Roll Call

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Soholt

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 07TH

Moved by: Phil Jensen
Second by: Duhamel
Action: Prevailed by voice vote

MOTION: AMEND HB 1057

On page 1, line 1, of the House State Affairs bill, after "children" delete " and provide a penalty therefor"
On page 1, line 5, of the House State Affairs bill, delete "and 26-10-38 " and insert "to 26-10-39, inclusive,"
On page 1, line 13, of the House State Affairs bill, delete "26-10-38" and insert "26-10-39"
On page 1, line 13, of the House State Affairs bill, delete "who engages in any of the " and insert "may not engage in the"
On page 1, line 16, of the House State Affairs bill, after "sex" delete ", is guilty of a Class 1 misdemeanor"

On page 2, line 2, of the House State Affairs bill, after "tissue." insert "

Section 3. That a NEW SECTION be added:
26-10-38. Claim for relief—Actions through parent or next friend—Actions upon reaching age of majority.
Any person injured by practices prohibited under § 26-10-37 may bring a claim to obtain
injunctive relief, compensatory and special damages, and any other relief available under law against any person who committed the violation. Minors injured by practices prohibited under § 26-10-37 may bring an action during their minority through a parent or next friend and may bring an action in their own name upon reaching the age of majority until the age of thirty-eight.

On page 2, line 3, of the House State Affairs bill, delete "26-10-38" and insert "26-10-39"

Moved by: Russell
Second by: Steinhauer
Action: Prevailed by voice vote

HB 1057: prohibit certain acts against children and provide a penalty therefor.

Presented by: Representative Fred Deutsch (Handout(s) #1)
Proponents: Scott Newgent, self, Texas (via telephone)
Lisa Gennaro, Concerned Women for America
Mike Laidlaw, self, California
Don Oliver, self, Rapid City
Glenn Ridder, self, Sioux Falls
Allen L. Hoekman, self, Watertown  
C. Alan Hopewell, self, Texas  
Kara Dansky, self, Washington D.C.  
Chris Motz, SD Catholic Conference  
Norman Woods, Family Heritage Alliance Action (Handout(s) #2)  
Senator Brock Greenfield  
Tamara Grove, South Dakota Family Policy Council  

Opponents:  
Mitch Rave, Sanford Health (Handout(s) #3)  
Keith Hansen, Sanford Health  
Dean Krogman, SD Medical Association (Handout(s) #4)  
Lindsey Riter-Rapp, South Dakota Section ACOG  
Kristen Carter, South Dakota Pharmacists Association  
Michaela Seiber, self, Sioux Falls  
Karin Eagle, self, Pine Ridge  
David Owen, South Dakota Chamber of Commerce  
Bill Van Camp, SD Retailers Association  
Debra Owen, Sioux Falls Chamber of Commerce  
Candi Brings Plenty, American Civil Liberties Union  
Lauren R. Stanley, self, Rosebud  
Kim Parke, self, Sioux Falls  
Quinncy Parke, self, Sioux Falls  
Dee Ereth, self, Lead  
Senator R. Blake Curd

**MOTION:** DEFER HB 1057 TO THE 41ST LEGISLATIVE DAY

Moved by: Steinhauer  
Second by: Foster  
Action: Was not acted on.

**MOTION:** SUBSTITUTE MOTION: DO PASS HB 1057 AS AMENDED

Moved by: Russell  
Second by: Phil Jensen  
Action: Failed by Majority Members Elect (2-5-0-0)

Voting Yes: Phil Jensen and Russell  
Voting No: Duhamel, Rusch, Foster, Steinhauer, and Soholt

Revert to previous motion

**MOTION:** DEFER HB 1057 TO THE 41ST LEGISLATIVE DAY

Moved by: Steinhauer  
Second by: Foster  
Action: Prevailed by Majority Members Elect (5-2-0-0)

Voting Yes: Duhamel, Rusch, Foster, Steinhauer, and Soholt  
Voting No: Phil Jensen and Russell
MOTION: ADJOURN

Moved by: Steinhauer
Second by: Russell
Action: Prevailed by voice vote

Rena Ortbahn, Committee Secretary

/s/ DEB SOHOLT
Deb Soholt, Chair