

# *JOURNAL OF THE HOUSE*

## *NINETY-FIFTH SESSION*

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THIRTY-FOURTH DAY

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STATE OF SOUTH DAKOTA  
House of Representatives, Pierre  
Tuesday, March 10, 2020

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

The prayer was offered by the Chaplain, Rev. Corey Rajek, followed by the Pledge of Allegiance led by House pages Paige Bradley and Paityn DeBoer.

Roll Call: All members present except Reps. Glanzer, Hammock, 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-third day.

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

And we hereby move the adoption of the report.

Which motion prevailed.

Respectfully submitted,  
Steven G. Haugaard, Chair

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**COMMUNICATIONS AND PETITIONS**

2

March 9, 2020

3

Mr. Speaker and Members of the House of Representatives:

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I have the honor to inform you that on March 9, 2020, I approved House Bills 1009, 1014, 1025, 1070, 1073, 1095, 1112, 1125, 1170, 1181, 1208, and 1257, and the same have been deposited in the office of the Secretary of State.

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Respectfully submitted,  
Kristi Noem  
Governor

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**REPORTS OF STANDING COMMITTEES**

11

Mr. SPEAKER:

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The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and Enrolling has carefully compared **HB 1034, 1035, 1044, 1045, 1065, 1090, 1119, 1166, 1187, 1189, 1205, 1207, 1227, and 1246** and finds the same correctly enrolled.

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Respectfully submitted,  
Steven G. Haugaard, Chair

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Also Mr. SPEAKER:

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The Committee on Legislative Procedure respectfully reports that **HB 1094, 1110, 1169, 1179, 1184, and 1255** were delivered to her Excellency, the Governor, for her approval at 9:35 a.m., March 10, 2020.

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Respectfully submitted,  
Steven G. Haugaard, Chair

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**MESSAGES FROM THE SENATE**

24

Mr. SPEAKER:

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I have the honor to inform your honorable body that the Senate has concurred in House amendments to **SB 142, 148, and 167**.

26

27

Also Mr. SPEAKER:

28

I have the honor to return herewith **HCR 6021, 6022, 6023, and 6024** in which the Senate has concurred.

29

30

Also Mr. SPEAKER:

31

I have the honor to return herewith **HB 1034, 1035, 1044, 1045, 1090, 1119, 1187, 1189, 1205, 1207, 1227, and 1246** which have passed the Senate without change.

32

1 Also Mr. SPEAKER:

2 I have the honor to return herewith **HB 1002, 1008, 1046, 1088, 1092, 1100, 1140, 1199,**  
3 **1206, 1213, 1216, 1228, 1233, and 1266, and HCR 6019** which have been amended by the  
4 Senate and your concurrence in the amendments is respectfully requested.

5 Also Mr. SPEAKER:

6 I have the honor to inform your honorable body that **HB 1277** was lost on second reading and  
7 final passage.

8 Respectfully,  
9 Kay Johnson, Secretary

10 Rep. Qualm moved that House do now recess until 12:00 p.m.

11 Which motion prevailed and at 11:25 a.m., the House recessed.

12 **RECESS**

13 The House reconvened at 1:30 p.m., the Speaker presiding.

14 **MOTIONS AND RESOLUTIONS**

15 Rep. Finck moved that the rules be suspended for the sole purpose of reconsidering the vote  
16 by which **SB 144** was lost.

17 The question being on Rep. Finck's motion that the rules be suspended for the sole purpose of  
18 reconsidering the vote by which **SB 144** was lost .

