

JOURNAL OF THE SENATE

NINETY-FIFTH SESSION

THIRTY-SECOND DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Thursday, March 05, 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 page Tianna Tschetter.

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 thirty-first 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

1 SENATE PAGE RESOLUTION 4 Introduced by: Senators Blare; Bolin; Cammack;
2 Castleberry; Curd; Duhamel; Ewing; Foster; Greenfield, Brock; Heinert; Jensen, Phil; Kennedy;
3 Klumb; Kolbeck; Lake; Langer; Maher; Monroe; Nesiba; Novstrup; Otten, Ernie; Partridge; Rusch;
4 Russell; Schoenbeck; Schoenfish; Smith, V.J.; Soholt; Stalzer; Steinhauer; Sutton; White; Wiik;
5 Wismer; Youngberg

6 A RESOLUTION, Expressing the appreciation and gratitude of the Senate of the Ninety-fifth
7 Legislature of the State of South Dakota to Riley Briggs, Caeden Bundy, Alexa Dunker, Lucy
8 Fods, Emma Kopplin, BriAnna Linn, Natalie Mohr, Abby Moon, Taylor Storbakken, Tianna
9 Tschetter, and Avery Weinheimer.

10 WHEREAS, the above named served loyally as pages for the Senate of the Ninety-fifth
11 Legislative Session; and

12 WHEREAS, the members of the Ninety-fifth Senate express their most sincere appreciation to
13 these young people for their service to the state; and

14 WHEREAS, the members extend to these young people their wishes for every success in life:

15 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninety-fifth Legislature of the State
16 of South Dakota, that a personal copy of this resolution be duly certified and furnished to each page
17 on this last day of service.

18 Sen. Monroe moved that Senate Page Resolution 4 be adopted.

19 The question being on Sen. Monroe=s motion that Senate Page Resolution 4 be adopted.

20 And the roll being called:

21 Yeas 34, Nays 0, Excused 1, Absent 0

22 Yeas:

23 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
24 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
25 Partridge, Rusch, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White,
26 Wiik, Wismer, and Youngberg

27 Excused:

28 Russell

29 So the motion having received an affirmative vote of a majority of the members-elect, the
30 President declared the motion carried.

31 **COMMUNICATIONS AND PETITIONS**

32 March 4, 2020

33 Mr. President and Members of the Senate:

34 I have the honor to inform you that on March 4, 2020, I approved Senate Bills 52 and 69, and
35 the same have been deposited in the office of the Secretary of State.

36 Respectfully submitted,
37 Kristi Noem
38 Governor

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on Senate Commerce and Energy respectfully reports that it has had under consideration **HB 1199** and returns the same with the recommendation that said bill be amended as follows:

1199A

On page 1, line 1, of the Introduced bill, delete "require certain annexation information be provided to electric utilities" and insert " revise civil liability for riot and incitement to riot"

On the Introduced bill, delete everything after the enacting clause and insert:

"

Section 1. That § 20-9-53 be AMENDED:

20-9-53. Definitions.

Terms used in §§ 20-9-53 to 20-9-57, inclusive, mean:

- (1) "Civil recoveries," funds received by the state from any third party as damages resulting from ~~violations of chapter 22-10-riot or incitement to riot~~ that cause the state or a political subdivision to incur costs ~~arising from riot boosting under § 20-9-54;~~
- (2) "Incitement to riot," any person who, with the intent to cause a riot, commits an act or engages in conduct that urges three or more people, acting together and without authority of law, to use force or violence to cause any injury to any person or any damage to property, under circumstances in which the force or violence is imminent and the urging is likely to incite or produce the use of force or violence, incites riot. Urging includes instigating, inciting, or directing, but does not include the oral or written advocacy of ideas or expression of belief that does not urge the commission of an act or conduct of imminent force or violence;
- ~~(3)~~"Person," any individual, joint venture, association, partnership, cooperative, limited liability company, corporation, nonprofit, other entity, or any group acting as a unit;
- ~~(3)~~~~(4)~~ "Political subdivision," a county or municipality;
- ~~(4)~~~~(5)~~ "Riot," ~~the same as the term is defined under § 22-10-1~~ any intentional use of force or violence by three or more persons, acting together and without authority of law, to cause any injury to any person or any damage to property; and
- ~~(5)~~~~(6)~~ "Secretary," the secretary of the Department of Public Safety.

Section 2. That § 20-9-54 be AMENDED:

20-9-54. Liability for riot and incitement to riot.

~~In addition to any other liability or criminal penalty under law, a person is liable for riot boosting, jointly and severally with any other person, to the state or a political subdivision in an action for damages if the person:~~

- ~~(1) Participates in any riot and directs, advises, encourages, or solicits any other person participating in the riot to acts of force or violence;~~

1 ~~(2) Does not personally participate in any riot but directs, advises, encourages, or solicits other~~
2 ~~persons participating in the riot to acts of force or violence; or~~

3 ~~(3) Upon the direction, advice, encouragement, or solicitation of any other person, uses force~~
4 ~~or violence, or makes any threat to use force or violence, if accompanied by immediate~~
5 ~~power of execution, by three or more persons, acting together and without authority of~~
6 ~~law.~~

7 In addition to any other liability or criminal penalty under law, a person is personally liable for
8 riot, and jointly and severally liable for riot with any other person engaged in the same riot, to the
9 state or a political subdivision in an action for damages if the person commits riot as defined under
10 § 20-9-53.

11 In addition to any other liability or criminal penalty under law, a person is personally liable for
12 incitement to riot, and jointly and severally liable for incitement to riot with any other person
13 engaged in the same riot, to the state or a political subdivision in an action for damages if the person
14 commits incitement to riot as defined under § 20-9-53.

