

JOURNAL OF THE SENATE

NINETY-FIFTH SESSION

TWENTIETH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Thursday, February 13, 2020

The Senate convened at 1:00 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 pages Reese Ganje and Carter Linke.

Roll Call: All members present except Sens. Curd, Ewing, Klumb, and Rusch 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 nineteenth 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

REPORTS OF STANDING COMMITTEES

1

2 MR. PRESIDENT:

3 The Committee on Senate Education respectfully reports that it has had under consideration
4 **SB 117** and returns the same with the recommendation that said bill do pass.

5 Also MR. PRESIDENT:

6 The Committee on Senate Education respectfully reports that it has had under consideration
7 **HCR 6007** and returns the same with the recommendation that said resolution be amended as
8 follows:

9 HCR6007B

10 On page 2, line 12, of the House bill, after "of " delete "this state's most "

11 On page 2, line 12, of the House bill, after "citizens" insert " in South Dakota"

12 And that as so amended, said resolution do pass.

13 Respectfully submitted,
14 Kyle Schoenfish, Vice-Chair

15 Sen. Wiik requested a fiscal note on **SB 117**.

16 Which request was supported.

17 MR. PRESIDENT:

18 The Committee on Senate Judiciary respectfully reports that it has had under consideration
19 **SB 95** and returns the same with the recommendation that said bill do pass.

20 Also MR. PRESIDENT:

21 The Committee on Senate Judiciary respectfully reports that it has had under consideration
22 **HB 1074** and returns the same with the recommendation that said bill do pass, and having been
23 certified as uncontested, be placed on the consent calendar.

24 Respectfully submitted,
25 Lance Russell, Chair

26 MR. PRESIDENT:

27 The Committee on Senate Agriculture and Natural Resources respectfully reports that it has
28 had under consideration **SB 162** and returns the same with the recommendation that said bill be
29 amended as follows:

30 162A

31 On page 2, line 15, of the Introduced bill, delete "a cartridge having a bullet diameter of less
32 than . 225 inches" and insert " rimfire cartridges"

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

3 Also MR. PRESIDENT:

4 The Committee on Senate Agriculture and Natural Resources respectfully reports that it has
5 had under consideration **HB 1039** and returns the same with the recommendation that said bill do
6 pass, and having been certified as uncontested, be placed on the consent calendar.

7 Also MR. PRESIDENT:

8 The Committee on Senate Agriculture and Natural Resources respectfully reports that it has
9 had under consideration **HB 1084** and returns the same with the recommendation that said bill do
10 pass.

11 Respectfully submitted,
12 Gary L. Cammack, Chair

13 MR. PRESIDENT:

14 The Committee on Senate Commerce and Energy respectfully reports that it has had under
15 consideration **SB 101 and 104** which were deferred to the 41st Legislative Day.

16 Also MR. PRESIDENT:

17 The Committee on Senate Commerce and Energy respectfully reports that it has had under
18 consideration **SB 181** and returns the same with the recommendation that said bill be amended as
19 follows:

20 181A

21 On page 2, line 10, of the Introduced bill, remove the overstrikes from "six-month "

22 On page 2, line 10, of the Introduced bill, after "six-month " delete "twelve-month "

23 On page 2, line 12, of the Introduced bill, after "care, " insert "short term major medical plan,
24 "

25 On page 2, line 24, of the Introduced bill, after "individuals;" delete " and"

26 On page 2, line 27, of the Introduced bill, after "effect" insert "; and

27 (14) "Short term major medical plan," a major medical policy that is issued for a limited
28 duration of less than twelve months and renewable at the option of the insurer"

29 On page 2, line 28, of the Introduced bill, after "effect." delete "Section 2. That § 58-17J-1 be
30 AMENDED:

31 58-17J-1. Definitions.

