

# *JOURNAL OF THE HOUSE*

## *NINETY-FIFTH SESSION*

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EIGHTEENTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Tuesday, February 11, 2020

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Rev. Greg Kroger, followed by the Pledge of Allegiance led by House page Sarah Hancock.

Roll Call: All members present except Reps. Deutsch, Pourier, and Sullivan who were excused.

### **APPROVAL OF THE JOURNAL**

MR. SPEAKER:

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

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**REPORTS OF STANDING COMMITTEES**

1

2 Mr. SPEAKER:

3 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and  
4 Enrolling has carefully compared **HB 1006, 1022, and 1038** and finds the same correctly enrolled.

5  
6

Respectfully submitted,  
Steven G. Haugaard, Chair

7 Also MR. SPEAKER:

8 The Committee on House Agriculture and Natural Resources respectfully reports that it has had  
9 under consideration **HB 1071 and 1171** which were deferred to the 41st Legislative Day.

10 Also MR. SPEAKER:

11 The Committee on House Agriculture and Natural Resources respectfully reports that it has had  
12 under consideration **HB 1112** and returns the same with the recommendation that said bill be  
13 amended as follows:

14

1112A

15 On page 1, line 2, of the Introduced bill, after "Board" insert " and to declare an emergency"

16 On page 3, line 16, of the Introduced bill, after "4. " insert "Whereas, this Act is necessary for  
17 the support of the state government and its existing public institutions, an emergency is hereby  
18 declared to exist, and this Act shall be in full force and effect from and after its passage and  
19 approval."

20 And that as so amended, said bill do pass.

21 Also MR. SPEAKER:

22 The Committee on House Agriculture and Natural Resources respectfully reports that it has had  
23 under consideration **HB 1118** which was tabled.

24  
25

Respectfully submitted,  
Thomas J. Brunner, Chair

26 Also MR. SPEAKER:

27 The Committee on House Taxation respectfully reports that it has had under consideration  
28 **HB 1151 and 1160** which were deferred to the 41st Legislative Day.

29 Also MR. SPEAKER:

30 The Committee on House Taxation respectfully reports that it has had under consideration  
31 **HB 1159** and returns the same with the recommendation that said bill do pass.

32  
33

Respectfully submitted,  
Mark Willadsen, Chair

1 Also MR. SPEAKER:

2 The Committee on House Local Government respectfully reports that it has had under  
3 consideration **HB 1116** and returns the same with the recommendation that said bill do pass, and  
4 having been certified as uncontested, be placed on the consent calendar.

5 Also MR. SPEAKER:

6 The Committee on House Local Government respectfully reports that it has had under  
7 consideration **HB 1165** and returns the same with the recommendation that said bill be amended  
8 as follows:

9 1165B

10 On page 1, line 8, of the Introduced bill, after "of " delete "the improvement or ornamentation  
11 of "

12 On page 1, line 9, of the Introduced bill, remove the overstrikes from " or for improvement or  
13 ornamentation of the same"

14 On page 1, line 14, of the Introduced bill, after "board" delete " or agreed to under the policy  
15 established by resolution of the governing body"

16 On page 1, line 15, of the Introduced bill, after "body." insert " A municipality may, by  
17 resolution, establish a policy for the acceptance of gifts of personal property of value below an  
18 amount determined by the governing body."

19 And that as so amended, said bill do pass, and having been certified as uncontested, be placed  
20 on the consent calendar.

21 Respectfully submitted,  
22 Herman Otten, Chair

23 Also MR. SPEAKER:

24 The Committee on House Transportation respectfully reports that it has had under  
25 consideration **HB 1079** and returns the same with the recommendation that said bill be amended  
26 as follows:

27 1079C

28 On page 1, line 6, of the Introduced bill, delete "under " and insert "pursuant to "

29 On page 1, line 10, of the Introduced bill, after "transfer." insert " The county treasurer shall  
30 notify the department within ten days of the adoption of the administration fee. The notification  
31 shall include an effective date and the amount of the administration fee."