15 Nothing in this section may be construed to include the oral or written advocacy of ideas or
16 expression of belief that does not urge the commission of an act or conduct of imminent force or
17 violence. This section may not be construed to prevent the peaceable assembly of persons for lawful
18 purposes of protest or petition.

19 **Section 3.** That § 20-9-55 be AMENDED:

20 20-9-55. Jurisdiction--Evidence--Procedure.

21 A person is subject to the jurisdiction of the courts of this state for ~~riot boosting~~ incitement to
22 riot that results in a riot in this state, regardless of whether the person engages in ~~riot boosting~~
23 incitement to riot personally, or through any employee, agent, or subsidiary.

24 Evidence is not admissible in an action for riot ~~boosting action or incitement to riot~~ that shows
25 that any damages, in whole or in part, were paid by a third party. Notwithstanding any other law,
26 any action arising under § 20-9-54 is governed by the procedural and substantive law of this state.

27 Any action for riot ~~boosting or incitement to riot~~ shall be for the exclusive benefit of the state,
28 or political subdivision, or an otherwise damaged third party, and shall be brought in the name of
29 the state or political subdivision. The state, a political subdivision, or any third party having an
30 interest in preventing a riot or ~~riot boosting incitement to riot~~ may enter into an agreement to
31 establish joint representation of a cause of action under § 20-9-54.

32 **Section 4.** That § 20-9-56 be AMENDED:

33 20-9-56. Damages for riot or incitement to riot.

34 The plaintiff in an action for riot ~~boosting or incitement to riot~~ may recover both special and
35 general damages, reasonable attorney's fees, disbursements, other reasonable expenses incurred
36 from prosecuting the action, and punitive damages. ~~A defendant who solicits or compensates any~~
37 ~~other person to commit an unlawful act or to be arrested is subject to three times a sum that would~~
38 ~~compensate for the detriment caused.~~ A fine paid by a defendant for any violation of chapter 22-10
39 may not be applied toward payment of liability damages under § 20-9-54 this section.

40 "

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

1 Also MR. PRESIDENT:

2 The Committee on Senate Commerce and Energy respectfully reports that it has had under
3 consideration **HB 1216** and returns the same with the recommendation that said bill be amended
4 as follows:

5 1216B

6 On page 3, line 21, of the House Judiciary bill, after "employment." delete "Section 3. That §
7 20-13-31 be AMENDED:

8 "

9 On page 3, line 22, of the House Judiciary bill, after "AMENDED:" delete "20-13-31. "

10 On page 3, line 22, of the House Judiciary bill, after "20-13-31. " delete "Time for filing charge.
11 "

12 On page 3, line 22, of the House Judiciary bill, after "charge. " delete "

13 Any charge filed under this chapter shall be filed within one hundred and eighty three hundred
14 days after the alleged discriminatory or unfair practice occurred."

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

17 Also MR. PRESIDENT:

18 The Committee on Senate Commerce and Energy respectfully reports that it has had under
19 consideration **HB 1119** and returns the same with the recommendation that said bill do pass, and
20 having been certified as uncontested, be placed on the consent calendar.

21 Also MR. PRESIDENT:

22 The Committee on Senate Commerce and Energy respectfully reports that it has had under
23 consideration **HB 1262** which was tabled.

24 Respectfully submitted,
25 Jim Stalzer, Chair

26 MR. PRESIDENT:

27 The Committee on Senate Judiciary respectfully reports that it has had under consideration the
28 nomination of Peter Lieberman of Minnehaha County, Sioux Falls, South Dakota, to the Board of
29 Pardons and Paroles and returns the same with the recommendation that the Senate advise and
30 consent to the confirmation of said appointment.

31 Also MR. PRESIDENT:

32 The Committee on Senate Judiciary respectfully reports that it has had under consideration the
33 nomination of Patricia White Horse Carda of Charles Mix County, Wagner, South Dakota, to the
34 Board of Pardons and Paroles and returns the same with the recommendation that the Senate advise
35 and consent to the confirmation of said appointment, and that said appointment having been
36 certified as uncontested, be placed on the consent calendar.

37 Also MR. PRESIDENT:

38 The Committee on Senate Judiciary respectfully reports that it has had under consideration
39 **HB 1088** and returns the same with the recommendation that said bill be amended as follows:

1 1088E

2 On page 1, line 9, of the House Judiciary bill, delete " § 22-18-1. 1" and insert " § 22-18-1"

3 On page 1, line 21, of the House Judiciary bill, delete " § 22-18-1. 1" and insert " § 22-18-1"

4 On page 1, line 24, of the House Judiciary bill, after "section" insert ", § 21-65-19,"

5 On page 2, line 15, of the House Judiciary bill, after "section" insert ", § 21-65-19,"

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

8 Also MR. PRESIDENT:

9 The Committee on Senate Judiciary respectfully reports that it has had under consideration
10 **HB 1092** and returns the same with the recommendation that said bill be amended as follows:

11 1092B

12 On page 1, line 1, of the House Judiciary bill, delete "establish immunity from liability for
13 injuries to or the death of a" and insert " provide for an assumption of risk by any"

14 On page 1, line 2, of the House Judiciary bill, after "activity " insert "and to limit the liability of
15 the renters of off-road vehicles "

16 On page 1, line 6, of the House Judiciary bill, delete "32-20-22" and insert "32-20-20"

17 On page 2, line 13, of the House Judiciary bill, delete "32-20-22" and insert "32-20-20"

18 On page 2, line 18, of the House Judiciary bill, after "activity." delete "Section 3. That a NEW
19 SECTION be added:

20 "

21 On page 2, line 19, of the House Judiciary bill, after "added:" delete "Immunity from liability-
22 -Inherent risks of off-road vehicle activity."