32 Terms used in this chapter mean:

33 (1) "Health benefit plan," any hospital or medical expense policy or certificate, hospital or
34 medical service plan, nonprofit hospital, medical-surgical health service corporation contract or
35 certificate, provider sponsored integrated health delivery network, self-insured plan or plan provided
36 by multiple employer welfare arrangements, health maintenance organization subscriber contract
37 of more than six-month twelve-month duration, or any health benefit plan that affects the rights of
38 a South Dakota insured and bears a reasonable relation to South Dakota, whether delivered or

1 issued for delivery in South Dakota. The term does not include specified disease, hospital indemnity,
2 fixed indemnity, accident only, credit, dental, vision, Medicare supplement, long-term care or
3 disability income insurance, coverage issued as a supplement to liability insurance, workers'
4 compensation or similar insurance, automobile medical payment insurance, or any plan or coverage
5 exempted from state regulation by the Employee Retirement Income Security Act of 1974 (ERISA),
6 29 U. S. C. 18;

7 (2) "Health insurer," any entity within the definitions set forth in subdivisions 58-17F-1(11),
8 (12), and (15), any entity offering a health benefit plan as defined by § 58-17F-2, all self-insurers
9 or multiple employer welfare arrangements, and self-insured employer-organized associations. The
10 term does not include any entity exempted from state regulation by the Employee Retirement
11 Income Security Act of 1974 (ERISA), 29 U. S. C. 18;

12 (3) "Health care provider," any individual or entity within the scope of the definition of health
13 care provider as defined by subdivision 58-17F-1(9)."

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

16 Respectfully submitted,
17 Jim Stalzer, Chair

18 MR. PRESIDENT:

19 The Joint Committee on Appropriations respectfully reports that it has had under consideration
20 **HB 1034** and returns the same with the recommendation that said bill be amended as follows:

1034A

21 On page 1, line 13, of the Introduced bill, after "4-8." insert "

22 **Section 1.** That § 10-18A-5 be AMENDED:

23 10-18A-5. Single-member household refund schedule.

24 The amount of refund of real property taxes due or paid for a single-member household made
25 pursuant to this chapter shall be according to the following schedule:

27	The refund of real	
28	If household income is	
29	property taxes due	
30	more than:	
31	but less than	
32	or paid shall be	
33	\$ 0	
34		<u>\$6,0176,510</u>
35		35%
36	<u>6,0186,511</u>	
37		<u>6,2866,770</u>
38		34%
39	<u>6,2876,771</u>	
40		<u>6,5567,030</u>
41		33%
42	<u>6,5577,031</u>	

1		<u>6,8257,290</u>
2		32%
3	<u>6,8267,291</u>	
4		<u>7,0947,550</u>
5		31%
6	<u>7,0957,551</u>	
7		<u>7,3647,810</u>
8		30%
9	<u>7,3657,811</u>	
10		<u>7,6338,070</u>
11		29%
12	<u>7,6348,071</u>	
13		<u>7,9028,330</u>
14		28%
15	<u>7,9038,331</u>	
16		<u>8,1718,590</u>
17		27%
18	<u>8,1728,591</u>	
19		<u>8,4418,850</u>
20		26%
21	<u>8,4428,851</u>	
22		<u>8,7109,110</u>
23		25%
24	<u>8,7119,111</u>	
25		<u>8,9799,370</u>
26		24%
27	<u>8,9809,111</u>	
28		<u>9,2489,370</u>
29		23%
30	<u>9,2499,631</u>	
31		<u>9,5189,890</u>
32		22%
33	<u>9,5199,891</u>	
34		<u>9,78710,150</u>
35		21%
36	<u>9,78810,151</u>	
37		<u>10,05610,410</u>
38		20%
39	<u>10,05710,411</u>	
40		<u>10,32610,670</u>
41		19%
42	<u>10,32710,671</u>	
43		<u>10,59510,930</u>
44		18%
45	<u>10,59610,931</u>	
46		<u>10,86411,190</u>
47		17%
48	<u>10,86511,191</u>	
49		<u>11,13311,450</u>

