

JOURNAL OF THE SENATE

NINETY-FIFTH SESSION

SIXTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Wednesday, January 22, 2020

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

The prayer was offered by the Chaplain, Pastor Jake Krahn, followed by the Pledge of Allegiance led by Senate page Meghan Poindexter.

Roll Call: All members present except Sen. Schoenbeck who was absent.

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 fifth 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,
Brock L. Greenfield, Chair

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REPORTS OF STANDING COMMITTEES

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MR. PRESIDENT:

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The Committee on Senate Health and Human Services respectfully reports that it has had under consideration **SB 50** and returns the same with the recommendation that said bill do pass.

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Respectfully submitted,
Deb Soholt, Chair

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MOTIONS AND RESOLUTIONS

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Sen. Langer moved that **SB 26 and 27** be deferred to Thursday, January 23, 2020, the 7th legislative day.

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Which motion prevailed.

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Sen. Langer moved that consideration of the report of the Committee on SB22 be deferred until Friday, January 24, 2020, the 8th legislative day.

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Which motion prevailed.

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CONSIDERATION OF REPORTS OF COMMITTEES

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Sen. Greenfield moved that the report of the Standing Committee on Senate Legislative Procedures be adopted and that the temporary Senate rules adopted by the Ninety-fifth Legislative Session be adopted as the permanent Senate rules of the Ninety-fifth Legislative Session with the changes adopted in the Senate Legislative Procedures Committee report.

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The question being on Sen. Greenfield's motion that the report of the Standing Committee on Senate Legislative Procedures be adopted and that the temporary Senate rules adopted by the Ninety-fifth Legislative Session be adopted as the permanent Senate rules of the Ninety-fifth Legislative Session with the changes adopted in the Senate Legislative Procedures Committee report.

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And the roll being called:

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Yeas 34, Nays 0, Excused 1, Absent 0

26

Yeas:

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

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Excused:

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Schoenbeck

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

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1 Sen. Greenfield moved that the report of the Standing Committee on Joint Legislative Procedure
2 be adopted and that the temporary Joint rules adopted by the Ninety-fifth Legislative Session be
3 adopted as the permanent Joint rules of the Ninety-fifth Legislative Session with the changes
4 adopted in the Joint Legislative Procedure Committee report.

5 The question being on Sen. Greenfield's motion that the report of the Standing Committee on
6 Joint Legislative Procedure be adopted and that the temporary Joint rules adopted by the Ninety-
7 fifth Legislative Session be adopted as the permanent Joint rules of the Ninety-fifth Legislative
8 Session with the changes adopted in the Joint Legislative Procedure Committee report.

9 And the roll being called:

10 Yeas 29, Nays 5, Excused 1, Absent 0

11 Yeas:

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

15 Nays:

16 Foster, Heinert, Kennedy, Nesiba, and Wismer

17 Excused:

18 Schoenbeck

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

21 **CONSIDERATION OF EXECUTIVE APPOINTMENTS**

22 The Senate proceeded to the consideration of the executive reappointment of Brian Zeeb, to
23 the Interstate Commission for Adult Offender Supervision.

24 The question being "Does the Senate advice and consent to the executive reappointment of
25 Brian Zeeb pursuant to the message as found on page 16 of the Senate Journal?"

26 And the roll being called:

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

28 Yeas:

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

33 Excused:

34 Schoenbeck

35 So the question having received an affirmative vote of a majority of the members-elect, the
36 President declared the reappointment confirmed.

1

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

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SB 62: FOR AN ACT ENTITLED, An Act to revise the membership and responsibilities of the South Dakota Board on Geographic Names.

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Introduced by: **Senator** Schoenbeck

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

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SB 63: FOR AN ACT ENTITLED, An Act to establish certain provisions regarding pore spaces.

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Introduced by: **Senator** Maher

8

Was read the first time and referred to the Committee on Agriculture and Natural Resources.

9

SB 64: FOR AN ACT ENTITLED, An Act to prohibit capital punishment for any person suffering from a severe mental illness.

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Introduced by: **Senator** Rusch

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SB 65: FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to trusts.

13

Introduced by: **Senator** Partridge

14

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

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SB 66: FOR AN ACT ENTITLED, An Act to provide for the creation and funding of Oceti Sakowin charter schools.

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Introduced by: **Senators** Heinert, Foster, Phil Jensen, and Youngberg and **Representatives** Pourier, Bordeaux, Haugaard, and St. John at the request of the State-Tribal Relations

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Was read the first time and referred to the Committee on Education.

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SECOND READING OF CONSENT CALENDAR ITEMS

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

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

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

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

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

3 Were read the second time.

4 The question being "Shall **SB 8, 10, 11, 12, and 44** pass?"

5 And the roll being called:

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

7 Yeas:

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

12 Excused:

13 Schoenbeck

14 So the bills having received an affirmative vote of a majority of the members-elect, the
15 President declared the bills passed and the titles were agreed to.

16 Sen. Schoenfish moved that the Senate do now adjourn, which motion prevailed and at
17 2:39 p.m. the Senate adjourned.

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Kay Johnson, Secretary

