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

The prayer was offered by the Chaplain, Pastor Emily Munger, followed by the Pledge of Allegiance led by Senate page Lainey Aasby.

Roll Call: All members present except Sens. Foster and Steinhauer who were excused.

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 eighth 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,

Brock L. Greenfield, Chair

Which motion prevailed.
The oath of office was administered by the President to the following named pages:


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

COMMUNICATIONS AND PETITIONS

June 17, 2019

The Honorable Larry Rhoden
President of the Senate
500 East Capitol Avenue
Pierre, SD 57501

Dear Mr. President and Members of the Senate:

Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your consent, I am honored to inform you that I have appointed Major General Jeffrey P. Marlette, of Pennington County, Rapid City, South Dakota, to the position of Adjutant General.

This appointment was effective June 8, 2019.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Military and Veterans Affairs.

January 23, 2020

The Honorable Larry Rhoden
President of the Senate
500 East Capitol Avenue
Pierre, SD 57501

Dear Mr. President and Members of the Senate:

Pursuant to the provisions of South Dakota Codified Law 33-1-10 and 33-1-10.1, and subject to your consent, I have the honor to inform you that I have appointed Michael Oster, of Pennington County, Rapid City, South Dakota, as the Assistant Adjutant General, Army.

This appointment was effective August 28, 2019.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Military and Veterans Affairs.
August 16, 2019

The Honorable Larry Rhoden
President of the Senate
500 East Capitol Avenue
Pierre, SD 57501

Dear Mr. President and Members of the Senate:

Pursuant to the provisions of Article IV, Section 9 of the Constitution, and subject to your consent, I am honored to inform you that I have appointed Hunter Roberts, of Hughes County, Pierre, South Dakota, to the position of Secretary of the Department of Environment and Natural Resources.

This appointment was effective August 5, 2019.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Agriculture and Natural Resources.

July 27, 2019

The Honorable Larry Rhoden
President of the Senate
500 East Capitol Avenue
Pierre, SD 57501

Dear Mr. President and Members of the Senate:

Pursuant to the provisions of Article IV, Section 9, of the Constitution, and subject to your consent, I am honored to inform you that I have appointed Laurie Gill, of Hughes County, Pierre, South Dakota, to the position of Secretary of the Department of Social Services.

This appointment was effective July 9, 2019.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Health and Human Services.
November 26, 2019

The Honorable Larry Rhoden
President of the Senate
500 East Capitol Avenue
Pierre, SD 57501

Dear Mr. President and Members of the Senate:

Pursuant to SDCL § 1-33-10, and subject to your consent, I am honored to inform you that I have appointed Darin Seeley, of Lake County, Wentworth, South Dakota, to the position of Commissioner of the Bureau of Human Resources.

This appointment was effective October 14, 2019.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Taxation.

July 16, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 13-49 of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Barbara Stork, Union County, North Sioux City, South Dakota, to the State Board of Regents.

This appointment is effective July 2, 2019, and shall continue until March 31, 2025.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Education.
January 12, 2020

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 5-12 of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed Tina VanCamp, Stanley County, Fort Pierre, South Dakota, to the South Dakota Building Authority.

This appointment is effective January 21, 2020, and shall continue until January 15, 2024.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Commerce and Energy.

March 25, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Joy Nelson, Codington County, Watertown, South Dakota, to the Board of Economic Development.

This appointment is effective March 12, 2019, and shall continue until April 14, 2022.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Taxation.
April 18, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed Donald L. Kettering, of Yankton County, Yankton, South Dakota, to the Board of Economic Development.

This appointment is effective April 19, 2019, and shall continue until April 19, 2023.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Taxation.

June 3, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Patrick Burchill, Pennington County, Rapid City, South Dakota, to the Board of Economic Development.

This appointment is effective April 19, 2019, and shall continue until April 19, 2023.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Taxation.
June 10, 2019

The Honorable Larry Rhoden  
President of the Senate  
State Capitol  
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Kevin Tetzlaff, of Brookings County, Brookings, South Dakota, to the Board of Economic Development.

This appointment is effective April 19, 2019, and shall continue until April 19, 2023.

Sincerely,

Kristi Noem  
Governor

The President announced the referral of the appointment to the Committee on Taxation.

March 20, 2019

The Honorable Larry Rhoden  
President of the Senate  
State Capitol  
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed James Yunag, Minnehaha County, Sioux Falls, South Dakota, to the Board of Economic Development.

This appointment is effective March 12, 2019, and shall continue until April 14, 2022.

Sincerely,

Kristi Noem  
Governor

The President announced the referral of the appointment to the Committee on Commerce and Energy.
April 25, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have reappointed Theodore H. Hustead, Pennington County, Wall, South Dakota, to the Board of Economic Development.

This appointment is effective April 19, 2019, and shall continue until April 19, 2023.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Commerce and Energy.

November 7, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 1-16G of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed David Emery, Pennington County, Rapid City, South Dakota, to the Board of Economic Development.

This appointment is effective October 15, 2019, and shall continue until April 19, 2021.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Commerce and Energy.
April 25, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 40-18 of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed David Koupal, Fall River County, Edgemont, South Dakota, to the State Brand Board.

This appointment is effective April 24, 2019, and shall continue until January 3, 2022.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Agriculture and Natural Resources.

April 25, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 40-18 of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Lyle Spring, Meade County, Union Center, South Dakota, to the State Brand Board.

