
 13 more importantly, for how he has guided the court system to ever more effectively and appropriately
 14 serve all of the people of South Dakota. Bless our judges and courts, juries and law officers, in and
 15 across this state. Guard them from retribution and from corruption, give them the spirit of wisdom
 16 that they may perceive the truth and administer the law impartially as instruments of your divine
 17 will.

18 We pray for Governor Noem, our Senators and Representatives, and all elected and appointed
 19 officials that they might govern wisely and fairly, and that the common good might be lifted up.

20 In your holy name, we pray. Amen.

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

23 Blare; Bolin; Cammack; Castleberry; Curd; Duhamel; Ewing; Foster; Greenfield, Brock;
 24 Heinert; Jensen, Phil; Kennedy; Klumb; Kolbeck; Lake; Langer; Maher; Monroe; Nesiba;
 25 Novstrup, Al; Otten, Ernie; Partridge; Rusch; Russell; Schoenbeck; Schoenfish; Smith, VJ; Soholt;
 26 Stalzer; Sutton; White; Wiik; Youngberg.
 27

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

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

37 Sen. Langer moved that a committee of three on the part of the Senate and a committee of
 38 four on the part of the House be appointed to escort Chief Justice David Gilbertson to the rostrum.

39 Which motion prevailed and the President announced as such committee Sens. Langer, Bolin,
 40 and Heinert on the part of the Senate and Reps. Qualm, Beal, Smith (Jamie), and McCleerey on the
 41 part of the House.

42 The Lieutenant Governor, Larry Rhoden, introduced the Honorable David Gilbertson, to deliver
 43 the State of the Judiciary Address.

1 The Sergeant at Arms announced the arrival of Chief Justice David Gilbertson who was escorted
2 to the rostrum.

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

4 Which motion prevailed.