23 On page 2, line 19, of the House Judiciary bill, after "activity." delete "

24 Except as provided in § 32-20-20, no off-road vehicle activity sponsor or off-road vehicle
25 professional is liable for an injury to or the death of a participant resulting from an inherent risk of
26 off-road vehicle activity. No participant or the representative of any participant may make a claim
27 against, maintain an action against, or recover from an off-road vehicle activity sponsor or an off-
28 road vehicle professional for injury, loss, damage, or the death of the participant resulting from an
29 inherent risk of off-road vehicle activity.

30 For the purposes of this section, the inherent risks of off-road vehicle activity are those dangers
31 or conditions that are an integral part of off-road vehicle activities including:

32 (1) The propensity of off-road vehicle users to behave in ways that may result in injury, harm,
33 or death to a person on or around an off-road vehicle;

34 (2) The inherently dangerous nature of the terrain and environment in which off-road vehicles
35 are ridden including the potential for rolling over, tipping over, or receiving other injuries;

36 (3) Certain hazards relating to the surface and subsurface conditions;

37 (4) Collisions with other off-road vehicles or objects; and

1 (5) The potential of a participant to act in a negligent manner that may contribute to the injury
2 of the participant or others."

3 On page 3, after line 3, of the House Judiciary bill, insert "

4 **Section 5.** That a NEW SECTION be added:

5 32-20-19. Assumption of risk of injury.

6 A participant assumes the risks inherent in engaging in off-road vehicle activity. A participant
7 is responsible for:

8 (1) Knowing the range of the participant's own ability to engage in off-road vehicle activity
9 within the limits of the participant's ability considering the conditions;

10 (2) Maintaining control of the off-road vehicle's speed and course at all times while engaging
11 in off-road vehicle activity;

12 (3) Heeding all posted warnings; and

13 (4) Refraining from acting in a manner that may cause or contribute to the injury of anyone.

14 The provisions of this section do not affect a product's liability cause of action based upon the
15 design or manufacture of off-road vehicles or the safety equipment used incidental to the operation
16 of an off-road vehicle.

17 "

18 On page 3, line 12, of the House Judiciary bill, after "negligence." delete "Nothing in §§ 32-20-
19 17 through 32-20-22 prevents or limits the liability of an off-road vehicle or an off-road vehicle
20 professional, if the off-road activity sponsor or the off-road vehicle professional:

21 (1) Knowingly provides faulty equipment or should have known the equipment was faulty, and
22 the equipment was faulty to the extent that it caused the accident;

23 (2) Owns, leases, rents, or otherwise is in lawful possession and control of the land or facilities
24 upon which the participant sustains any injury because of a dangerous latent condition which was
25 known to the off-road vehicle activity sponsor, or the off-road vehicle professional and for which
26 warning signs had not been conspicuously posted;

27 (3) Commits an act or omission that constitutes willful or wanton disregard for the safety of
28 the participant, and that act or omission caused the injury; or

29 (4) Injures the participant intentionally.

30 Nothing in §§ 32-20-17 through 32-20-22 prevents or limits the liability of an off-road vehicle
31 activity sponsor or an off-road vehicle professional under product liability laws."

32 On page 3, line 28, of the House Judiciary bill, after "laws." delete "Section 5. That a NEW
33 SECTION be added:

34 "

35 On page 3, line 29, of the House Judiciary bill, after "added:" delete "Off-road vehicle activity-
36 -Warning notices."

37 On page 3, line 29, of the House Judiciary bill, after "notices." delete "

1 An off-road vehicle activity sponsor or off-road vehicle professional shall post and maintain
2 signs that contain a warning notice to participants regarding the inherent risks associated with off-
3 road vehicle activities. The signs shall be placed in a clearly visible location on or near entrance and
4 exit gates, clubhouses, business centers, rental facilities, or arenas where the off-road vehicle
5 activity sponsor or off-road vehicle professional conduct off-road vehicle activities or once at the
6 primary entrance to any riding trail maintained or operated by the off-road vehicle activity sponsor.
7 The warning notice must appear on the sign in black letters with each letter a minimum of three
8 inches in height and contain the following language:

9 "WARNING

10 Under South Dakota law, an off-road vehicle activity sponsor or an off-road vehicle professional
11 is not liable for an injury to or the death of a participant in off-road vehicle activity resulting from
12 an inherent risk of off-road vehicle activity as provided in this Act. "

13 Any written contract entered into by an off-road vehicle activity sponsor or by an off-road
14 vehicle professional to provide access for off-road vehicle activities, professional services,
15 instruction, or rental of equipment to a participant shall contain in clear, readable print the warning
16 notice specified in this section."

17 On page 4, line 14, of the House Judiciary bill, after "section." delete "Section 6. That a NEW
18 SECTION be added:

19 "

20 On page 4, line 15, of the House Judiciary bill, after "added:" delete "Failure to meet warning
21 requirements--Immunity from liability not applicable."

22 On page 4, line 16, of the House Judiciary bill, after "applicable." delete "

23 The immunity from liability provided in § 32-20-19 does not apply to any off-road vehicle
24 activity sponsor or off-road vehicle professional who fails to comply with the warning sign and
25 warning notice requirements in § 32-20-21."

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

27 Also MR. PRESIDENT:

28 The Committee on Senate Judiciary respectfully reports that it has had under consideration
29 **HB 1140** and returns the same with the recommendation that said bill be amended as follows:

30 1140B

31 On page 1, line 9, of the House Judiciary bill, after "The " insert "minimum "

32 On page 1, line 13, of the House Judiciary bill, after "the " insert "minimum "

33 On page 1, line 16, of the House Judiciary bill, after "the " insert "minimum "

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

36 Also MR. PRESIDENT:

37 The Committee on Senate Judiciary respectfully reports that it has had under consideration
38 **HB 1206** and returns the same with the recommendation that said bill be amended as follows:

39 1206A

40 On page 2, line 13, of the Introduced bill, after "exists;" insert " and"

-
- 1 On page 2, line 14, of the Introduced bill, after "and" insert " one of the following:"
 - 2 On page 2, line 15, of the Introduced bill, delete "(c)" and insert "(i)"
 - 3 On page 2, line 23, of the Introduced bill, delete "(d)" and insert "(ii)"
 - 4 On page 2, line 28, of the Introduced bill, delete "(i)" and insert "(A)"
 - 5 On page 2, line 30, of the Introduced bill, delete "(ii)" and insert "(B)"
 - 6 And that as so amended, said bill do pass.