1		16%
2	11,134 <u>11,451</u>	
3		11,403 <u>11,710</u>
4		15%
5	11,404 <u>11,711</u>	
6		11,672 <u>11,970</u>
7		14%
8	11,673 <u>11,971</u>	
9		11,941 <u>12,230</u>
10		13%
11	11,942 <u>12,231</u>	
12		12,210 <u>12,490</u>
13		12%
14	12,211 <u>12,491</u>	
15		12,490 <u>12,760</u>
16		11%
17	over 12,490 <u>12,760</u>	
18		No refund
19	"	
20	On page 1, line 13, of the Introduced bill, after "4-8." insert "	
21	Section 2. That § 10-18A-6 be AMENDED:	
22	10-18A-6. Multiple-member household refund schedule.	
23	The amount of refund of real property taxes due or paid for a multiple-member household	
24	made pursuant to this chapter shall be according to the following schedule:	
25	The refund of real	
26	If household income is	
27	property taxes due	
28	more than:	
29	but not more than	
30	or paid shall be	
31	\$ 0	
32		10,142 <u>10,740</u>
33		55%
34	10,143 <u>10,741</u>	
35		10,518 <u>11,101</u>
36		53%
37	10,519 <u>11,102</u>	
38		10,894 <u>11,462</u>
39		51%
40	10,895 <u>11,463</u>	
41		11,270 <u>11,823</u>
42		49%
43	11,271 <u>11,824</u>	
44		11,645 <u>12,184</u>
45		47%
46	11,646 <u>12,185</u>	

1		12,021 <u>12,545</u>
2		45%
3	12,022 <u>12,546</u>	
4		12,397 <u>12,906</u>
5		43%
6	12,398 <u>12,907</u>	
7		12,773 <u>13,267</u>
8		41%
9	12,774 <u>13,268</u>	
10		13,149 <u>13,628</u>
11		39%
12	13,150 <u>13,629</u>	
13		13,525 <u>13,989</u>
14		37%
15	13,526 <u>13,990</u>	
16		13,901 <u>14,350</u>
17		35%
18	13,902 <u>14,351</u>	
19		14,277 <u>14,711</u>
20		33%
21	14,278 <u>14,712</u>	
22		14,653 <u>15,072</u>
23		31%
24	14,654 <u>15,073</u>	
25		15,028 <u>15,433</u>
26		29%
27	15,029 <u>15,434</u>	
28		15,404 <u>15,794</u>
29		27%
30	15,405 <u>15,795</u>	
31		15,780 <u>16,155</u>
32		25%
33	15,781 <u>16,156</u>	
34		16,156 <u>16,516</u>
35		23%
36	16,157 <u>16,517</u>	
37		16,532 <u>16,877</u>
38		21%
39	16,533 <u>16,878</u>	
40		16,910 <u>17,240</u>
41		19%
42	over 16,910 <u>17,240</u>	
43		No refund
44	"	

45 On page 1, line 13, of the Introduced bill, after "4-8." insert "

46 **Section 3.** That § 10-45A-5 be AMENDED:

1 10-45A-5. Refund amounts for single-member households.

2 The amount of any claim made pursuant to this chapter by a claimant from a household
3 consisting solely of one person shall be determined as follows:

4 (1) If the claimant's income is ~~six thousand seven hundred~~ six thousand five hundred ten dollars
5 or less, a sum of two hundred fifty-eight dollars;

6 (2) If the claimant's income is ~~six thousand eight hundred~~ six thousand five hundred eleven dollars
7 and not more than ~~twelve thousand four hundred ninety~~ twelve thousand seven hundred
8 sixty dollars, a sum of forty-six dollars plus three and four-tenths percent of the
9 difference between ~~twelve thousand four hundred ninety~~ twelve thousand seven hundred
10 sixty dollars and the income of the claimant; and

11 (3) If the claimant's income is more than ~~twelve thousand four hundred ninety~~ twelve
12 thousand seven hundred sixty dollars, no refund.

13 "

14 On page 1, line 13, of the Introduced bill, after "4-8." insert "

15 **Section 4.** That § 10-45A-6 be AMENDED:

16 10-45A-6. Refund amounts for multiple-member households.