32 On page 1, line 12, of the Introduced bill, after "any " insert "insurance company or "

33 On page 1, line 13, of the Introduced bill, after "Dakota." insert "

34 **Section 1.** That a NEW SECTION be added:

35 32-3A-21.1. Administration fee--Title applications processed by mail.

36 If an application made to the county treasurer for a certificate of title pursuant to §§ 32-3A-  
37 20 and 32-3A-21 is received and processed entirely by mail, the county treasurer may charge an  
38 administration fee for the processing of the title application. An administration fee charged under  
39 this section shall be established by resolution of the board of county commissioners and may not

1 exceed twenty-five dollars per title transfer. The county treasurer shall notify the department within  
 2 ten days of the adoption of an administration fee. The notification shall include the effective date  
 3 and amount of the administration fee. Any administration fees collected shall be deposited in the  
 4 county general fund. No administration fee under this section may be charged to any insurance  
 5 company or dealer licensed in South Dakota."

6 And that as so amended, said bill do pass.

7 Also MR. SPEAKER:

8 The Committee on House Transportation respectfully reports that it has had under  
 9 consideration **HB 1150** which was deferred to the 41st Legislative Day.

10 Also MR. SPEAKER:

11 The Committee on House Transportation respectfully reports that it has had under  
 12 consideration **SB 14 and 15** and returns the same with the recommendation that said bills do pass,  
 13 and having been certified as uncontested, be placed on the consent calendar.

14 Respectfully submitted,  
 15 John Mills, Chair

16 Also MR. SPEAKER:

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

19 Also MR. SPEAKER:

20 The Committee on House Health and Human Services respectfully reports that it has had under  
 21 consideration **HB 1014** and returns the same with the recommendation that said bill do pass, and  
 22 having been certified as uncontested, be placed on the consent calendar.

23 Respectfully submitted,  
 24 Kevin D. Jensen, Chair

25 Also MR. SPEAKER:

26 The Committee on House Military and Veterans Affairs respectfully reports that it has had under  
 27 consideration **HB 1036 and 1069** and returns the same with the recommendation that said bills  
 28 do pass.

29 Respectfully submitted,  
 30 Larry P. Zikmund, Chair

31 **MESSAGES FROM THE SENATE**

32 Mr. SPEAKER:

33 I have the honor to return herewith **HB 1006, 1022, and 1038** which have passed the Senate  
 34 without change.

1 Also Mr. SPEAKER:

2 I have the honor to transmit herewith **SB 16, 37, 70, 80, 98, and 135** which have passed  
 3 the Senate and your favorable consideration is respectfully requested.

4 Respectfully,  
 5 Kay Johnson, Secretary

6 **MOTIONS AND RESOLUTIONS**

7 **HCR 6002** was read on January 16, 2020, and today the Speaker waived the referral to  
 8 committee.

9 **HCR 6005** was read on February 4, 2020, and today the Speaker waived the referral to  
 10 committee.

11 **HCR 6009 and 6012** were read on February 6, 2020 and today the Speaker waived the  
 12 referral to committee.

13 The following bills were read on January 30, 2020, and today the Speaker assigned these bills  
 14 to committees:

15 **HR 7001** was referred to the Committee on Agriculture and Natural Resources.

16 **HCR 6004** was referred to the Committee on Health and Human Services.

17 The following bills were read on February 6, 2020, and today the Speaker assigned these bills  
 18 to committees:

19 **HCR 6011** was referred to the Committee on Agriculture and Natural Resources.

20 **HCR 6008** was referred to the Committee on Health and Human Services.

21 The following bill was read on February 10, 2020, and today the Speaker assigned this bill to  
 22 committee:

23 **HCR 6013** was referred to the Committee on State Affairs.

