The House convened at 11:00 a.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Rev. Mercy Hobbs, followed by the Pledge of Allegiance led by House pages Sydney Berens and Danika Gordon.

Roll Call: All members present except Reps. Deutsch, Glanzer, and Pourier 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 thirty-second day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Steven G. Haugaard, Chair

Which motion prevailed.
The oath of office was administered by Speaker Haugaard to the following named pages:

Sydney Berens, Paige Bradley, Paityn DeBoer, Danika Gordon, Jessica Kott, Bethany Larson, and Amanda Lee.

Which was subscribed to and placed on file in the office of the Secretary of State.

REPORTS OF STANDING COMMITTEES

Mr. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and Enrolling has carefully compared HB 1069, 1077, 1089, 1103, 1108, 1117, 1123, 1138, 1154, 1259, and 1264 and finds the same correctly enrolled.

Respectfully submitted,
Steven G. Haugaard, Chair

Also Mr. SPEAKER:

The Committee on Legislative Procedure respectfully reports that HB 1124, 1182, 1242, 1244, and 1279 were delivered to her Excellency, the Governor, for her approval at 8:25 a.m., March 9, 2020.

Respectfully submitted,
Steven G. Haugaard, Chair

MESSAGES FROM THE SENATE

Mr. SPEAKER:

I have the honor to return herewith HB 1069, 1077, 1089, 1103, 1108, 1117, 1123, 1138, 1154, 1259, and 1264 which have passed the Senate without change.

Also Mr. SPEAKER:

I have the honor to inform your honorable body that HCR 6015 was tabled.

Also Mr. SPEAKER:

I have the honor to return herewith HCR 6016 and 6017 in which Senate has concurred.

Also Mr. SPEAKER:

I have the honor to inform your honorable body that the Senate has concurred in House amendments to SB 146.
Also Mr. SPEAKER:

I have the honor to return herewith HB 1067, 1068, and 1195 which have been amended by the Senate and your concurrence in the amendments is respectfully requested.

Also Mr. SPEAKER:

I have the honor to inform your honorable body that HB 1107 was lost on second reading and final passage.

Respectfully,
Kay Johnson, Secretary

MOTIONS AND RESOLUTIONS

Rep. Herman Otten moved that the House do concur in Senate amendments to HB 1054.

Rep. Frye-Mueller made a substitute motion that the House do not concur in Senate amendments to HB 1054 and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

Rep. Rounds rose to a point of order questioning if Rep. Frye-Mueller was speaking to the substitute motion.

The question being on Rep. Frye-Mueller's motion that the House do not concur in Senate amendments to HB 1054 and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

And the roll being called:

Yeas 44, Nays 22, Excused 4, Absent 0

Yeas:

Nays:
Anderson, Bartels, Barthel, Beal, Bordeaux, Chaffee, Chase, Cwach, Duba, Duvall, Healy, Lesmeister, McClereey, Herman Otten, Kent Peterson, Qualm, Reed, Ring, Saba, Jamie Smith, Sullivan, and Zikmund

Excused:
Deutsch, Glanzer, Kevin Jensen, and Pourier

So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion prevailed and the Speaker appointed as such committee Reps. Otten, Frye-Mueller, and Saba.
Rep. Qualm moved that House do now recess until 1:00 p.m.
Which motion prevailed and at 11:50 a.m., the House recessed.

RECESS

The House reconvened at 1:11 p.m., the Speaker presiding.

MOTIONS AND RESOLUTIONS

Rep. David Johnson moved that the House do concur in Senate amendments to HB 1065.
The question being on Rep. David Johnson’s motion that the House do concur in Senate amendments to HB 1065.
And the roll being called:
Yeas 66, Nays 1, Excused 3, Absent 0
Yeas:
Nays:
Pischke
Excused:
Deutsch, Glanzer, and Pourier
So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.

Rep. Anderson moved that the House do concur in Senate amendments to HB 1166.
The question being on Rep. Anderson’s motion that the House do concur in Senate amendments to HB 1166.
And the roll being called:
Yeas 63, Nays 3, Excused 4, Absent 0
Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Goodwin, Gosch, Lana Greenfield, Gross, Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Marty, McCleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Weis, Wiese, Willadsen, York, Zikmund, and Speaker Haugaard
Nays:
Frye-Mueller, Livermont, and Mulally

Excused:
Deutsch, Glanzer, Lesmeister, and Pourier

So the motion having received an affirmative vote of a two-thirds majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.

Rep. Mulally moved that the House do concur in Senate amendments to HCR 6003.

The question being on Rep. Mulally's motion that the House do concur in Senate amendments to HCR 6003.

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
Deutsch, Glanzer, Lesmeister, and Pourier

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

Rep. Qualm moved that the House do concur in Senate amendments to HCR 6005.

The question being on Rep. Qualm's motion that the House do concur in Senate amendments to HCR 6005.

And the roll being called:

Yeas 58, Nays 8, Excused 4, Absent 0

Yeas:

Nays:
Bordeaux, Cwach, Gross, Marty, Olson, Ring, Saba, and St. John

Excused:
Deutsch, Glanzer, Lesmeister, and Pourier

So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and the amendments were concurred in.
Monday, March 09, 2020 – 33rd Legislative Day

Rep. Randolph moved that the House do not concur in Senate amendments to HCR 6012 and that a committee of three on the part of the House be appointed to meet with a like committee on the part of the Senate to adjust the differences between the two houses.