7 Also MR. PRESIDENT:

8 The Committee on Senate Judiciary respectfully reports that it has had under consideration
9 **HB 1205 and 1246** and returns the same with the recommendation that said bills do pass, and
10 having been certified as uncontested, be placed on the consent calendar.

11 Also MR. PRESIDENT:

12 The Committee on Senate Judiciary respectfully reports that it has had under consideration
13 **HB 1133** which was deferred to the 41st Legislative Day.

14 Respectfully submitted,
15 Lance Russell, Chair

16 MR. PRESIDENT:

17 The Committee on Senate Agriculture and Natural Resources respectfully reports that it has
18 had under consideration the nomination of Russell Olson of Lake County, Wentworth, South Dakota,
19 to the Game, Fish and Parks Commission and returns the same with the recommendation that the
20 Senate advise and consent to the confirmation of said appointment, and that said appointment
21 having been certified as uncontested, be placed on the consent calendar.

22 Also MR. PRESIDENT:

23 The Committee on Senate Agriculture and Natural Resources respectfully reports that it has
24 had under consideration **HCR 6021 and 6022** and returns the same with the recommendation that
25 said resolutions do pass, and having been certified as uncontested, be placed on the consent
26 calendar.

27 Respectfully submitted,
28 Gary L. Cammack, Chair

29 Mr. PRESIDENT:

30 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
31 Enrolling has carefully compared **SB 56, 60, 61, 75, 170, and 174** and finds the same correctly
32 enrolled.

33 Respectfully submitted,
34 Brock L. Greenfield, Chair

1 Mr. PRESIDENT:

2 The Committee on Legislative Procedure respectfully reports that **SB 22** was delivered to her
3 Excellency, the Governor, for her approval at 9:00 a.m., March 5, 2020.

4 Respectfully submitted,
5 Brock L. Greenfield, Chair

6 **MESSAGES FROM THE HOUSE**

7 Mr. PRESIDENT:

8 I have the honor to transmit herewith **HB 1044, 1045, 1046, 1187, 1189, 1227, and 1233**
9 which have passed the House and your favorable consideration is respectfully requested.

10 Also Mr. PRESIDENT:

11 I have the honor to return herewith **SB 142, 148, and 167** which have been amended by the
12 House and your concurrence in the amendments is respectfully requested.

13 Also Mr. PRESIDENT:

14 I have the honor to return herewith **SB 56, 60, 61, 170, and 174** which have passed the
15 House without change.

16 Also Mr. PRESIDENT:

17 I have the honor to transmit herewith **HCR 6020** which has been adopted by the House and
18 your concurrence is respectfully requested.

19 Respectfully,
20 Mary Lou Goehring, Chief Clerk

21 **MOTIONS AND RESOLUTIONS**

22 Sen. Heinert moved that the Senate do concur in House amendments to **SB 146**.

23 The question being on Sen. Heinert's motion that the Senate do concur in House amendments
24 to **SB 146**.

25 And the roll being called:

26 Yeas 35, Nays 0, Excused 0, Absent 0

27 Yeas:

28 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
29 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
30 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton,
31 White, Wiik, Wismer, and Youngberg

32 So the motion having received an affirmative vote of a majority of the members-elect, the
33 President declared the motion carried and the amendments were concurred in.

1 **SR 702:** A RESOLUTION, Calling for statewide recognition of South Dakota's military veteran
2 entrepreneurs and Bunker Labs of Rapid City.

3 Was read the second time.

4 Sen. Castleberry moved that **SR 702** as found on page 366 of the Senate Journal be adopted.

5 The question being on Sen. Castleberry's motion that **SR 702** be adopted.

6 And the roll being called:

7 Yeas 35, Nays 0, Excused 0, Absent 0

8 Yeas:

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

13 So the motion having received an affirmative vote of a majority of the members-elect, the
14 President declared the motion carried and **SR 702** was adopted.

15 **HCR 6016:** A CONCURRENT RESOLUTION, Supporting the efforts of William "Bill" Casper as
16 the South Dakota state chairman of the State Funeral for World War II Veterans in his efforts to
17 petition President Donald J. Trump to hold a state funeral for World War II veterans.

18 Was read the second time.

19 Sen. Stalzer moved that **HCR 6016** as found on page 329 of the House Journal be concurred
20 in.

21 The question being on Sen. Stalzer's motion that **HCR 6016** be concurred in.

22 And the roll being called:

23 Yeas 35, Nays 0, Excused 0, Absent 0

24 Yeas:

25 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
26 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
27 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton,
28 White, Wiik, Wismer, and Youngberg

29 So the motion having received an affirmative vote of a majority of the members-elect, the
30 President declared the motion carried and **HCR 6016** was concurred in.

31 **HCR 6017:** A CONCURRENT RESOLUTION, to encourage the creation of an interim legislative
32 study to address infrastructure and funding support related to the expansion of Ellsworth Air Force
33 Base.

34 Was read the second time.

35 Sen. Bolin moved that the Senate do concur in **HCR 6017** as found on page 382 of the House
36 Journal and as amended on page 396 of the House Journal.