24 **HCR 6003: A CONCURRENT RESOLUTION, Supporting the Electoral College.**

25 Was read the second time.

26 Rep. Mulally moved that **HCR 6003** be amended as follows:

HCR6003A

27  
 28 On page 2, line 6, of the Introduced bill, delete "declares " and insert "believes "

29 On page 2, line 6, of the Introduced bill, delete "is " and insert "may be "

30 On page 2, line 7, of the Introduced bill, after "unconstitutional" insert the period

31 Which motion prevailed.

1 Rep. Mulally moved that **HCR 6003** as found on page 60 of the House Journal be concurred  
 2 in.  
 3 The question being on Rep. Mulally's motion that **HCR 6003** be concurred in.  
 4 And the roll being called:  
 5 Yeas 61, Nays 5, Excused 4, Absent 0  
 6 Yeas:  
 7 Anderson, Bartels, Barthel, Beal, Borglum, Brunner, Chaffee, Chase, Dennert, Diedrich, Duvall,  
 8 Finck, Frye-Mueller, Glanzer, Goodwin, Gosch, Lana Greenfield, Gross, Hammock, Hansen, Healy,  
 9 Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell,  
 10 Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins, Mulally, Olson, Herman Otten,  
 11 Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reed,  
 12 Reimer, Rounds, St. John, Steele, Wangsness, Weis, Wiese, Willadsen, York, Zikmund, and  
 13 Speaker Haugaard  
 14 Nays:  
 15 Bordeaux, Cwach, Duba, Ring, and Saba  
 16 Excused:  
 17 Deutsch, Pourier, Jamie Smith, and Sullivan  
 18 So the motion having received an affirmative vote of a majority of the members-elect, the  
 19 Speaker declared the motion carried and **HCR 6003** was concurred in.

20 **CONSIDERATION OF REPORTS OF COMMITTEES**

21 Rep. Qualm moved that the reports of the Standing Committees on  
 22 State Affairs on **HB 1129** as found on page 232 and **HB 1138** as found on page 233 of the  
 23 House Journal; also  
 24 Judiciary on **HB 1077 and 1107** as found on page 233 of the House Journal; and  
 25 Education on **HB 1157** as found on page 235 of the House Journal be adopted.  
 26 Which motion prevailed and the reports were adopted.

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

28 The Speaker declared that **HB 1162** was withdrawn at the request of the prime sponsor  
 29 pursuant to Joint Rule 6B-1.1.

30 The Speaker declared that **HB 1269** changed prime sponsor at the request of the prime  
 31 sponsor.

32 The following bills were read on January 30, 2020, and today the Speaker assigned these bills  
 33 to committees:

34 **HB 1186, 1187, 1188, and 1189** were referred to the House Committee on Appropriations.  
 35 **HB 1204** was referred to the Committee on Education.

1 **HB 1180, 1199, and 1202** were referred to the Committee on State Affairs.

2 The following bills were read on February 4, 2020, and today the Speaker assigned these bills  
3 to committees:

4 **HB 1220, 1221, and 1222** were referred to the Committee on State Affairs.

5 The following bills were read on February 5, 2020, and today the Speaker assigned these bills  
6 to committees:

7 **HB 1238** was referred to the Committee on Agriculture and Natural Resources.

8 **HB 1239** was referred to the Committee on Health and Human Services.

9 **HB 1241** was referred to the Committee on Judiciary.

10 **HB 1229, and HJR 5002** were referred to the Committee on State Affairs.

11 The following bills were read on February 6, 2020, and today the Speaker assigned these bills  
12 to committees:

13 **HB 1283** was referred to the Committee on Commerce and Energy.

14 **HJR 5003** was referred to the House Committee on Appropriations.

15 **HB 1275** was referred to the Committee on Judiciary.

16 **HB 1279** was referred to the Committee on Local Government.

17 **HB 1245, 1249, 1250, 1262, 1276, and 1277** were referred to the Committee on State  
18 Affairs.

19 **HB 1268, 1284, and 1287** were referred to the Committee on Taxation.

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

21 **SB 16:** FOR AN ACT ENTITLED, An Act to make an appropriation to reimburse certain health  
22 care professionals who have complied with the requirements for certain health care recruitment  
23 assistance programs and to declare an emergency.

24 **SB 37:** FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to disasters  
25 in the state and to declare an emergency.

26 **SB 70:** FOR AN ACT ENTITLED, An Act to authorize other languages to be used in the process  
27 of issuing certain driver licenses and permits.