Which motion prevailed and the Speaker appointed as such committee Reps. Randolph, Rasmussen, and Lesmeister.

CONSIDERATION OF REPORTS OF COMMITTEES

Rep. Qualm moved that the reports of the Standing Committees on Health and Human Services on SB 18 as found on page 478 and SB 19 as found on page 480 of the House Journal; also Local Government on SB 84 as found on page 482 of the House Journal; also House Appropriations on SB 55 as found on page 482 of the House Journal and SB 144 as found on page 483 of the House Journal; and Transportation on SB 70 as found on page 483 of the House Journal be adopted.

Which motion prevailed and the reports were adopted.

SECOND READING OF CONSENT CALENDAR ITEMS

Rep. Mulally requested that SB 136 be removed from the Consent Calendar.
Rep. Howard requested that SB 20 be removed from the Consent Calendar.
Rep. Frye-Mueller requested that SB 84 be removed from the Consent Calendar.
Rep. Pischke requested that SB 18, 19, and 135 be removed from the Consent Calendar.
Which requests were granted.

SB 25: FOR AN ACT ENTITLED, An Act to establish certain requirements to maintain state compliance with the Master Settlement Agreement.
SB 27: FOR AN ACT ENTITLED, An Act to establish a missing persons clearinghouse.
SB 44: FOR AN ACT ENTITLED, An Act to authorize the use of crime victims' compensation funds to reimburse law enforcement for certain emergency expenses incurred for victims.
SB 45: FOR AN ACT ENTITLED, An Act to transfer the functions of the South Dakota Value Added Finance Authority to the South Dakota Economic Development Finance Authority and the South Dakota Board of Economic Development and to abolish the South Dakota Value Added Finance Authority.
SB 81: FOR AN ACT ENTITLED, An Act to establish eligibility criteria for out-of-state health institutions to receive financing from the Health and Educational Facilities Authority.
SB 89: FOR AN ACT ENTITLED, An Act to revise provisions regarding victim's rights.
**SB 91**: FOR AN ACT ENTITLED, An Act to revise provisions regarding the salary for state's attorneys.

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

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

**SB 124**: FOR AN ACT ENTITLED, An Act to revise provisions regarding group pheasant hunts for disabled veterans.

**SB 149**: FOR AN ACT ENTITLED, An Act to revise provisions regarding emblem specialty plates.

Were read the second time.

The question being "Shall SB 27, 45, 81, 89, 98, 120, 124, and 149 pass as amended, and SB 25, 44, and 91 pass?"

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
Deutsch, Glanzer, Lesmeister, and Pourier

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.

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

**SB 180**: FOR AN ACT ENTITLED, An Act to repeal and revise certain provisions regarding the petition circulation process.

Was read the second time.

The question being "Shall SB 180 pass as amended?"

And the roll being called:

Yeas 54, Nays 11, Excused 5, Absent 0

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

Nays:
Bordeaux, Chase, Cwach, Duba, Healy, McCleerey, Randolph, Ring, Saba, Jamie Smith, and Sullivan

Excused:
Bartels, Deutsch, Glanzer, Lesmeister, and Pourier

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

Rep. Qualm moved that SB 41 be placed to follow SB 19 on today's calendar.

Which motion prevailed.

SB 42: FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to demolish three storage structures and contract for the construction of a grounds facility at the University of South Dakota and to make an appropriation therefor.

Was read the second time.

The question being "Shall SB 42 pass?"

And the roll being called:

Yea 55, Nays 11, Excused 4, Absent 0

Yea:
Anderson, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Goodwin, Gross, Hammock, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Lesmeister, McCleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Wiese, Willadsen, York, and Zikmund

Nays:
Brunner, Frye-Mueller, Gosch, Lana Greenfield, Livermont, Marty, Mulally, Pischke, Randolph, Weis, and Speaker Haugaard

Excused:
Bartels, Deutsch, Glanzer, and Pourier

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

SB 43: FOR AN ACT ENTITLED, An Act to authorize the South Dakota Building Authority to issue revenue bonds to provide for maintenance and repair on facilities controlled by the Board of Regents and to provide appropriation therefor.

Was read the second time.
The question being "Shall SB 43 pass?"

And the roll being called:

Yeas 48, Nays 18, Excused 4, Absent 0

Yeas:
Anderson, Barthel, Bordeaux, Borglum, Chaffee, Chase, Cwach, Diedrich, Duba, Duvall, Finck, Gross, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Lesmeister, McCleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wangsness, Wiese, Willadsen, York, and Zikmund

Nays:
Beal, Brunner, Dennert, Frye-Mueller, Goodwin, Gosch, Lana Greenfield, Hammock, Howard, Livermont, Marty, Mulally, Overweg, Pischke, Randolph, Steele, Weis, and Speaker Haugaard

Excused:
Bartels, Deutsch, Glanzer, and Pourier

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

SB 39: FOR AN ACT ENTITLED, An Act to establish the Jobs for South Dakota's Graduates program and the special donation fund.

Was read the second time.

The question being "Shall SB 39 pass?"

And the roll being called:

Yeas 60, Nays 7, Excused 3, Absent 0

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

Nays:
Frye-Mueller, Goodwin, Hammock, Howard, Chris Johnson, Livermont, and Pischke

Excused:
Deutsch, Glanzer, and Pourier

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

SB 26: FOR AN ACT ENTITLED, An Act to increase the assessment of liquidated court costs and to revise the disposition of the funds collected.