19 And the roll being called:

20 Yeas 47, Nays 20, Excused 3, Absent 0

21 Yeas:

22 Bartels, Beal, Brunner, Chaffee, Chase, Dennert, Deutsch, Diedrich, Finck, Frye-Mueller,  
23 Goodwin, Gosch, Lana Greenfield, Gross, Hansen, Howard, Hunhoff, Kevin Jensen, Chris Johnson,  
24 Karr, Koth, Latterell, Livermont, Marty, Mills, Milstead, Miskimins, Mulally, Herman Otten, Overweg,  
25 Perry, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reimer, Rounds, St. John, Steele,  
26 Wangsness, Weis, Wiese, York, Zikmund, and Speaker Haugaard

27 Nays:

28 Anderson, Barthel, Bordeaux, Borglum, Cwach, Duba, Duvall, Healy, Johns, David Johnson,  
29 Lesmeister, McCleerey, Olson, Kent Peterson, Reed, Ring, Saba, Jamie Smith, Sullivan, and  
30 Willadsen

31 Excused:

32 Glanzer, Hammock, and Poirier

33 So the motion having received an affirmative vote of a two-thirds majority of the members-  
34 elect, the Speaker declared the motion passed.

1 Rep. Finck moved that **SB 144** be placed on today's calendar, the 34<sup>th</sup> legislative day.

2 The question being on Rep. Finck's motion that **SB 144** be placed on today's calendar, the  
3 34<sup>th</sup> legislative day.

4 And the roll being called:

5 Yeas 50, Nays 17, Excused 3, Absent 0

6 Yeas:

7 Bartels, Beal, Borglum, Brunner, Chaffee, Chase, Dennert, Deutsch, Diedrich, Finck, Frye-  
8 Mueller, Goodwin, Gosch, Lana Greenfield, Gross, Hansen, Howard, Hunhoff, Kevin Jensen, Johns,  
9 Chris Johnson, Karr, Koth, Latterell, Livermont, Marty, Mills, Milstead, Miskimins, Mulally, Herman  
10 Otten, Overweg, Perry, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reed, Reimer,  
11 Rounds, St. John, Steele, Wangsness, Weis, Wiese, York, Zikmund, and Speaker Haugaard

12 Nays:

13 Anderson, Barthel, Bordeaux, Cwach, Duba, Duvall, Healy, David Johnson, Lesmeister,  
14 McCleerey, Olson, Kent Peterson, Ring, Saba, Jamie Smith, Sullivan, and Willadsen

15 Excused:

16 Glanzer, Hammock, and Poirier

17 So the motion having received an affirmative vote of a majority of the members-elect, the  
18 Speaker declared the motion prevailed and **SB 144** was so placed.

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

21 Having had been read and is up for reconsideration.

22 Rep. Finck moved that **SB 144** be amended as follows:

23 144G

24 On the previously adopted amendment (144D), On page 1, line 1, of the House Appropriations  
25 bill, delete "establish certain restrictions regarding participation in the state subsidized dual credit  
26 program for certain students" and insert "create the road improvement priority fund, provide for the  
27 distribution of the fund, make an appropriation, and to declare an emergency"

28 On the House Appropriations bill, delete everything after the enacting clause and insert:

29 "**Section 1.** That a NEW SECTION be added:

30 **32-11-40. Definitions.**

31 Terms used in this Act mean:

32 (1) "County population," the population of the county based on the most recent estimate  
33 available from the U.S. Census Bureau;

34 (2) "Population adjustment factor," if the county population is:

35 (a) Greater than one hundred and fifty thousand, it equals 0.65;

36 (b) Less than one hundred and fifty thousand and greater than or equal to one hundred  
37 thousand, it equals 0.70;

- 1 (c) Less than one hundred thousand and greater than or equal to fifty thousand, it equals 0.80;  
2 (d) Less than fifty thousand and greater than twenty-five thousand, it equals 0.90; and  
3 (e) Less than twenty-five thousand, it equals 1.0;
- 4 (3) "Adjusted total population," the total population of all counties after applying the population  
5 adjustment factor;
- 6 (4) "Surface type adjustment factor," equals 0.50 for gravel, 0.15 for asphalt, 0.15 for graded,  
7 0.10 for concrete, 0.05 for unimproved, and 0.05 for primitive;
- 8 (5) "County road miles by surface type," the total number of miles corresponding to gravel,  
9 asphalt, graded, concrete, unimproved, and primitive roads within a county as identified by the  
10 Department of Transportation;
- 11 (6) "Deck area," equals the total square feet of any bridge, within a county as identified by the  
12 Department of Transportation;
- 13 (7) "Adjusted total county road miles," the sum of all county road miles in all counties in the  
14 state after applying the surface type adjustment factor to each type of road surface.