37 The question being on Sen. Bolin's motion that **HCR 6017** be concurred in as amended.

1 And the roll being called:

2 Yeas 35, Nays 0, Excused 0, Absent 0

3 Yeas:

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

8 So the motion having received an affirmative vote of a majority of the members-elect, the
9 President declared the motion carried and **HCR 6017** was concurred in as amended.

10 **HCR 6015**: A CONCURRENT RESOLUTION, To provide for a legislative task force to study,
11 report, and develop and consider recommendations and proposed legislation regarding the
12 evaluation and standardization of quality measurements of agricultural products.

13 Was read the second time.

14 Sen. Langer moved that **HCR 6015** as found on page 329 of the House Journal be concurred
15 in.

16 Sen. Bolin moved that **HCR 6015** be laid on the table.

17 The question being on Sen. Bolin's motion that **HCR 6015** be laid on the table.

18 And the roll being called:

19 Yeas 30, Nays 5, Excused 0, Absent 0

20 Yeas:

21 Bolin, Cammack, Castleberry, Curd, Duhamel, Foster, Brock Greenfield, Heinert, Phil Jensen,
22 Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Nesiba, Novstrup, Partridge, Rusch, Russell,
23 Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, and
24 Youngberg

25 Nays:

26 Blare, Ewing, Monroe, Ernie Otten, and Wismer

27 So the motion having received an affirmative vote of a majority of the members-elect, the
28 President declared the motion carried and **HCR 6015** was tabled.

29 **HCR 6020**: A CONCURRENT RESOLUTION, Denouncing the National Education Association's
30 recent policy to support "the fundamental right to abortion."

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

32 Sen. Langer moved that **HB 1008 and 1207** be deferred to Monday, March 9, 2020, the 33rd
33 legislative day.

34 Which motion prevailed.

1 Sen. Langer moved that when we adjourn today, we adjourn to convene at 11:00 a.m. on
2 Monday, March 9, 2020 the 33rd legislative day.

3 Which motion prevailed.

4 **CONSIDERATION OF REPORTS OF COMMITTEES**

5 Sen. Langer moved that the reports of the Standing Committee on
6 State Affairs on **HB 1002** as found on page 408 of the Senate Journal; also
7 State Affairs on **HB 1266** as found on page 409 of the Senate Journal; also
8 State Affairs on **HB 1277** as found on page 410 of the Senate Journal be adopted.

9 Which motion prevailed and the reports were adopted.

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

11 **HB 1044:** FOR AN ACT ENTITLED, An Act to make an appropriation to the Board of Regents
12 to fund the development of the Cyber Incubator and Entrepreneurial Center at Dakota State
13 University and to declare an emergency.

14 **HB 1045:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the
15 design, renovation of, and addition to, the E.Y. Berry Library on the campus of Black Hills State
16 University and to make an appropriation therefor.

17 **HB 1046:** FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the
18 design, renovation of, and addition to, the Devereaux Library on the campus of the South Dakota
19 School of Mines and Technology and to make an appropriation therefor.

20 **HB 1187:** FOR AN ACT ENTITLED, An Act to make an appropriation to upgrade the state radio
21 infrastructure system and to declare an emergency.

22 **HB 1189:** FOR AN ACT ENTITLED, An Act to make an appropriation to expand rural access to
23 broadband services and to declare an emergency.

24 **HB 1227:** FOR AN ACT ENTITLED, An Act to make an appropriation for the rural veterinary
25 medical education program and to declare an emergency.

26 **HB 1233:** FOR AN ACT ENTITLED, An Act to make an appropriation to the gaming commission
27 fund, to provide for the transfer of funds to the special racing revolving fund and the South Dakota-
28 bred racing fund, and to declare an emergency.

29 Were read the first time and the President waived the committee referral pursuant to Joint
30 Rule 6D-1.

31 **SECOND READING OF CONSENT CALENDAR ITEMS**

32 **HB 1069:** FOR AN ACT ENTITLED, An Act to authorize certain veterans to attend courses
33 offered at postsecondary technical institutes without payment of tuition.

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

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

5 **HB 1103:** FOR AN ACT ENTITLED, An Act to authorize the forensic medical examination of
6 certain minor victims without parental or guardian consent.

7 **HB 1108:** FOR AN ACT ENTITLED, An Act to adopt the Uniform Civil Remedies for Unauthorized
8 Disclosure of Intimate Images Act.

9 **HB 1123:** FOR AN ACT ENTITLED, An Act to revise provisions regarding termination of a lease
10 by a victim of alleged domestic abuse.

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

13 **HB 1154:** FOR AN ACT ENTITLED, An Act to revise certain provisions regarding motor vehicle
14 license plates.

15 **HB 1259:** FOR AN ACT ENTITLED, An Act to clarify provisions regarding the discretionary
16 formula for determining the assessed value of property for tax purposes.

17 **HB 1264:** FOR AN ACT ENTITLED, An Act to revise provisions regarding the procurement of
18 public improvements.

19 Were read the second time.

20 The question being "Shall **HB 1077, 1123, 1138, 1154, 1259, and 1264** pass as amended,
21 and **HB 1069, 1089, 1103, and 1108** pass?"

22 And the roll being called:

23 Yeas 35, Nays 0, Excused 0, Absent 0

24 Yeas:

25 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Heinert,
26 Phil Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
27 Partridge, Rusch, Russell, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton,
28 White, Wiik, Wismer, and Youngberg

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

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

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

34 Was read the second time.

35 Sen. Ernie Otten moved that **HB 1067** be amended as follows:

36 1067J

37 On the Senate Judiciary Engrossed bill, delete the previously adopted amendments (1067G)
38 and (1067H).

1 On page 1, line 4, after "Dakota:" delete "Section 1. That a NEW SECTION be added:

2 "

3 On page 1, line 5, after "added:" delete "Service--Publication--Exemption."

4 On page 1, line 5, after "Service--Publication--Exemption." delete "

5 A plaintiff may initiate service by publication under § 15-9-7 on the same day as the first
6 attempt at service under § 21-16-6 without prior approval from the court. A plaintiff shall only be
7 required to provide service by publication once pursuant to § 21-16-6.