This appointment is effective April 11, 2019, and shall continue until January 3, 2022.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Agriculture and Natural Resources.
October 29, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Senate Bill 65, 2017 Legislative Session and subject to your consent, I have the honor to inform you that I have reappointed Scott Peterson, Butte County, Belle Fourche, South Dakota, to the South Dakota Board of Technical Education.

This appointment is effective November 1, 2019, and shall continue until October 31, 2022.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Education.

October 29, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Senate Bill 65, 2017 Legislative Session and subject to your consent, I have the honor to inform you that I have reappointed Bob Faehn, Codington County, Watertown, South Dakota, to the South Dakota Board of Technical Education.

This appointment is effective November 1, 2019, and shall continue until October 31, 2022.

Sincerely,
Kristi Noem
Governor

The President announced the referral of the reappointment to the Committee on Education.
January 12, 2020

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of Chapter 41-2 of the South Dakota Codified Laws and subject to your consent, I have the honor to inform you that I have appointed Charles Spring, Meade County, Union Center, South Dakota, to the Game, Fish and Parks Commission.

This appointment is effective January 11, 2020, and shall continue until January 10, 2024.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Agriculture and Natural Resources.

June 25, 2019

The Honorable Larry Rhoden
President of the Senate
State Capitol
Pierre, SD 57501

Dear President and Members of the Senate:

Pursuant to the provisions of House Bill 1076, 2017 Legislative Session and subject to your consent, I have the honor to inform you that I have appointed David Gienapp, Lake County, Madison, South Dakota, to the Government Accountability Board.

This appointment is effective July 1, 2019, and shall continue until June 30, 2024.

Sincerely,

Kristi Noem
Governor

The President announced the referral of the appointment to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on Senate Health and Human Services respectfully reports that it has had under consideration SB 1 and 20 and returns the same with the recommendation that said bills do pass.
Also MR. PRESIDENT:

The Committee on Senate Health and Human Services respectfully reports that it has had under consideration HB 1005 and returns the same with the recommendation that said bill do pass, and having been certified as uncontested, be placed on the consent calendar.

Respectfully submitted,

Deb Soholt, Chair

MR. PRESIDENT:

The Committee on Senate Local Government respectfully reports that it has had under consideration HB 1049 and 1052 and returns the same with the recommendation that said bills do pass, and having been certified as uncontested, be placed on the consent calendar.

Respectfully submitted,

Phil Jensen, Chair

MR. PRESIDENT:

The Committee on Senate Taxation respectfully reports that it has had under consideration SB 67 which was deferred to the 41st Legislative Day.

Respectfully submitted,

Jeff Monroe, Chair

MOTIONS AND RESOLUTIONS

Sen. Langer moved that SB 39 be deferred to Tuesday, January 28, 2020, the 10th legislative day.

Which motion prevailed.

Sen. Langer moved that SB 26 be deferred to Thursday, January 30, 2020, the 12th legislative day.

Which motion prevailed.

CONSIDERATION OF REPORTS OF COMMITTEES

Sen. Langer moved that the report of the Standing Committee on State Affairs on SB 45 as found on page 72 of the Senate Journal be adopted.

Which motion prevailed and the report was adopted.
FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 74: FOR AN ACT ENTITLED, An Act to revise provisions regarding legislative candidates.
Introduced by: Senator Bolin
Was read the first time and referred to the Committee on State Affairs.

SB 75: FOR AN ACT ENTITLED, An Act to provide for a habitat stamp on hunting and fishing licenses.
Introduced by: Senator V. J. Smith
Was read the first time and referred to the Committee on Agriculture and Natural Resources.

SB 76: FOR AN ACT ENTITLED, An Act to provide for the assessment of certain agricultural land as noncropland.
Introduced by: Senator Russell
Was read the first time and referred to the Committee on Taxation.

SB 77: FOR AN ACT ENTITLED, An Act to make an appropriation for certain costs related to the commissioning of the USS Pierre and to declare an emergency.
Introduced by: Senator Monroe
Was read the first time and referred to the Committee on Military and Veterans Affairs.

SECOND READING OF CONSENT CALENDAR ITEMS

SB 14: FOR AN ACT ENTITLED, An Act to revise registration requirements for motor vehicles, motorcycles, snowmobiles, trailers, and semitrailers.

SB 15: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the retention of motor vehicle title documents by the Department of Revenue.

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

Were read the second time.
The question being "Shall SB 14, 15, and 62 pass?"
And the roll being called:
Yeas 33, Nays 0, Excused 2, Absent 0

Excused: Foster and Steinhauer

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

SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

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

Was read the second time.

The question being "Shall SB 23 pass?"

And the roll being called:

Yeas 33, Nays 0, Excused 2, Absent 0


Excused: Foster and Steinhauer

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

SB 22: FOR AN ACT ENTITLED, An Act to to revise certain provisions regarding pesticide registration, pesticide application, and enforcement of pesticide laws.

Was read the second time.

The question being "Shall SB 22 pass as amended?"

And the roll being called:

Yeas 31, Nays 2, Excused 2, Absent 0


Nays: Monroe and Wismer
Excused:
   Foster and Steinhauer

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

Sen. Wiik requested a fiscal note on SB 21.
Which request was supported.

SB 30: FOR AN ACT ENTITLED, An Act to update references to certain federal motor carrier regulations.

Was read the second time.
The question being "Shall SB 30 pass?"
And the roll being called:

Yeas 31, Nays 2, Excused 2, Absent 0

Yeas:

Nays:
   Heinert and Maher

Excused:
   Foster and Steinhauer

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

Sen. Duhamel moved that the Senate do now adjourn, which motion prevailed and at 2:43 p.m. the Senate adjourned.

Kay Johnson, Secretary