28 **SB 80:** FOR AN ACT ENTITLED, An Act to revise certain sheriff's fees and costs.

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

31 **SB 135:** FOR AN ACT ENTITLED, An Act to increase the bid limit for certain public  
32 improvements.

33 Were read the first time.

1

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**SECOND READING OF CONSENT CALENDAR ITEMS**

2

Rep. Sullivan requested that **HB 1153** be removed from the Consent Calendar.

3

Which request was granted.

4

**HB 1113:** FOR AN ACT ENTITLED, An Act to provide for remote participation in a shareholders' meeting.

5

6

**HB 1114:** FOR AN ACT ENTITLED, An Act to authorize additional abbreviations in naming corporations, limited liability companies, and limited liability partnerships.

7

8

**HB 1178:** FOR AN ACT ENTITLED, An Act to revise the seller's property condition disclosure statement.

9

10

Were read the second time.

11

The question being "Shall **HB 1113, 1114, and 1178** pass?"

12

And the roll being called:

13

Yeas 66, Nays 0, Excused 4, Absent 0

14

Yeas:

15

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

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Excused:

23

Deutsch, Pourier, Jamie Smith, and Sullivan

24

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

25

26

**SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

27

Rep. Qualm moved that **HB 1152 and 1173** be deferred to Wednesday, February 12, 2020, the 19<sup>th</sup> legislative day.

28

29

Which motion prevailed.

30

**HB 1127:** FOR AN ACT ENTITLED, An Act to revise provisions regarding real estate appraisers.

31

Was read the second time.

32

The question being "Shall **HB 1127** pass?"

33

And the roll being called:

34

Yeas 66, Nays 0, Excused 4, Absent 0



1 Yeas:  
2 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
3 Dennert, Diedrich, Duba, Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Gosch, Lana Greenfield,  
4 Gross, Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David  
5 Johnson, Karr, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins,  
6 Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm,  
7 Randolph, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, St. John, Steele, Wangsness, Weis,  
8 Wiese, Willadsen, York, Zikmund, and Speaker Haugaard

9 Excused:  
10 Deutsch, Pourier, Jamie Smith, and Sullivan

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

13 **HB 1065:** FOR AN ACT ENTITLED, An Act to revise drone surveillance protections.

14 Was read the second time.

15 Rep. David Johnson moved that **HB 1065** be amended as follows:

16 1065F

17 On the House Judiciary engrossed bill, delete the previously adopted amendment(s), thus  
18 restoring the bill to the Introduced version.

19 On page 1, line 12, remove the overstrikes from "Intentionally use"

20 On page 1, line 12, remove the overstrikes from " a drone to photograph, record, or otherwise  
21 observe another person in a private place where the person has a reasonable expectation of privacy"

22 On page 1, line 26, remove the overstrikes from " drone operator operating a drone for"

23 On page 2, line 1, after "agricultural " insert "bona fide business or bona fide government "

24 On page 2, line 1, remove the overstrikes from "purposes"

25 On page 2, line 1, after "purposes" insert the comma

26 On page 2, line 2, remove the overstrikes from "nor do they apply to an"

27 On page 2, line 2, after "to " delete "an"

28 On page 2, line 2, after "an " insert "a "

29 Which motion prevailed.

30 The question being "Shall **HB 1065** pass as amended?"

31 And the roll being called:

32 Yeas 60, Nays 6, Excused 4, Absent 0

33 Yeas:  
34 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
35 Dennert, Diedrich, Duba, Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Gosch, Lana Greenfield,  
36 Gross, Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David

1 Johnson, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins,  
2 Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Qualm, Randolph,  
3 Rasmussen, Reed, Reimer, Ring, Saba, St. John, Wangsness, Weis, Willadsen, York, Zikmund, and  
4 Speaker Haugaard

5 Nays:  
6 Karr, Pischke, Post, Rounds, Steele, and Wiese

7 Excused:  
8 Deutsch, Pourier, Jamie Smith, and Sullivan

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

11 **HB 1089:** FOR AN ACT ENTITLED, An Act to provide for the discharge of certain persons who  
12 received a suspended imposition of sentence for a misdemeanor.