8 Publication under this section shall be made in a legal newspaper printed in the county where
9 the subject property or some part of the property is situated, or as allowed by § 17-2-10.

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

12 On page 2, after line 2, insert "

13 **Section 6.** That a NEW SECTION be added:

14 21-16-6.1. Service by publication--Exemption.

15 On the same day as the first attempted service under § 21-16-6, the plaintiff bringing an action
16 of forcible entry and detainer, or of detainer only, under § 21-16-1 may cause the summons to be
17 published in a legal newspaper printed in the county where the subject property is located or in an
18 adjacent county in accordance with § 17-2-10. A plaintiff who causes a summons to be published
19 under this section must cause the publication only once.

20 Section 15-9-17 does not apply to any publication required under this section.

21 "

22 On page 2, line 6, delete " § 15-9-7. 1" and insert " § 21-16-6.1"

23 Which motion prevailed.

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

25 And the roll being called:

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

27 Yeas:

28 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Brock Greenfield, Phil Jensen,
29 Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Novstrup, Ernie Otten, Partridge, Rusch, Russell,
30 Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, Wismer, and
31 Youngberg

32 Nays:

33 Foster, Heinert, Kennedy, and Nesiba

34 So the bill having received an affirmative vote of a majority of the members-elect, the President
35 declared the bill passed.

1 The question being on the title.

2 Sen. Rusch moved that the title to **HB 1067** be amended as follows:

3 1067K

4 On the previously adopted amendment (1067J), On page 1, line 2, after "judgments" insert "
5 in forcible entry and detainer actions"

6 Which motion prevailed and the title was so amended.

7 **HB 1117**: FOR AN ACT ENTITLED, An Act to repeal and revise certain provisions regarding
8 riot, to establish the crime of incitement to riot, and to revise provisions regarding civil liability for
9 riot and riot boosting.

10 Was read the second time.

11 The question being "Shall **HB 1117** pass?"

12 And the roll being called:

13 Yeas 27, Nays 8, Excused 0, Absent 0

14 Yeas:

15 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Brock Greenfield, Klumb, Kolbeck,
16 Lake, Langer, Monroe, Novstrup, Ernie Otten, Partridge, Rusch, Schoenbeck, Schoenfish, V. J.
17 Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, and Youngberg

18 Nays:

19 Foster, Heinert, Phil Jensen, Kennedy, Maher, Nesiba, Russell, and Wismer

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

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

24 Was read the second time.

25 The question being "Shall **HB 1107** pass as amended?"

26 And the roll being called:

27 Yeas 6, Nays 28, Excused 1, Absent 0

28 Yeas:

29 Foster, Phil Jensen, Kennedy, Kolbeck, Russell, and Wismer

30 Nays:

31 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Brock Greenfield, Klumb, Lake,
32 Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten, Partridge, Rusch, Schoenbeck, Schoenfish,
33 V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White, Wiik, and Youngberg

34 Excused:

35 Heinert

1 So the bill not having received an affirmative vote of a majority of the members-elect, the
2 President declared the bill lost.

3 **HB 1195:** FOR AN ACT ENTITLED, An Act to provide an affirmative defense to pregnant women
4 for certain controlled substance offenses.

5 Was read the second time.

6 Sen. Langer moved that **HB 1195** be amended as follows:

7 1195G

8 On page 1, line 1, of the Senate State Affairs bill, delete "an affirmative defense to" and insert
9 " for the dismissal of charges against"

10 On page 1, line 2, of the Senate State Affairs bill, after "offenses" insert " under certain
11 circumstances"

12 On page 1, line 6, of the Senate State Affairs bill, delete "is charged with violating § 22-42-5
13 or 22-42-5. 1 and she was pregnant when the violation occurred, it is an affirmative defense to the
14 charge if the woman provides proof " and insert "who was pregnant at the time of an alleged violation
15 of § 22-42-5 or 22-42-5.1 provides evidence "

16 On page 1, line 13, of the Senate State Affairs bill, delete "Successfully completed" and insert
17 " Completed"

18 On page 1, line 13, of the Senate State Affairs bill, after "the " insert "addiction recovery "

19 On page 1, line 13, of the Senate State Affairs bill, after "program" insert ",
20 the state shall dismiss the charge"

21 Which motion prevailed.

22 The question being "Shall **HB 1195** pass as amended?"

23 And the roll being called:

24 Yeas 33, Nays 1, Excused 1, Absent 0

25 Yeas:

26 Blare, Bolin, Cammack, Castleberry, Curd, Duhamel, Ewing, Foster, Brock Greenfield, Phil
27 Jensen, Kennedy, Klumb, Kolbeck, Lake, Langer, Maher, Monroe, Nesiba, Novstrup, Ernie Otten,
28 Partridge, Rusch, Schoenbeck, Schoenfish, V. J. Smith, Soholt, Stalzer, Steinhauer, Sutton, White,
29 Wiik, Wismer, and Youngberg

30 Nays:

31 Russell

32 Excused:

33 Heinert

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

36 **HB 1068:** FOR AN ACT ENTITLED, An Act to include out-of-state convictions for the basis of
37 an enhanced penalty for the crime of stalking.