15 **Section 2.** That a NEW SECTION be added:

16 **32-11-41. Road improvement priority fund--Creation--Funding.**

17 There is hereby created in the state treasury the road improvement priority fund. Any general  
18 funds appropriated to the road improvement priority program shall be transferred into the road  
19 improvement priority fund. Interest on the money in the fund shall be deposited into the fund.

20 **Section 3.** That a NEW SECTION be added:

21 **32-11-42. Road improvement priority fund--Calculation--Distribution.**

22 On July first of each year, the Department of Revenue shall distribute the balance of the road  
23 improvement priority fund to the counties based on the calculated percent for each county, which  
24 is equal to the sum of:

25 (1) The value of the county population multiplied by the population adjustment factor divided  
26 by the adjusted total population multiplied by thirty-three and one-third percent;

27 (2) The value of county road miles by surface type multiplied by the corresponding surface  
28 type adjustment factor divided by the adjusted total county road miles multiplied by thirty-three  
29 and one-third percent; and

30 (3) The value of the deck area of the county divided by the total combined deck area of all  
31 counties multiplied by thirty-three and one-third percent.

32 A county receiving a distribution under this section shall utilize five percent of the distribution  
33 on roads within all organized townships, if any, within that county.

34 **Section 4.** There is hereby appropriated from the general fund the sum of ten million dollars  
35 (\$10,000,000), or so much thereof as may be necessary, to the road improvement priority fund, for  
36 purposes of providing road funding to counties to improve the current conditions of roads in South  
37 Dakota.

38 **Section 5.** The secretary of the Department of Revenue shall approve vouchers and the state  
39 auditor shall draw warrants to pay expenditures authorized by this Act.

1 **Section 6.** Any amounts appropriated in this Act not lawfully expended or obligated by June  
2 30, 2021 shall revert in accordance with the procedures prescribed in chapter 4-8.

3 **Section 7.** Whereas, this Act is necessary for the support of the state government and its  
4 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full  
5 force and effect from and after its passage and approval."

6 Which motion prevailed.

7 The question being "Shall **SB 144** pass as amended?"

8 And the roll being called:

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

10 Yeas:

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

17 Nays:

18 Bordeaux, Borglum, Cwach, Duba, Healy, Lesmeister, McCleerey, Ring, Saba, Jamie Smith,  
19 and Sullivan

20 Excused:

21 Glanzer, Hammock, and Pourier

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

24 Rep. Jamie Smith rose to a point of order that the title was not germane to the amendment.

25 Rep. Rounds rose to a point of order asked that Rep. Smith's point of order should have been  
26 asked prior to the vote.

27 Speaker stated that the title change was in the amendments.

28 Rep. Gosch announced his intention to reconsider the vote by which **SB 144** passed.

29 Rep. Reed moved that the House do concur in Senate amendments to **HB 1067**.

30 The question being on Rep. Reed's motion that the House do concur in Senate amendments to  
31 **HB 1067**.

32 And the roll being called:

33 Yeas 66, Nays 1, Excused 3, Absent 0

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

9 Nays:  
10 Cwach

11 Excused:  
12 Glanzer, Hammock, and Pourier

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

15 Rep. Hansen moved that the House do concur in Senate amendments to **HB 1068**.

16 The question being on Rep. Hansen's motion that the House do concur in Senate amendments  
17 to **HB 1068**.

18 And the roll being called:

19 Yeas 66, Nays 1, Excused 3, Absent 0

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

28 Nays:  
29 Steele

30 Excused:  
31 Glanzer, Hammock, and Pourier

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

34 Rep. Gosch moved that the House do concur in Senate amendments to **HB 1195**.

35 The question being on Rep. Gosch's motion that the House do concur in Senate amendments  
36 to **HB 1195**.

37 And the roll being called:

38 Yeas 66, Nays 1, Excused 3, Absent 0

39 Yeas:  
40 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
41 Dennert, Deutsch, Diedrich, Duba, Duvall, Finck, Frye-Mueller, Goodwin, Gosch, Lana Greenfield,  
42 Gross, Hansen, Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr,

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

5 Nays:  
 6 Olson

7 Excused:  
 8 Glanzer, Hammock, and Pourier

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

11 Rep. Qualm moved that the House do not concur in Senate amendments to **HB 1008** and that  
 12 a committee of three on the part of the House be appointed to meet with a like committee on the  
 13 part of the Senate to adjust the differences between the two houses.