17 The amount of any claim made pursuant to this chapter by a claimant from a household
18 consisting of more than one person shall be determined as follows:

19 (1) If household income is ~~ten thousand one hundred forty two~~ ten thousand seven hundred
20 forty dollars or less, the sum of five hundred eighty-one dollars;

21 (2) If household income is ~~ten thousand one hundred forty three~~ ten thousand seven
22 hundred forty-one dollars and not more than ~~sixteen thousand nine hundred ten~~
23 seventeen thousand two hundred forty dollars, a sum of seventy-four dollars plus seven
24 and eight-tenths percent of the difference between ~~sixteen thousand nine hundred ten~~
25 seventeen thousand two hundred forty dollars and total household income; and

26 (3) If household income is more than ~~sixteen thousand nine hundred ten~~ seventeen thousand
27 two hundred forty dollars, no refund.

28 "

29 1034C

30 On amendment (1034A),

31 On page 2, line 10, delete "9,111" and insert "9,371"

32 On page 2, line 10, delete "9,370" and insert "9,630"

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

34 Also MR. PRESIDENT:

35 The Joint Committee on Appropriations respectfully reports that it has had under consideration
36 **HB 1090** and returns the same with the recommendation that said bill do pass.

1 Also MR. PRESIDENT:

2 The Joint Committee on Appropriations respectfully reports that it has had under consideration
3 **HB 1102 and 1217** which were tabled.

4 Respectfully submitted,
5 Sen. Wiik, Co-Chair

Respectfully submitted,
Rep. Karr, Co-Chair

6 Mr. PRESIDENT:

7 The Committee on Legislative Procedure respectfully reports that **SB 10, 11, 12, 13, and 30**
8 were delivered to her Excellency, the Governor, for her approval at 9:20 a.m., February 13, 2020.

9 Respectfully submitted,
10 Brock L. Greenfield, Chair

11 Mr. PRESIDENT:

12 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
13 Enrolling has carefully compared **SB 14 and 15** and finds the same correctly enrolled.

14 Respectfully submitted,
15 Brock L. Greenfield, Chair

16 **MESSAGES FROM THE HOUSE**

17 Mr. PRESIDENT:

18 I have the honor to return herewith **SB 50** which has been amended by the House and your
19 concurrence in the amendments is respectfully requested.

20 Also Mr. PRESIDENT:

21 I have the honor to transmit herewith **HB 1077, 1107, 1116, 1129, 1131, and 1138** which
22 have passed the House and your favorable consideration is respectfully requested.

23 Also Mr. PRESIDENT:

24 I have the honor to return herewith **SB 14 and 15** which have passed the House without
25 change.

26 Also Mr. PRESIDENT:

27 I have the honor to transmit herewith **HCR 6005** which has been adopted by the House and
28 your concurrence is respectfully requested.

29 Respectfully,
30 Mary Lou Goehring, Chief Clerk

31 **MOTIONS AND RESOLUTIONS**

32 **HCR 6005: A CONCURRENT RESOLUTION**, Commending the nation of Israel for its cordial and
33 mutually beneficial relationship with the United States and with the State of South Dakota.

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

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CONSIDERATION OF REPORTS OF COMMITTEES

Sen. Langer moved that the reports of the Standing Committees on Health and Human Services on **SB 81** as found on page 203 of the Senate Journal; also State Affairs on **SB 128** as found on page 196 of the Senate Journal; also State Affairs on **SB 155** as found on page 196 of the Senate Journal be adopted. Which motion prevailed and the reports were adopted.

CONSIDERATION OF EXECUTIVE APPOINTMENTS

The Senate proceeded to the consideration of the executive appointment of Shawnie Rechtenbaugh of Hughes County, Pierre, South Dakota, to the position of Secretary of the Department of Human Services.

The question being "Does the Senate advise and consent to the executive appointment of Shawnie Rechtenbaugh pursuant to the executive message as found on page 126 of the Senate Journal?"