Was read the second time.
Rep. Post moved that SB 26 be amended as follows:

On the Senate engrossed bill, delete the previously adopted amendment(s), thus restoring the bill to the Introduced version.

Which motion prevailed.

The question being "Shall SB 26 pass as amended?"

And the roll being called:

Yeas 62, Nays 5, Excused 3, Absent 0


Nays: Gosch, Johns, Livermont, Marty, and Pischke

Excused: Deutsch, Glanzer, and Pourier

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

SB 33: FOR AN ACT ENTITLED, An Act to authorize the Department of the Military to construct a storage building located in Brown County, to make an appropriation therefor, and to declare an emergency.

Was read the second time.

The question being "Shall SB 33 pass?"

And the roll being called:

Yeas 65, Nays 2, Excused 3, Absent 0


Nays: Livermont and Ring
Excused: Deutsch, Glanzer, and Pourier

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

**SB 35**: FOR AN ACT ENTITLED, An Act to revise the appropriation for the State Veterans' Cemetery and to declare an emergency.

Was read the second time.

The question being "Shall SB 35 pass?"

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

**SB 119**: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding private placement insurance.

Was read the second time.

The question being "Shall SB 119 pass?"

And the roll being called:

Yeas 60, Nays 6, Excused 4, Absent 0

Excused: Deutsch, Glanzer, Pourier, and Qualm

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

Nays: Gosch, Lana Greenfield, Howard, Kent Peterson, Pischke, and Sullivan
Excused:
Deutsch, Glanzer, Pourier, and Qualm

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

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

Was read the second time.

Rep. Healy moved that SB 97 be amended as follows:

On page 1, line 5, of the Introduced bill, delete " 32-2-64. 1" and insert " 32-3-64.1"

On page 1, line 18, of the Introduced bill, after "person " insert "in lawful possession of the vehicle "

On page 1, line 19, of the Introduced bill, delete " which" and insert " declaring"

On page 1, line 19, of the Introduced bill, after "which " insert "that the conditions of this section have been satisfied and "

On page 1, line 19, of the Introduced bill, delete "explains " and insert "explaining "

On page 1, line 20, of the Introduced bill, after "the" delete " applicant's acquisition"

On page 1, line 20, of the Introduced bill, after "acquisition " insert "applicant obtaining possession"

On page 2, line 16, of the Introduced bill, after "title " insert "or the affidavit submitted with the application "

Which motion prevailed.

The question being "Shall SB 97 pass as amended?"

And the roll being called:

Yeas 65, Nays 1, Excused 4, Absent 0

Yeas:

Nays:
Livermont
Excused: Deutsch, Glanzer, Pourier, and Qualm

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

SB 140: FOR AN ACT ENTITLED, An Act to provide for the resolution of alleged certain disability violations.

Was read the second time.

The question being "Shall SB 140 pass as amended?"

And the roll being called:

Yeas 67, Nays 0, Excused 3, Absent 0

Yeas:

Excused: Deutsch, Glanzer, and Pourier

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

SB 151: FOR AN ACT ENTITLED, An Act to define critical infrastructure and revise certain crimes for the trespass or damage to critical infrastructure.

Was read the second time.

The question being "Shall SB 151 pass as amended?"

And the roll being called:

Yeas 64, Nays 3, Excused 3, Absent 0

Yeas:

Nays:
Bordeaux, Duba, and Sullivan
Excused:
Deutsch, Glanzer, and Pourier

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

**SB 55**: FOR AN ACT ENTITLED, An Act to require the Board of Regents to assemble a task force to study the operations and functions of the institutions of higher education under the board's authority.

Was read the second time.

The question being "Shall SB 55 pass as amended?"

And the roll being called:

Yeas 65, Nays 2, Excused 3, Absent 0

Yeas:

Nays:
Bordeaux and Ring

Excused:
Deutsch, Glanzer, and Pourier

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

Rep. Qualm moved that House do now recess until 3:30 p.m.

Which motion prevailed and at 2:47 p.m., the House recessed.

**RECESS**

The House reconvened at 3:36 p.m., the Speaker presiding.

Speaker Pro tempore Gosch now presiding.

**SB 144**: FOR AN ACT ENTITLED, An Act to establish certain restrictions regarding participation in the state subsidized dual credit program for certain students.

Was read the second time.
The question being “Shall SB 144 pass as amended?”

And the roll being called:

Yeas 32, Nays 35, Excused 3, Absent 0

Yeas:

Nays:
Anderson, Bartels, Barthel, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Diedrich, Duba, Finck, Hammock, Hansen, Healy, Hunhoff, Johns, David Johnson, Koth, Lesmeister, McCleerey, Olson, Herman Otten, Kent Peterson, Sue Peterson, Rasmussen, Reed, Reimer, Ring, Saba, Jamie Smith, St. John, Steele, Sullivan, and Zikmund

Excused:
Deutsch, Glanzer, and Pourier

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

SB 70: FOR AN ACT ENTITLED, An Act to authorize the use of Spanish in obtaining certain driver licenses and permits.

Was read the second time.

