

# *JOURNAL OF THE SENATE*

## *NINETY-FIFTH SESSION*

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ELEVENTH DAY

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STATE OF SOUTH DAKOTA  
Senate Chamber, Pierre  
Wednesday, January 29, 2020

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

The prayer was offered by the Chaplain, Pastor Matt Spoden, followed by the Pledge of Allegiance led by Senate pages Megan Linke and Beth Nagel.

Roll Call: All members present.

### **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 tenth 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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2 MR. PRESIDENT:

3 The Committee on Senate State Affairs respectfully reports that it has had under consideration  
4 **SB 74** and returns the same with the recommendation that said bill do pass.

5 Respectfully submitted,  
6 Bob Ewing, Chair

7 MR. PRESIDENT:

8 The Committee on Senate Transportation respectfully reports that it has had under  
9 consideration **SB 52 and 69** and returns the same with the recommendation that said bills do pass,  
10 and having been certified as uncontested, be placed on the consent calendar.

11 Respectfully submitted,  
12 Rocky Blare, Vice-Chair

13 MR. PRESIDENT:

14 The Committee on Senate Health and Human Services respectfully reports that it has had  
15 under consideration **SB 4** and returns the same with the recommendation that said bill do pass.

16 Respectfully submitted,  
17 Deb Soholt, Chair

18 MR. PRESIDENT:

19 The Committee on Senate Local Government respectfully reports that it has had under  
20 consideration **SB 56** and returns the same with the recommendation that said bill do pass.

21 Also MR. PRESIDENT:

22 The Committee on Senate Local Government respectfully reports that it has had under  
23 consideration **SB 58** which was deferred to the 41st Legislative Day.

24 Respectfully submitted,  
25 Phil Jensen, Chair

26 MR. PRESIDENT:

27 The Committee on Senate Taxation respectfully reports that it has had under consideration  
28 **SB 68** which was deferred to the 41st Legislative Day.

29 Respectfully submitted,  
30 Jeff Monroe, Chair

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**MESSAGES FROM THE HOUSE**

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Mr. PRESIDENT:

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I have the honor to transmit herewith **HB 1074** which has passed the House and your favorable consideration is respectfully requested.

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Respectfully,  
Mary Lou Goehring, Chief Clerk

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**MOTIONS AND RESOLUTIONS**

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**SR 701:** A RESOLUTION, In support of rescinding the Medals of Honor given to United States soldiers for the involvement and participation of the soldiers in the Wounded Knee Massacre of 1890.

10

Introduced by: **Senator** Heinert

11

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

12

13

**SCR 602:** A CONCURRENT RESOLUTION, To invite responsible gun owners from Virginia to relocate to South Dakota.

14

Introduced by: **Senator** Wiik

15

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

16

17

Sen. Langer moved that **SB 20** be deferred to Thursday, January 30, 2020, the 12<sup>th</sup> legislative day.

18

Which motion prevailed.

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Sen. Langer moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on January 30, 2020, the 12<sup>th</sup> legislative day.

21

Which motion prevailed.

22

**CONSIDERATION OF REPORTS OF COMMITTEES**

23

Sen. Langer moved that the report of the Standing Committee on

24

Commerce and Energy on **SB 54** as found on page 97 of the Senate Journal be adopted.

25

Which motion prevailed and the report was adopted.

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**FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS**

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3  
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**SB 90:** FOR AN ACT ENTITLED, An Act to revise the distribution of motor fuel tax revenue, create a small structure and large culvert fund, provide for the use and administration of the fund, and to make an appropriation thereof.

5

Introduced by: **Senator** Brock Greenfield

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7

**SB 91:** FOR AN ACT ENTITLED, An Act to revise provisions regarding the salary for state's attorneys.

8

Introduced by: **Senator** Russell

9

Were read the first time and referred to the Committee on Local Government.

10

**SB 92:** FOR AN ACT ENTITLED, An Act to provide for the repurposing of STAR Academy.

11

Introduced by: **Senator** Russell

12  
13

**SB 100:** FOR AN ACT ENTITLED, An Act to regulate certain portable recording systems worn by law enforcement officers.

14

Introduced by: **Senator** Nesiba

15

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

16  
17

**SB 93:** FOR AN ACT ENTITLED, An Act to establish conditions under which a parent may refuse consent for health care services.

18

Introduced by: **Senator** Phil Jensen

19

**SB 99:** FOR AN ACT ENTITLED, An Act to prohibit certain persons from practicing acupuncture.

20

Introduced by: **Senator** Monroe

21

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

22  
23

**SB 94:** FOR AN ACT ENTITLED, An Act to revise provisions for taxes levied by the board of a school district for the capital outlay fund.

24

Introduced by: **Senator** Brock Greenfield

25

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

1 **SB 95:** FOR AN ACT ENTITLED, An Act to modify certain provisions regarding the repayment  
2 of restitution.

3 Introduced by: **Senator** Russell

4 **SB 96:** FOR AN ACT ENTITLED, An Act to prohibit the denial of benefits based solely on a  
5 controlled substance felony.

6 Introduced by: **Senator** Nesiba

7 **SB 98:** FOR AN ACT ENTITLED, An Act to extend the notification period for possession of a  
8 concealed pistol in the state capitol.

9 Introduced by: **Senator** Stalzer

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

11 **SB 97:** FOR AN ACT ENTITLED, An Act to title vehicles older than thirty years with no existing  
12 record.

13 Introduced by: **Senator** Nesiba

14 Was read the first time and referred to the Committee on Transportation.

15 **SB 101:** FOR AN ACT ENTITLED, An Act to prohibit internet service providers from selling  
16 certain customer data without consent.

17 Introduced by: **Senator** Nesiba

18 **SB 102:** FOR AN ACT ENTITLED, An Act to provide certain procedures regarding the effect of  
19 initiated measures and amendments.

20 Introduced by: **Senator** Nesiba

21 Were read the first time.

22 **FIRST READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

23 **HB 1074:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the required  
24 time that sexual assault kits be preserved.

25 Was read the first time and referred to the Committee on Judiciary.

26 Sen. Castleberry moved that the Senate do now adjourn, which motion prevailed and at  
27 2:19 p.m. the Senate adjourned.

28 Kay Johnson, Secretary