1 Was read the second time.

2 Sen. Rusch moved that **HB 1068** be amended as follows:

3 1068A

4 On page 1, line 22, of the Introduced bill, delete "commits " and insert "has "

5 On page 2, line 1, of the Introduced bill, delete " eligible for an enhancement under this section"
6 and insert " a violation of § 22-19A-1, 22-19A-2, or 22-19A-7 and involving an act of violence, or a
7 credible threat of violence,"

8 Which motion prevailed.

9 The question being "Shall **HB 1068** pass as amended?"

10 And the roll being called:

11 Yeas 34, Nays 0, Excused 1, Absent 0

12 Yeas:

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

17 Excused:

18 Heinert

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

21 There being no objection, the Senate reverted to Order of Business No. 5 - Reports of Standing
22 Committees.

23 **REPORTS OF STANDING COMMITTEES**

24 MR. PRESIDENT:

25 The Committee on Senate Education respectfully reports that it has had under consideration
26 the nomination of Julie Westra of Lincoln County, Sioux Falls, South Dakota, to the South Dakota
27 Board of Education Standards and returns the same with the recommendation that the Senate advise
28 and consent to the confirmation of said appointment, and that said appointment having been
29 certified as uncontested, be placed on the consent calendar.

30 Also MR. PRESIDENT:

31 The Committee on Senate Education respectfully reports that it has had under consideration
32 the nomination of Phyllis Heineman of Minnehaha County, Sioux Falls, South Dakota, to the South
33 Dakota Board of Education Standards and returns the same with the recommendation that the
34 Senate advise and consent to the confirmation of said appointment, and that said appointment
35 having been certified as uncontested, be placed on the consent calendar.

1 Also MR. PRESIDENT:

2 The Committee on Senate Education respectfully reports that it has had under consideration
3 **HB 1213, which was reconsidered** and returns the same with the recommendation that said bill
4 be amended as follows:

5 1213B

6 On page 1, line 4, of the Introduced bill, after "Dakota:" delete "Section 1. That § 13-36-4 be
7 AMENDED:

8 "

9 On page 1, line 5, of the Introduced bill, after "AMENDED:" delete "13-36-4. "

10 On page 1, line 5, of the Introduced bill, after "13-36-4. " delete "Delegation of control,
11 supervision, and regulation of high school interscholastic activities to association. "

12 On page 1, line 6, of the Introduced bill, after "association. " delete "

13 The school board of a public school, approved and accredited by the secretary of the
14 Department of Education, may delegate, on a year to year basis, the control, supervision, and
15 regulation of any high school interscholastic activities to any association which is voluntary and
16 nonprofit if:

17 (1) Membership in the association is open to all high schools approved and accredited pursuant
18 to this section, including any school that allows participation by students receiving alternative
19 instruction as set forth in § 13-27-3, pursuant to the provisions of this title;

20 (2) The constitution, bylaws, and rules of the association are subject to ratification by the
21 school boards of the member public school districts and the governing boards of the member
22 nonpublic schools and include a provision for a proper review procedure and review board;

23 (3) The report of any audit required by § 13-26-5 is made public on the association's website
24 as well as the Department of Legislative Audit's website;

25 (4) The association complies with the provisions of chapter 1-25 and chapter 1-27. However,
26 the association, and its employees, meetings, and records, are afforded the same exemptions and
27 protections as a political subdivision or public body is provided under chapter 1-25 and chapter 1-
28 27; and

29 (5) The association shall report to the Government Operations and Audit Committee
30 annually, or at the call of the chair.

31 The governing body of a nonpublic school, approved and accredited by the secretary of the
32 Department of Education, or AdvancED, or the Association of Christian Schools International (ACSI),
33 or the Association of Classical and Christian Schools (ACCS), or Christian Schools International
34 (CSI), or National Lutheran School Accreditation (NLSA), or Commission for Oceti Sakowin
35 Accreditation (COSA), or Wisconsin Evangelical Lutheran Synod School Accreditation, may also
36 delegate, on a year to year basis, the control, supervision, and regulation of any high school
37 interscholastic activities to any association which is voluntary and nonprofit if membership in such
38 association is open to all high schools approved and accredited pursuant to this section, including
39 any school that allows participation by students receiving alternative instruction as set forth in § 13-
40 27-3, pursuant to the provisions of this title, and if the constitution, bylaws, and rules of the
41 association are subject to ratification by the school boards of the member public school districts and
42 the governing boards of the member nonpublic schools and include a provision for a proper review
43 procedure and review board.

44 Any association which that complies with this section may exercise the control, supervision,
45 and regulation of interscholastic activities, including interscholastic athletic events of member

1 schools, except as otherwise provided in § 13-36-4. 1. The association may promulgate reasonable
2 uniform rules, to make decisions and to provide and enforce reasonable penalties for the violation
3 of the rules."

4 On page 2, line 20, of the Introduced bill, after "rules." delete "Section 2. That a NEW SECTION
5 be added:

6 "

7 On page 2, line 21, of the Introduced bill, after "added:" delete "Exclusive broadcast rights—
8 Assignment--Limitation."

9 On page 2, line 21, of the Introduced bill, after "rights—Assignment--Limitation." delete "

10 The authority to exercise control, supervision, and regulation of interscholastic activities,
11 including interscholastic athletic events, as set forth in § 13-36-4, does not include the authority to
12 grant or assign exclusive broadcast rights for state-level events to a media contractor."

13 1213A

14 On page 1, line 1, of the Introduced bill, delete "preclude the assignment of exclusive broadcast
15 rights for certain high school interscholastic activities" and insert "enhance education in South
16 Dakota"

17 On the Introduced bill, delete everything after the enacting clause and insert:

18 "

19 **Section 7.** Education in South Dakota is hereby enhanced.

20 "

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

22 Also MR. PRESIDENT:

23 The Committee on Senate Education respectfully reports that it has had under consideration
24 **HB 1228** and returns the same with the recommendation that said bill be amended as follows:

25 1228C

26 On the House Education bill, delete everything after the enacting clause and insert:

27 "

28 **Section 8.** That § 13-33B-10 be AMENDED:

29 13-33B-10. Reporting criteria specific to language and literacy development.