Rep. Steele moved that SB 70 be amended as follows:

On page 1, line 1, of the House Transportation bill, delete "other languages to be used in the process of issuing" and insert "the use of Spanish in obtaining"

On page 1, line 23, of the House Transportation bill, delete "The " and insert "For noncommercial driver licenses and permits, the "

On page 1, line 23, of the House Transportation bill, delete "offerlicense and permit " and insert":

(1) Provide the "

On page 1, line 23, of the House Transportation bill, delete the comma and insert " in Spanish and English;

(2) Provide the "

On page 1, line 24, of the House Transportation bill, delete ", or conduct" and insert " in Spanish and English; and

(3) Allow an applicant to take the "

On page 1, line 24, of the House Transportation bill, delete "examinations in the" and insert " knowledge test in"
On page 1, line 24, of the House Transportation bill, delete "language, in addition to" and insert " or"

On page 2, line 1, of the House Transportation bill, after "English" delete ", for noncommercial driver licenses and permits. However, the"

On page 2, line 1, of the House Transportation bill, delete "skills portion of the driver license" and insert ".

Any instructions given to the applicant during the driving"

On page 2, line 2, of the House Transportation bill, delete "shall continue to" and insert " must"

On page 2, line 3, of the House Transportation bill, delete "2022" and insert " 2021"

Which motion prevailed.

Rep. Howard moved that SB 70 be amended as follows:

On page 1, line 23, of the House Transportation bill, delete "shall " and insert "may ".

And the roll being called:

Yeas 31, Nays 35, Excused 4, Absent 0

Yeas:

Nays:
- Anderson, Bartels, Barthel, Bordeaux, Borglum, Chaffee, Chase, Cwach, Duba, Duvall, Finck, Healy, Hunhoff, Johns, David Johnson, Koth, Lesmeister, McCleerey, Milstead, Miskimins, Olson, Herman Otten, Kent Peterson, Qualm, Rasmussen, Reed, Ring, Rounds, Saba, Jamie Smith, Steele, Sullivan, Wangsness, Willadsen, and Zikmund

Excused:
- Dennert, Deutsch, Glanzer, and Pourier

So the motion not having received an affirmative vote of a majority of the members present, the Speaker declared the motion lost.

Rep. Willadsen rose to a point of order that Rep. Perry was not speaking to the amendment.

The question being "Shall SB 70 pass as amended?"

And the roll being called:

Yeas 42, Nays 24, Excused 4, Absent 0

Yeas:
- Anderson, Bartels, Barthel, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Diedrich, Duba, Duvall, Finck, Gross, Healy, Hunhoff, Johns, Chris Johnson, David Johnson, Koth, Latterell,
Lesmeister, McCleerey, Miskimins, Olson, Herman Otten, Perry, Kent Peterson, Qualm, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Willadsen, York, and Zikmund

Nays:

Excused:
Dennert, Deutsch, Glanzer, and Pourier

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

SB 17: FOR AN ACT ENTITLED, An Act to make an appropriation for the plugging and surface reclamation of natural gas wells and to declare an emergency.

Was read the second time.

The question being "Shall SB 17 pass as amended?"

And the roll being called:
Yeas 64, Nays 3, Excused 3, Absent 0

Yeas:

Nays:
Beal, Finck, and Speaker Haugaard

Excused:
Deutsch, Glanzer, and Pourier

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

SB 40: FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the construction of an Allied Health Facility.

Was read the second time.
Rep. Qualm moved that **SB40** be amended as follows:

On page 1, Line 18, of the Joint Appropriations bill, delete "five million dollars ($5,000,000)" and insert "one dollar ($1)"

Which motion prevailed.

The question being "Shall **SB 40** pass as amended?"

And the roll being called:

Yeas 44, Nays 23, Excused 3, Absent 0

**Yeas:**
Anderson, Bartels, Barthel, Bordeaux, Borglum, Chaffee, Chase, Cwach, Diedrich, Duba, Duvall, Lana Greenfield, Gross, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Koth, Lesmeister, McCleerey, Milstead, Miskimins, Olson, Herman Otten, Kent Peterson, Sue Peterson, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Wiese, Willadsen, York, and Zikmund

**Nays:**

**Excused:**
Deutsch, Glanzer, and Pourier

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

Rep. Qualm announced his intention to reconsider the vote by which **SB 40** lost.

**SB 157**: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the county zoning and appeals process.

Was read the second time.

Rep. Wiese moved that **SB 157** be amended as follows:

On page 2, line 5, of the Senate bill, after "authority" delete " who are present and voting"

A roll call vote was requested and supported.

And the roll being called:

Yeas 41, Nays 26, Excused 3, Absent 0
Yeas:

Nays:
Anderson, Bartels, Barthel, Beal, Borglum, Chaffee, Chase, Diedrich, Duvall, Finck, Hansen, David Johnson, Koth, Miskimins, Olson, Herman Otten, Overweg, Kent Peterson, Post, Qualm, Reed, St. John, Steele, Wangsness, Willadsen, and Zikmund

Excused:
Deutsch, Glanzer, and Pourier

So the motion having received an affirmative vote of a majority of the members present, the Speaker declared the motion prevailed.

The question being "Shall SB 157 pass as amended?"

And the roll being called:
Yeas 45, Nays 22, Excused 3, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Borglum, Brunner, Chaffee, Chase, Dennert, Diedrich, Duvall, Finck, Goodwin, Gosch, Lana Greenfield, Gross, Hammock, Hansen, Hunhoff, Kevin Jensen, Johns, David Johnson, Karr, Lesmeister, Marty, Milstead, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen, Reed, Reimer, Rounds, Saba, Steele, Wangsness, Wiese, Willadsen, York, and Zikmund

Nays:

Excused:
Deutsch, Glanzer, and Pourier

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

There being no objection, the House reverted to Order of Business No. 7 - Messages from the Senate.