13 Was read the second time.

14 The question being "Shall **HB 1089** pass?"

15 And the roll being called:

16 Yeas 66, Nays 0, Excused 4, Absent 0

17 Yeas:  
18 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
19 Dennert, Diedrich, Duba, Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Gosch, Lana Greenfield,  
20 Gross, Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David  
21 Johnson, Karr, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins,  
22 Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm,  
23 Randolph, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, St. John, Steele, Wangsness, Weis,  
24 Wiese, Willadsen, York, Zikmund, and Speaker Haugaard

25 Excused:  
26 Deutsch, Pourier, Jamie Smith, and Sullivan

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

29 **HB 1008:** FOR AN ACT ENTITLED, An Act to legalize the growth, production, and  
30 transportation of industrial hemp in the state, and to declare an emergency.

31 Was read the second time.

32 The question being "Shall **HB 1008** pass as amended?"

33 And the roll being called:

34 Yeas 54, Nays 12, Excused 4, Absent 0

35 Yeas:  
36 Anderson, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert,  
37 Diedrich, Duba, Duvall, Finck, Goodwin, Gosch, Lana Greenfield, Gross, Hansen, Healy, Howard,  
38 Hunhoff, Johns, Karr, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Miskimins, Mulally,  
39 Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Qualm, Rasmussen,  
40 Reed, Reimer, Ring, Rounds, Saba, St. John, Steele, Wangsness, Weis, Wiese, Willadsen, Zikmund,  
41 and Speaker Haugaard

1 Nays:  
2 Bartels, Frye-Mueller, Glanzer, Hammock, Kevin Jensen, Chris Johnson, David Johnson, Mills,  
3 Milstead, Post, Randolph, and York

4 Excused:  
5 Deutsch, Pourier, Jamie Smith, and Sullivan

6 So the bill having received an affirmative vote of a two-thirds majority of the members-elect,  
7 the Speaker declared the bill passed and the title was agreed to.

8 **HB 1099**: FOR AN ACT ENTITLED, An Act to authorize counties to impose a temporary voter-  
9 approved half-cent sales and use tax and to issue revenue bonds to fund certain county  
10 infrastructure construction.

11 Was read the second time.

12 The question being "Shall **HB 1099** pass as amended?"

13 And the roll being called:

14 Yeas 32, Nays 35, Excused 3, Absent 0

15 Yeas:  
16 Bartels, Barthel, Bordeaux, Brunner, Chaffee, Chase, Duvall, Finck, Glanzer, Gosch, Lana  
17 Greenfield, Gross, Hammock, Johns, David Johnson, Koth, Lesmeister, Livermont, McCleerey,  
18 Milstead, Miskimins, Olson, Overweg, Perry, Qualm, Reed, Jamie Smith, St. John, Wangsness,  
19 Wiese, Willadsen, and York

20 Nays:  
21 Anderson, Beal, Borglum, Cwach, Dennert, Diedrich, Duba, Frye-Mueller, Goodwin, Hansen,  
22 Healy, Howard, Hunhoff, Kevin Jensen, Chris Johnson, Karr, Latterell, Marty, Mills, Mulally, Herman  
23 Otten, Kent Peterson, Sue Peterson, Pischke, Post, Randolph, Rasmussen, Reimer, Ring, Rounds,  
24 Saba, Steele, Weis, Zikmund, and Speaker Haugaard

25 Excused:  
26 Deutsch, Pourier, and Sullivan

27 So the bill not having received an affirmative vote of a two-thirds majority of the members-  
28 elect, the Speaker declared the bill lost.

29 **HB 1164**: FOR AN ACT ENTITLED, An Act to codify legislation enacted in 2019.

30 Was read the second time.

31 The question being "Shall **HB 1164** pass?"

32 And the roll being called:

33 Yeas 67, Nays 0, Excused 3, Absent 0

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

1 Excused:  
2 Deutsch, Pourier, and Sullivan

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

5 **HB 1126:** FOR AN ACT ENTITLED, An Act to provide authority for real estate brokers to  
6 conduct real property evaluations.