And the roll being called:
Yeas 31, Nays 0, Excused 4, Absent 0

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

Excused:
Curd, Ewing, Klumb, and Rusch

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

Sen. Brock Greenfield moved that the rules be suspended for the sole purpose of advising and consenting to the confirmation of Dr. Benjamin Jones to the position of Secretary of the Department of Education.

The question being on Sen. Brock Greenfield's motion that moved that the rules be suspended for the sole purpose of advising and consenting to the confirmation of Dr. Benjamin Jones to the position of Secretary of the Department of Education.

And the roll being called:
Yeas 31, Nays 0, Excused 4, Absent 0

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

Excused:
Curd, Ewing, Klumb, and Rusch

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

3 The Senate proceeded to the consideration of the executive appointment of Dr. Benjamin Jones
4 of Lincoln County, Sioux Falls, South Dakota, to the position of Secretary of the Department of
5 Education.

6 The question being "Does the Senate advise and consent to the executive appointment of
7 Dr. Benjamin Jones pursuant to the executive message as found on page 126 of the Senate Journal?"

8 And the roll being called:

9 Yeas 31, Nays 0, Excused 4, Absent 0

10 Yeas:

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

15 Excused:

16 Curd, Ewing, Klumb, and Rusch

17 So the question having received an affirmative vote of a majority of the members-elect, the
18 President declared the appointment confirmed.

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

20 The President declared that **SB 78** was withdrawn at the request of the prime sponsor pursuant
21 to Joint Rule 6B-1.1.

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

23 **HB 1129:** FOR AN ACT ENTITLED, An Act to authorize the provision of telecommunications
24 device location information to law enforcement agencies.

25 **HB 1131:** FOR AN ACT ENTITLED, An Act to prohibit the use of misleading identification for
26 telephonic communications.

27 Were read the first time and referred to the Committee on Commerce and Energy.

28 **HB 1138:** FOR AN ACT ENTITLED, An Act to establish shooting course requirements for current
29 or former law enforcement officers seeking an enhanced permit to carry a concealed pistol.

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

31 **HB 1116:** FOR AN ACT ENTITLED, An Act to revise provisions regarding the use of perpetual
32 care trust funds to maintain cemeteries.

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

1 **HB 1077:** FOR AN ACT ENTITLED, An Act to establish certain requirements regarding funeral
2 processions.

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

4 **HB 1107:** FOR AN ACT ENTITLED, An Act to define style and form and authorize the code
5 commission to make certain style and form edits to legislative acts.

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

7 **SECOND READING OF CONSENT CALENDAR ITEMS**

8 **HB 1020:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the use of
9 exemption certificates.

10 **HB 1066:** FOR AN ACT ENTITLED, An Act to revise and repeal provisions regarding aviation.

11 **HB 1075:** FOR AN ACT ENTITLED, An Act to repeal certain outdated provisions regarding
12 annexation near airports.

13 **HB 1144:** FOR AN ACT ENTITLED, An Act to remove the requirement for a ballot election in
14 township elections if candidates are unopposed.

15 Were read the second time.

16 The question being "Shall **HB 1066** pass as amended, and **HB 1020, 1075, and 1144** pass?"

17 And the roll being called:

18 Yeas 31, Nays 0, Excused 4, Absent 0

19 Yeas:

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

24 Excused:

25 Curd, Ewing, Klumb, and Rusch

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

28 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

29 **SB 46:** FOR AN ACT ENTITLED, An Act to revise provisions related to the restoration to
30 competency of criminal defendants.

31 Was read the second time.

1 The question being "Shall **SB 46** pass as amended?"

2 And the roll being called:

3 Yeas 28, Nays 3, Excused 4, Absent 0

4 Yeas:

5 Blare, Bolin, Cammack, Castleberry, Duhamel, Foster, Brock Greenfield, Phil Jensen, Kolbeck,
6 Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Russell, Schoenbeck,
7 Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, and Youngberg