MESSAGES FROM THE SENATE

Mr. SPEAKER:
I have the honor to inform your honorable body that the Senate has appointed Senators Youngberg, Brock Greenfield, and Heinert as a committee of three on the part of the Senate to meet with a like committee on the part of the House to adjust the differences between the two houses on HB 1054.
Also Mr. SPEAKER:

I have the honor to inform your honorable body that the Senate has appointed Senators Bolin, Stalzer, and Kennedy as a committee of three on the part of the Senate to meet with a like committee on the part of the House to adjust the differences between the two houses on HCR 6012.

Respectfully,
Kay Johnson, Secretary

There being no objection, the House reverted to Order of Business No. 14 - Second Reading of Senate Bills and Joint Resolutions.

SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 164: FOR AN ACT ENTITLED, An Act to revise the penalties and provisions regarding approaching stopped vehicles.

Was read the second time.

The question being "Shall SB 164 pass as amended?"

And the roll being called:

Yeas 65, Nays 2, Excused 3, Absent 0

Yeas:

Nays:
Rasmussen and Ring

Excused:
Deutsch, Glanzer, and Pourier

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

SB 169: FOR AN ACT ENTITLED, An Act to authorize the possession of a concealed pistol by employees in county courthouses.

Was read the second time.

The question being "Shall SB 169 pass as amended?"

And the roll being called:

Yeas 56, Nays 11, Excused 3, Absent 0
Yeas:

Nays:
Anderson, Bordeaux, Cwach, Duba, Healy, McCleerey, Olson, Ring, Saba, Jamie Smith, and Sullivan

Excused:
Deutsch, Glanzer, and Pourier

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

SB 156: FOR AN ACT ENTITLED, An Act to repeal provisions regarding the South Dakota Veterans Commission.

Was read the second time.

The question being "Shall SB 156 pass?"

And the roll being called:
Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
Deutsch, Glanzer, and Pourier

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

SB 47: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding sex offender registration statutes.

Was read the second time.

The question being "Shall SB 47 pass as amended?"

And the roll being called:
Yeas 66, Nays 0, Excused 4, Absent 0
Yeas:

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

**SB 71**: FOR AN ACT ENTITLED, An Act to revise the offenses for which an order for interception of communications may be granted.

Was read the second time.

The question being "Shall SB 71 pass?"

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

**SB 73**: FOR AN ACT ENTITLED, An Act to exempt certain persons from the requirement to publish name changes.

Was read the second time.

Rep. Johns moved that SB 73 be amended as follows:

On page 1, line 10, of the Senate Judiciary bill, after "trafficking" delete ", domestic abuse, or child abuse"

Which motion prevailed.
The question being "Shall SB 73 pass as amended?"

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

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

Was read the second time.

The question being "Shall SB 96 pass?"

And the roll being called:

Yeas 49, Nays 17, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Goodwin, Gross, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Lesmeister, Livermont, Marty, Mc Cleerey, Mills, Milstead, Miskimins, Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Willadsen, and Zikmund

Nays:
Beal, Brunner, Frye-Mueller, Gosch, Lana Greenfield, Howard, Karr, Koth, Livermont, Marty, Mulally, Post, Randolph, Weis, Wiese, York, and Speaker Haugaard

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

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

Was read the second time.
The question being "Shall SB 46 pass as amended?"

And the roll being called:

Yeas 64, Nays 2, Excused 4, Absent 0

Yeas:

Nays:
  Karr and Weis

Excused:
  Deutsch, Glanzer, Hammock, and Pourier

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

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

Was read the second time.

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

And the roll being called:

Yeas 66, Nays 0, Excused 4, Absent 0

Yeas:

Excused:
  Deutsch, Glanzer, Hammock, and Pourier

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

SB 2: FOR AN ACT ENTITLED, An Act to require the Department of Social Services to fully support a statewide centralized resource information system.

Was read the second time.
Rep. Hunhoff moved that SB 2 be amended as follows:

On page 1, line 6, of the Introduced bill, remove the overstrikes from " with a fifty percent match rate for"

Which motion prevailed.

Rep. Rounds rose to a point of order indicating that speaking on the amended bill is a new subject.

The question being "Shall SB 2 pass as amended?"

And the roll being called:

Yeas 44, Nays 22, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Lana Greenfield, Healy, Hunhoff, Johns, David Johnson, Koth, Lesmeister, McCleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Perry, Kent Peterson, Sue Peterson, Qualm, Rasmussen, Reed, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wiese, Willadsen, York, and Zikmund

Nays:

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

SB 36: FOR AN ACT ENTITLED, An Act to transfer funds from the budget reserve fund and to declare an emergency.

Was read the second time.

The question being "Shall SB 36 pass as amended?"

And the roll being called:

Yeas 50, Nays 16, Excused 4, Absent 0

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

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

SB 136: FOR AN ACT ENTITLED, An Act to authorize certain witnesses to be accompanied by
a certified therapeutic dog in a criminal proceeding.

Was read the second time.