7 Was read the second time.

8 The question being "Shall **HB 1126** pass as amended?"

9 And the roll being called:

10 Yeas 66, Nays 0, Excused 4, Absent 0

11 Yeas:  
12 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
13 Dennert, Diedrich, Duba, Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Lana Greenfield, Gross,  
14 Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson,  
15 Karr, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins, Mulally,  
16 Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm,  
17 Randolph, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele,  
18 Wangsness, Weis, Wiese, Willadsen, York, Zikmund, and Speaker Haugaard

19 Excused:  
20 Deutsch, Gosch, Pourier, and Sullivan

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

23 **HB 1067:** FOR AN ACT ENTITLED, An Act to modify certain provisions regarding notice,  
24 service, and execution of judgments.

25 Was read the second time.

26 Rep. Reed moved that **HB 1067** be amended as follows:

27 1067F

28 On page 1, line 7, of the House Judiciary bill, after "court." insert " A plaintiff shall only be  
29 required to provide service by publication once under this section.

30 Publication under this section shall be made in a newspaper printed in the county where the  
31 subject property or some part of the property is situated. If no paper meets that criteria, service  
32 shall be provided in a newspaper published nearest to the county seat of such county.

33 A plaintiff who provides notice by publication under this section is exempt from the  
34 requirements of § 15-9-17. "

35 On page 1, line 24, of the House Judiciary bill, after "the" delete " first"

36 On page 1, line 24, of the House Judiciary bill, delete " § 15-9-7" and insert " § 15-9-7.1"

37 Which motion prevailed.

1 The question being "Shall **HB 1067** pass as amended?"

2 And the roll being called:

3 Yeas 63, Nays 3, Excused 4, Absent 0

4 Yeas:

5 Anderson, Bartels, Barthel, Beal, Borglum, Brunner, Chaffee, Chase, Dennert, Diedrich, Duba,  
6 Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Lana Greenfield, Gross, Hammock, Hansen, Healy,  
7 Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell,  
8 Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins, Mulally, Olson, Herman Otten,  
9 Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reed,  
10 Reimer, Rounds, Saba, Jamie Smith, St. John, Steele, Wangsness, Weis, Wiese, Willadsen, York,  
11 Zikmund, and Speaker Haugaard

12 Nays:

13 Bordeaux, Cwach, and Ring

14 Excused:

15 Deutsch, Gosch, Pourier, and Sullivan

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

18 Rep. Qualm moved that **HB 1131 and HJR 5001** be deferred to Wednesday, February 12,  
19 2020, the 19<sup>th</sup> legislative day, and **SB 28** be deferred to Thursday, February 13, 2020, the 20<sup>th</sup>  
20 legislative day.

21 Which motion prevailed.

## 22 **COMMEMORATIONS**

23 **HC 8020:** A LEGISLATIVE COMMEMORATION, To honor the Sioux Falls O'Gorman Knights as  
24 the 2019 Class 11 AAA State High School Football Champions.

25 **Introduced by: Representatives** Sue Peterson, Bartels, Barthel, Beal, Borglum, Deutsch,  
26 Diedrich, Duvall, Finck, Frye-Mueller, Glanzer, Goodwin, Gosch, Lana Greenfield, Howard, Hunhoff,  
27 Johns, Karr, Koth, Mills, Milstead, Herman Otten, Perry, Kent Peterson, Qualm, Randolph,  
28 Rasmussen, Reed, Rounds, Steele, Wangsness, Weis, and Wiese and **Senators** Kolbeck, Bolin,  
29 Duhamel, Nesiba, Novstrup, Partridge, Schoenbeck, V. J. Smith, and Steinhauer

30 Was read the first time.

## 31 **SIGNING OF BILLS**

32 The Speaker publicly read the title to

33 **HB 1006:** FOR AN ACT ENTITLED, An Act to authorize the secretary of revenue to contract  
34 with certain entities for purposes of creating or maintaining a database to determine agricultural  
35 income value and to specify the mandatory and permissive data of the database.

36 **HB 1022:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding dealer licenses  
37 for motor vehicle, snowmobile, and boat sales.