14 Which motion prevailed and the Speaker appointed as such committee Reps. Qualm,  
 15 Lesmeister, and Kevin Jensen.

16 Rep. Dennert moved that the House do not concur in Senate amendments to **HB 1233** and  
 17 that a committee of three on the part of the House be appointed to meet with a like committee on  
 18 the part of the Senate to adjust the differences between the two houses.

19 Which motion prevailed and the Speaker appointed as such committee Reps. Dennert, Latterell,  
 20 and McCleerey.

21 Rep. Goodwin moved that the House do concur in Senate amendments to **HB 1092**.

22 The question being on Rep. Goodwin's motion that the House do concur in Senate amendments  
 23 to **HB 1092**.

24 And the roll being called:

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

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

34 Nays:  
 35 Duba, Rounds, Sullivan, and Willadsen

36 Excused:  
 37 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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



1 Rep. Anderson moved that the House do concur in Senate amendments to **HB 1100**.

2 The question being on Rep. Anderson's motion that the House do concur in Senate  
3 amendments to **HB 1100**.

4 And the roll being called:

5 Yeas 50, Nays 14, Excused 6, Absent 0

6 Yeas:

7 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Chaffee, Chase, Cwach, Dennert,  
8 Deutsch, Diedrich, Duba, Duvall, Lana Greenfield, Gross, Hansen, Healy, Hunhoff, Kevin Jensen,  
9 Johns, Chris Johnson, David Johnson, Karr, Koth, Lesmeister, McCleerey, Mills, Milstead, Miskimins,  
10 Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm, Rasmussen,  
11 Reed, Reimer, Rounds, Saba, Jamie Smith, St. John, Sullivan, Wiese, Willadsen, York, and Zikmund

12 Nays:

13 Brunner, Frye-Mueller, Goodwin, Howard, Latterell, Livermont, Marty, Mulally, Pischke,  
14 Randolph, Ring, Steele, Weis, and Speaker Haugaard

15 Excused:

16 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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

19 Rep. Pischke moved that the House do concur in Senate amendments to **HB 1140**.

20 The question being on Rep. Pischke's motion that the House do concur in Senate amendments  
21 to **HB 1140**.

22 And the roll being called:

23 Yeas 62, Nays 2, Excused 6, Absent 0

24 Yeas:

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

32 Nays:

33 Bordeaux and Randolph

34 Excused:

35 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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