Rep. Mulally moved that SB 136 be amended as follows:

On page 1, line 1, of the Senate Health and Human Services bill, after "a " delete "certified
therapeutic "

On page 1, line 6, of the Senate Health and Human Services bill, after "party" delete " as
provided in § 23A-24-11"

On page 1, line 7, of the Senate Health and Human Services bill, after "may " delete "enter
any order necessary to "

On page 1, line 8, of the Senate Health and Human Services bill, after "a " delete "certified
therapeutic "

On page 1, line 9, of the Senate Health and Human Services bill, after "testimony" delete " in
the manner provided in § 23A-24-12"

On page 1, line 11, of the Senate Health and Human Services bill, delete "(1) "Certified
therapeutic dog," a dog that has received the requisite training or certification and is registered with
Therapy Dogs Incorporated, Therapy Dogs International, Assistance Dogs International, or an
equivalent organization to perform the duties associated with therapy dogs in places such as
hospitals, nursing homes, and other facilities where the emotional benefits of therapy dogs are
recognized;

(2) "Certified handler," a person who has received training and is registered with Therapy Dogs
Incorporated, Therapy Dogs International, Assistance Dogs International, or an equivalent
organization for offering the person's animal for assistance purposes and has received additional
training on the protocols and policies of courts, the expected roles of the person's animal assistance
team, and the expected interaction so as not to interfere with the collection of evidence or the
effective administration of justice;

(3)" and insert "(1)"

On page 1, line 26, of the Senate Health and Human Services bill, delete "(4)" and insert "(2)"

On page 2, line 3, of the Senate Health and Human Services bill, after "a" delete " certified
therapeutic"

On page 2, line 4, of the Senate Health and Human Services bill, after "a" delete " certified
therapeutic"
On page 2, line 4, of the Senate Health and Human Services bill, after "shall" delete ",", outside the presence of the jury;"

On page 2, line 5, of the Senate Health and Human Services bill, delete " containing the following information" and insert " verifying that"

On page 2, line 6, of the Senate Health and Human Services bill, delete "(1) The credentials of the certified therapeutic dog;

(2) The credentials of the certified handler;

(3)" and insert "(1)"

On page 2, line 8, of the Senate Health and Human Services bill, delete "That " and insert "Insurance coverage exists for any actions by "

On page 2, line 8, of the Senate Health and Human Services bill, after "the" delete " certified therapeutic"

On page 2, line 8, of the Senate Health and Human Services bill, after "dog" delete " is adequately insured"

On page 2, line 9, of the Senate Health and Human Services bill, delete "(4)" and insert "(2)"

On page 2, line 9, of the Senate Health and Human Services bill, delete "That a basic" and insert " A"

On page 2, line 10, of the Senate Health and Human Services bill, after "the " delete "certified therapeutic "

On page 2, line 10, of the Senate Health and Human Services bill, after "dog" insert the comma

On page 2, line 11, of the Senate Health and Human Services bill, delete "

(5) That the certified therapeutic dog is capable of sitting quietly for extended periods of time;" and insert

On page 2, line 14, of the Senate Health and Human Services bill, delete "(6)" and insert "(3)"

On page 2, line 14, of the Senate Health and Human Services bill, delete "That the" and insert "The"

On page 2, line 14, of the Senate Health and Human Services bill, after "the" delete " certified therapeutic"

On page 2, line 16, of the Senate Health and Human Services bill, after "testifying" delete " in the criminal trial or hearing"

On page 2, line 19, of the Senate Health and Human Services bill, delete " the certified" and insert " a"

On page 2, line 20, of the Senate Health and Human Services bill, after "the" delete " certified therapeutic"

On page 2, line 21, of the Senate Health and Human Services bill, after "the " delete "certified therapeutic"

On page 2, line 22, of the Senate Health and Human Services bill, delete " without interfering with" and insert ", provided the handler does not impede"
On page 2, line 23, of the Senate Health and Human Services bill, after "witness. " delete "The
6 certified handler may either sit to the side of the witness stand or behind the witness stand."

On page 2, line 31, of the Senate Health and Human Services bill, delete " the presence of a
certified therapeutic" and insert " a"

On page 2, line 32, of the Senate Health and Human Services bill, delete "to assist a child
witness or " and insert "accompanying 

On page 2, line 32, of the Senate Health and Human Services bill, after "witness" delete 
having a developmental disability"

On page 3, line 1, of the Senate Health and Human Services bill, delete " as a" and insert "to"

On page 3, line 1, of the Senate Health and Human Services bill, after "prejudice " delete "to"

On page 3, line 3, of the Senate Health and Human Services bill, after "defendant." delete "For
purposes of this section, the terms, certified therapeutic dog, child witness, and developmental
disability, have the meanings provided in § 23A-24-10."

On page 3, line 7, of the Senate Health and Human Services bill, after "a" delete " certified
therapeutic"

On page 3, line 9, of the Senate Health and Human Services bill, after "party." delete "For
purposes of this section, the term, certified therapeutic dog, has the meaning provided in § 23A-
24-10."

Which motion lost.

The question being "Shall SB 136 pass as amended?"

And the roll being called:

Yeas 52, Nays 14, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert,
Diedrich, Duba, Duvall, Finck, Goodwin, Lana Greenfield, Gross, Hansen, Healy, Hunhoff, Kevin
Jensen, Johns, David Johnson, Koth, Latterell, Lesmeister, Livermont, Marty, McCleerey, Mills,
Milstead, Miskimins, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Pischke,
Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wiese, Willadsen,
York, and Zikmund

Nays:
Beal, Frye-Mueller, Gosch, Howard, Chris Johnson, Karr, Mulally, Post, Qualm, Randolph,
Steele, Wangsness, Weis, and Speaker Haugaard

Excused:
Deutsch, Glanzer, Hammock, and Pourier

So the bill having received an affirmative vote of a majority of the members-elect, the Speaker
declared the bill passed and the title was agreed to.
SB 20: FOR AN ACT ENTITLED, An Act to create a monitor to review and respond to complaints related to the care provided to youth in the custody or care of certain care facilities, treatment centers, and programs.