30 Before August 1, 2020, the department shall establish reporting criteria, using existing data
31 reported in compliance with the federally required state performance plan on students with
32 disabilities, that is specific to language and literacy development of deaf and hard-of-hearing
33 children from birth to five years of age, inclusive.

34 Beginning on July 1, 2021, in conjunction with the department's annual collection of data on
35 children with disabilities served, the department shall also annually report the number of enrolled
36 students from birth to age twenty-one, regardless of disability status, who have a documented
37 hearing loss of thirty-five decibels or more, unaided unilaterally or bilaterally.

38 **Section 9.** That § 13-33B-11 be AMENDED:

1 13-33B-11. Implementation and application of §§ 13-33B-4 to 13-33B-10.

2 The implementation of §§ 13-33B-4 to 13-33B-10, inclusive, shall be consistent with federal
3 law regarding the education of children with disabilities and the privacy of student information.
4 Sections 13-33B-4 to ~~13-33B-10~~13-33B-9, inclusive, only apply to children from birth to five years
5 of age.

6 "

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

9 Also MR. PRESIDENT:

10 The Committee on Senate Education respectfully reports that it has had under consideration
11 **HCR 6019** and returns the same with the recommendation that said resolution be amended as
12 follows:

13 HCR6019A

14 On page 1, line 3, of the Introduced bill, after "injury." delete " WHEREAS, all citizens of the
15 United States possess the basic human right to the preservation of personal dignity; and"

16 On page 1, line 5, of the Introduced bill, after "and" delete " WHEREAS, all citizens of the
17 United States deserve the investment of every possible resource to ensure their lasting physical,
18 mental, and emotional well-being;"

19 On page 1, line 6, of the Introduced bill, after "well-being;" delete " and

20 "

21 And that as so amended, said resolution do pass, and having been certified as uncontested,
22 be placed on the consent calendar.

23 Also MR. PRESIDENT:

24 The Committee on Senate Education respectfully reports that it has had under consideration
25 **HB 1263** which was deferred to the 41st Legislative Day.

26 Also MR. PRESIDENT:

27 The Committee on Senate Education respectfully reports that it has had under consideration
28 **HCR 6024** and returns the same with the recommendation that said resolution do pass, and having
29 been certified as uncontested, be placed on the consent calendar.

30 Also MR. PRESIDENT:

31 The Committee on Senate Education respectfully reports that it has had under consideration
32 **HCR 6023** and returns the same with the recommendation that said resolution do pass.

33 Respectfully submitted,
34 R. Blake Curd, Chair

1

SIGNING OF BILLS

2

The President publicly read the title to

3

4

SB 56: FOR AN ACT ENTITLED, An Act to authorize the collection of certain search and rescue service costs.

5

SB 60: FOR AN ACT ENTITLED, An Act to adopt the Physical Therapist Licensure Compact.

6

7

SB 61: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding a municipal office nominating petition.

8

9

SB 75: FOR AN ACT ENTITLED, An Act to provide for a habitat stamp on hunting and fishing licenses.

10

11

SB 170: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding school district capital outlay funds.

12

13

SB 174: FOR AN ACT ENTITLED, An Act to revise the purposes for which a school district's capital outlay fund may be used.

14

15

HB 1124: FOR AN ACT ENTITLED, An Act to provide for an increase in the assessment against certain treated land.

16

17

HB 1182: FOR AN ACT ENTITLED, An Act to provide for the renewal of an enhanced permit to carry a concealed pistol.

18

19

HB 1242: FOR AN ACT ENTITLED, An Act to provide for the reissuance of certain enhanced permits to carry a concealed pistol and to declare an emergency.

20

21

HB 1244: FOR AN ACT ENTITLED, An Act to authorize forensic medical examinations for certain persons.

22

23

HB 1279: FOR AN ACT ENTITLED, An Act to require property owners to receive notification of property tax reduction programs.

24

And signed the same in the presence of the Senate.

25

COMMEMORATIONS

26

27

SC 827: A LEGISLATIVE COMMEMORATION, Celebrating the LGBTQ+ and Two Spirit Community of South Dakota.

28

Introduced by: Senator Nesiba and Representatives Duga and Sullivan

29

30

SC 828: A LEGISLATIVE COMMEMORATION, Recognizing the University of South Dakota women's basketball team for winning the Summit League regular season championship

31

Introduced by: Senator Rusch

1 **SC 829:** A LEGISLATIVE COMMEMORATION, Making John McBeth an honorary South Dakotan.

2 **Introduced by: Senators** Heinert, Ewing, Nesiba, and Novstrup **and Representatives** Duba,
3 Herman Otten, and Jamie Smith

4 **SC 830:** A LEGISLATIVE COMMEMORATION, Celebrating the twentieth year of the South
5 Dakota Tractor Museum.

6 **Introduced by: Senators** Heinert, Ewing, Nesiba, Novstrup, and Soholt **and**
7 **Representatives** Barthel, Duba, Duvall, Finck, Hunhoff, Herman Otten, Perry, and Post

8 **SC 831:** A LEGISLATIVE COMMEMORATION, Congratulating and honoring the Crow Creek
9 Chieftain High School football team for winning the first All Nations Football Conference
10 Championship.

11 **Introduced by: Senator** Heinert

12 **SC 832:** A LEGISLATIVE COMMEMORATION, Honoring and congratulating Nash Hutmacher for
13 winning the 285-pound weight class at the 2020 State Class A Wrestling Tournament for the fourth
14 consecutive year, as well as for his success in football.

15 **Introduced by: Senators** Heinert, Nesiba, Novstrup, and Schoenbeck **and**
16 **Representative** Finck

17 Were read the first time.

18 Sen. Monroe moved that the Senate do now adjourn, which motion prevailed and at 2:49 p.m.
19 the Senate adjourned.

20 Kay Johnson, Secretary