8 Nays:

9 Heinert, Kennedy, and Wismer

10 Excused:

11 Curd, Ewing, Klumb, and Rusch

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

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

15 Was read the second time.

16 The question being "Shall **SB 65** pass as amended?"

17 And the roll being called:

18 Yeas 27, Nays 3, Excused 5, Absent 0

19 Yeas:

20 Blare, Bolin, Cammack, Castleberry, Duhamel, Brock Greenfield, Heinert, Phil Jensen, Kolbeck,
21 Lake, Langer, Maher, Monroe, Novstrup, Ernie Otten, Partridge, Russell, Schoenbeck, Schoenfish,
22 V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, and Youngberg

23 Nays:

24 Kennedy, Nesiba, and Wismer

25 Excused:

26 Curd, Ewing, Foster, Klumb, and Rusch

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

29 **SB 120**: FOR AN ACT ENTITLED, An Act to establish exceptions regarding the possession of a
30 pistol by a minor.

31 Was read the second time.

32 The question being "Shall **SB 120** pass as amended?"

33 And the roll being called:

34 Yeas 31, Nays 0, Excused 4, Absent 0

1 Yeas:
2 Blare, Bolin, Cammack, Castleberry, Duhamel, Foster, Brock Greenfield, Heinert, Phil Jensen,
3 Kennedy, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Russell,
4 Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, Wismer, and
5 Youngberg

6 Excused:
7 Curd, Ewing, Klumb, and Rusch

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

10 **SB 139:** FOR AN ACT ENTITLED, An Act to revise provisions regarding replacement nursing
11 facilities.

12 Was read the second time.

13 The question being "Shall **SB 139** pass as amended?"

14 And the roll being called:

15 Yeas 31, Nays 0, Excused 4, Absent 0

16 Yeas:
17 Blare, Bolin, Cammack, Castleberry, Duhamel, Foster, Brock Greenfield, Heinert, Phil Jensen,
18 Kennedy, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Russell,
19 Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, Wismer, and
20 Youngberg

21 Excused:
22 Curd, Ewing, Klumb, and Rusch

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

25 **SB 146:** FOR AN ACT ENTITLED, An Act to revise provisions related to tribal identification
26 cards.

27 Was read the second time.

28 The question being "Shall **SB 146** pass as amended?"

29 And the roll being called:

30 Yeas 31, Nays 0, Excused 4, Absent 0

31 Yeas:
32 Blare, Bolin, Cammack, Castleberry, Duhamel, Foster, Brock Greenfield, Heinert, Phil Jensen,
33 Kennedy, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Russell,
34 Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, Wismer, and
35 Youngberg

1 Excused:
2 Curd, Ewing, Klumb, and Rusch

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

5 **SB 24:** FOR AN ACT ENTITLED, An Act to revise the fees for pesticide registration, private
6 applicator licenses, commercial applicator licenses, and pesticide dealer licenses.

7 Was read the second time.

8 The question being "Shall **SB 24** pass as amended?"

9 And the roll being called:

10 Yeas 29, Nays 2, Excused 4, Absent 0

11 Yeas:

12 Blare, Bolin, Cammack, Castleberry, Duhamel, Foster, Brock Greenfield, Heinert, Kennedy,
13 Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Schoenbeck,
14 Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, Wismer, and Youngberg

15 Nays:

16 Phil Jensen and Russell

17 Excused:

18 Curd, Ewing, Klumb, and Rusch

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

21 Sen. Langer moved that **SB 92 and 152, and HB 1023, 1032, 1051, and 1083** be deferred
22 to Tuesday, February 18, 2020, the 21st legislative day.

23 Which motion prevailed.

24 **SIGNING OF BILLS**

25 The President publicly read the title to

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

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

30 **HB 1040:** FOR AN ACT ENTITLED, An Act to increase the frequency of background
31 investigations for certain state employees.

32 **HB 1055:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the termination
33 of a political committee under certain circumstances.

1 **HB 1061**: FOR AN ACT ENTITLED, An Act to exempt vehicles owned by improvement districts
2 from certain vehicle registration fees.

3 And signed the same in the presence of the Senate.

4 Sen. V. J. Smith moved that the Senate do now adjourn, which motion prevailed and at
5 2:33 p.m. the Senate adjourned.

6 Kay Johnson, Secretary