Was read the second time.

The question being "Shall SB 20 pass as amended?"

And the roll being called:

Yeas 64, Nays 2, Excused 4, Absent 0

Yeas:

Nays:
Howard and Pischke

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

Speaker Haugaard now presiding.

SB 84: FOR AN ACT ENTITLED, An Act to authorize service animals in-training to enter certain establishments.

Was read the second time.

The question being "Shall SB 84 pass as amended?"

And the roll being called:

Yeas 54, Nays 12, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Goodwin, Gosch, Lana Greenfield, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Karr, Koth, Lesmeister, McCleerey, Milstead, Miskimins, Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Randolph, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wangsness, Weis, Wiese, Willadsen, Zikmund, and Speaker Haugaard

Nays:
Frye-Mueller, Gross, Howard, Chris Johnson, Latterell, Livermont, Marty, Mills, Pischke, Post, Steele, and York
Excused: Deutsch, Glanzer, Hammock, and Pourier

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

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

Was read the second time.

The question being "Shall SB 135 pass?"

And the roll being called:

Yeas 58, Nays 8, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Goodwin, Gosch, Lana Greenfield, Gross, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Karr, Koth, Lesmeister, Livermont, McCleerey, Mills, Milstead, Miskimins, Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Weis, Wiese, Willadsen, York, Zikmund, and Speaker Haugaard

Nays:

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

**SB 18**: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding professional counselors.

Was read the second time.

The question being "Shall SB 18 pass as amended?"

And the roll being called:

Yeas 54, Nays 12, Excused 4, Absent 0

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

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

**SB 19**: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding marriage and family therapists.

Was read the second time.

Rep. Beal moved to call the question.

Which motion prevailed.

The question being "Shall **SB 19** pass as amended?"

And the roll being called:

Yeas 56, Nays 10, Excused 4, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Goodwin, Gosch, Gross, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Karr, Koth, Lesmeister, Marty, Mc Cleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Weis, Wiese, Willadsen, York, and Zikmund

Nays:
Frye-Mueller, Lana Greenfield, Howard, Chris Johnson, Latterell, Livermont, Mulally, Pischke, Randolph, and Speaker Haugaard

Excused:
Deutsch, Glanzer, Hammock, and Pourier

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

**SB 41**: FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the construction of a facilities building at the University of South Dakota and to make an appropriation therefor.

Was read the second time.

The question being "Shall **SB 41** pass?"

And the roll being called:

Yeas 53, Nays 13, Excused 4, Absent 0
Yeas:
  Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Dennert, Diedrich, Duba, Duvall, Finck, Gross, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Lesmeister, McCleerey, Mills, Milstead, Miskimins, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Wangsness, Wiese, Willadsen, York, and Zikmund

Nays:
  Brunner, Frye-Mueller, Goodwin, Gosch, Lana Greenfield, Livermont, Marty, Mulally, Pischke, Randolph, Rasmussen, Weis, and Speaker Haugaard

Excused:
  Deutsch, Glanzer, Hammock, and Pourier

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

There being no objection, the House reverted to Order of Business No. 8 - Motions and Resolutions.

MOTIONS AND RESOLUTIONS

Earlier today, Rep. Qualm announced his intention to reconsider the vote by which SB 40 lost.

Rep. Qualm moved that the House do now reconsider the vote by which SB 40 lost.

The question being on Rep. Qualm's motion to reconsider the vote by which SB 40 lost.

And the roll being called:

Yeas 45, Nays 22, Excused 3, Absent 0

Yeas:
  Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Deutsch, Diedrich, Duba, Duvall, Finck, Goodwin, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Karr, youngster, McCleerey, Miskimins, Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Qualm, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wangsness, Willadsen, York, and Zikmund

Nays:
  Brunner, Dennert, Frye-Mueller, Goodwin, Lana Greenfield, Gross, Howard, Chris Johnson, Karr, Latterell, Livermont, Marty, Mills, Milstead, Pischke, Post, Randolph, Rasmussen, Steele, Wiese, and Speaker Haugaard

Excused:
  Glanzer, Hammock, and Pourier

So the motion having received an affirmative vote of a majority of the members-elect, the Speaker declared the motion carried and SB 40 was up for reconsideration and final passage.
Rep. Finck moved that SB 40 be amended as follows:

On page 1, line 2, of the Joint Appropriations bill, after "Facility" delete " and the demolition of Julian Hall and the Julian Hall Addition to the University of South Dakota, to make an appropriation therefor, and to declare an emergency"

On page 1, line 8, of the Joint Appropriations bill, after "Dakota" delete ", including any heating, air conditioning, plumbing, water, sewer, electric facilities, sidewalks, parking, landscaping, architectural and engineering services, asbestos abatement, and any other services or actions required to accomplish the project, for an estimated cost of twenty-two million dollars, subject to any adjustments authorized in section 3 of this Act".

On page 1, line 13, of the Joint Appropriations bill, after "Act." delete "Section 2. There is hereby appropriated to the Board of Regents from the higher education facilities fund allocable to the University of South Dakota, the sum of five million dollars ($5,000,000), or so much thereof as may be necessary; the sum of seven million five hundred thousand dollars ($7,500,000), or so much thereof as may be necessary, from revenue bonds authorized by subdivision (7) of section 2 of chapter 107 of the 2012 Session Laws; the general fund sum of five million dollars ($5,000,000), or so much thereof as may be necessary; and the sum of four million five hundred thousand dollars ($4,500,000), or so much thereof as may be necessary, in other fund expenditure authority, together with any additional sums received pursuant to section 5 of this Act to cover any adjustments authorized in section 3 of this Act."

On page 1, line 23, of the Joint Appropriations bill, after "Act." delete "Section 3. The cost estimates contained in this Act are stated in terms of 2019 values. The Board of Regents may adjust the cost estimates to reflect the inflation as measured by the Building Cost Index, reported by the Engineering News Record and additional expenditures required to comply with regulations adopted after the effective date of this Act, or additional sums received pursuant to section 5 of this Act. Any adjustments to construction cost estimates for the project may not exceed one hundred twenty-five percent of the estimated project construction cost stated in section 1 of this Act."

On page 2, line 4, of the Joint Appropriations bill, after "Act." delete "Section 4. The acquisition, construction, completion, maintenance and equipping of the Allied Health Facility by the Building Authority being in the public interest, the South Dakota Building Authority may finance up to twelve million five hundred thousand dollars of the design and construction costs of the Allied Health Facility through the issuance of revenue bonds, in accordance with this Act and chapter 5-12.".

On page 2, line 9, of the Joint Appropriations bill, after "5-12." delete "Section 5. The Board of Regents may accept, transfer, and expend any funds obtained for the projects authorized in this Act from federal sources, donations, or any other external sources, all of which comprise a special fund for the benefitted project. All moneys deposited into that fund are hereby appropriated to the projects authorized by this Act, subject to limitations stated in sections 1 to 3, inclusive, of this Act."

On page 2, line 14, of the Joint Appropriations bill, after "Act." delete "Section 6. The Board of Regents may demolish, remove, and dispose of the structures known as Julian Hall, consisting of approximately fifty thousand one hundred and seventy-three square feet, and the Julian Hall Addition, consisting of approximately forty-three thousand three hundred eighty-three square feet, at the University of South Dakota. This project includes demolition, abatement of asbestos or any other hazardous materials, lawful disposal of the fixtures or rubble, and any other action reasonably necessary to prepare the lot for the construction of a parking lot for the Allied Health Facility authorized in section 1 of this Act."

On page 2, line 21, of the Joint Appropriations bill, after "Act." delete "Section 7. The administration of the design and construction of the project authorized in this Act shall be under the general charge and supervision of the Bureau of Administration as provided in chapter 5-14.".

On page 2, line 24, of the Joint Appropriations bill, after "5-14." delete "Section 8. The executive director of the Board of Regents shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act."
On page 2, line 26, of the Joint Appropriations bill, after "Act." delete "Section 9. Any amounts appropriated in this Act not lawfully expended or obligated shall revert in accordance with the procedures prescribed in chapter 4-8."

On page 2, line 28, of the Joint Appropriations bill, after "4-8." delete "Section 10. No indebtedness, bond, or obligation incurred or created under the authority of this Act may be or may become a lien, charge, or liability against the State of South Dakota, nor against the property or funds of the State of South Dakota within the meaning of the Constitution or laws of the state."

On page 3, line 1, of the Joint Appropriations bill, after "state." delete "Section 11. The Board of Regents may make and enter into a lease agreement with the Building Authority and make rental payments under the terms thereof, pursuant to chapter 5-12, from the higher education facilities fund or any other available funds authorized pursuant to this Act or any other law."

On page 3, line 5, of the Joint Appropriations bill, after "law." delete "Section 12. The general fund appropriation provided by section 2 of this Act is contingent upon the university obtaining matching funds of four million five hundred thousand dollars ($4,500,000)."

On page 3, line 8, of the Joint Appropriations bill, after "($4,500,000)." delete "Section 13. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

Which motion prevailed.

The question being "Shall SB 40 pass as amended?"

And the roll being called:

Yeas 44, Nays 23, Excused 3, Absent 0

Yeas:
Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Dennert, Deutsch, Diedrich, Duba, Duvall, Finck, Goodwin, Hansen, Healy, Hunhoff, Kevin Jensen, Johns, David Johnson, Koth, Lesmeister, McCleerey, Miskimins, Olson, Herman Otten, Overweg, Kent Peterson, Sue Peterson, Qualm, Reed, Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wangsness, Willadsen, York, and Zikmund

Nays:

Excused:
Glanzer, Hammock, and Pourier

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

Rep. Qualm moved that when we adjourn today, we adjourn to convene at 11:00 a.m., Tuesday, March 10, 2020, the 34th legislative day.

Which motion prevailed.
COMMENORATIONS

Rep. Steele objected to the approval of HC 8029 pursuant to Joint Rule 6H-4.

The Speaker announced that HC 8029 was disapproved.

SIGNING OF BILLS

The Speaker publicly read the title to

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

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

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

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

HB 1108: FOR AN ACT ENTITLED, An Act to adopt the Uniform Civil Remedies for Unauthorized

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

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

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

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

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

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

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

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

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

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

SB 170: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding school district
capital outlay funds.
SB 174: FOR AN ACT ENTITLED, An Act to revise the purposes for which a school district's capital outlay fund may be used.

And signed the same in the presence of the House.

Rep. Steele moved that the House do now adjourn, which motion prevailed and at 8:16 p.m. the House adjourned.

Mary Lou Goehring, Chief Clerk