38 Rep. Reed moved that the House do concur in Senate amendments to **HB 1199**.

39 The question being on Rep. Reed's motion that the House do concur in Senate amendments to  
40 **HB 1199**.

- 
- 1 And the roll being called:
- 2 Yeas 49, Nays 15, Excused 6, Absent 0
- 3 Yeas:
- 4 Anderson, Bartels, Barthel, Beal, Borglum, Chaffee, Chase, Dennert, Deutsch, Diedrich, Duba,  
5 Duvall, Frye-Mueller, Goodwin, Lana Greenfield, Gross, Hansen, Howard, Hunhoff, Kevin Jensen,  
6 Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell, Livermont, Marty, Milstead, Miskimins,  
7 Mulally, Olson, Herman Otten, Overweg, Perry, Kent Peterson, Sue Peterson, Post, Qualm,  
8 Rasmussen, Reed, Reimer, Rounds, Steele, Sullivan, Wiese, Willadsen, York, and Zikmund
- 9 Nays:
- 10 Bordeaux, Brunner, Cwach, Healy, Lesmeister, McCleerey, Mills, Pischke, Randolph, Ring,  
11 Saba, Jamie Smith, St. John, Weis, and Speaker Haugaard
- 12 Excused:
- 13 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness
- 14 So the motion having received an affirmative vote of a majority of the members-elect, the  
15 Speaker declared the motion carried and the amendments were concurred in.
- 16 Rep. Kevin Jensen moved that the House do concur in Senate amendments to **HB 1206**.
- 17 The question being on Rep. Kevin Jensen's motion that the House do concur in Senate  
18 amendments to **HB 1206**.
- 19 And the roll being called:
- 20 Yeas 64, Nays 0, Excused 6, Absent 0
- 21 Yeas:
- 22 Anderson, Bartels, Barthel, Beal, Bordeaux, Borglum, Brunner, Chaffee, Chase, Cwach,  
23 Dennert, Deutsch, Diedrich, Duba, Duvall, Frye-Mueller, Goodwin, Lana Greenfield, Gross, Hansen,  
24 Healy, Howard, Hunhoff, Kevin Jensen, Johns, Chris Johnson, David Johnson, Karr, Koth, Latterell,  
25 Lesmeister, Livermont, Marty, McCleerey, Mills, Milstead, Miskimins, Mulally, Olson, Herman Otten,  
26 Overweg, Perry, Kent Peterson, Sue Peterson, Pischke, Post, Qualm, Randolph, Rasmussen, Reed,  
27 Reimer, Ring, Rounds, Saba, Jamie Smith, St. John, Steele, Sullivan, Weis, Wiese, Willadsen, York,  
28 Zikmund, and Speaker Haugaard
- 29 Excused:
- 30 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness
- 31 So the motion having received an affirmative vote of a majority of the members-elect, the  
32 Speaker declared the motion carried and the amendments were concurred in.
- 33 Rep. Qualm moved that **HB 1266** be deferred to Wednesday, March 11, 2020, the 35<sup>th</sup> legislative  
34 day.
- 35 Which motion prevailed.
- 36 Rep. Healy moved that the House do concur in Senate amendments to **HB 1228**.
- 37 The question being on Rep. Healy's motion that the House do concur in Senate amendments  
38 to **HB 1228**.

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1 And the roll being called:

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

3 Yeas:

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

10 Nays:

11 Brunner, David Johnson, Pischke, and Reimer

12 Excused:

13 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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

16 Rep. Sullivan moved that the House do concur in Senate amendments to **HB 1216**.

17 The question being on Rep. Sullivan's motion that the House do concur in Senate amendments  
 18 to **HB 1216**.

19 And the roll being called:

20 Yeas 64, Nays 0, Excused 6, Absent 0

21 Yeas:

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

29 Excused:

30 Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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

33 Rep. Qualm moved that **HB 1002** be deferred to Wednesday, March 11, 2020, the 35<sup>th</sup> legislative  
 34 day.

35 Which motion prevailed.

36 Rep. Zikmund moved that the House do concur in Senate amendments to **HCR 6019**.

37 The question being on Rep. Zikmund's motion that the House do concur in Senate amendments  
 38 to **HCR 6019**.

1 And the roll being called:

2 Yeas 63, Nays 0, Excused 7, Absent 0

3 Yeas:

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

11 Excused:

12 Diedrich, Finck, Glanzer, Gosch, Hammock, Pourier, and Wangsness

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

15 Rep. Qualm moved that when we adjourn today, we adjourn to convene at 10:00 a.m.,  
 16 Wednesday, March 11, 2020, the 35<sup>th</sup> legislative day.

17 Which motion prevailed.

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

20 **MESSAGES FROM THE SENATE**

21 Mr. SPEAKER:

22 I have the honor to inform your honorable body that the Senate has failed to concur in House  
 23 amendments to **SB 73** and has appointed Senators Monroe, Duhamel, and Foster as a committee  
 24 of three on the part of the Senate to meet with a like committee on the part of the House to adjust  
 25 the differences between the two houses.

26 The Speaker appointed Reps. Johns, Barthel, and Cwach as a committee of three on the part  
 27 of the House to meet with a like committee on the part of the Senate to adjust the differences  
 28 between the two houses on **SB 73**.

29 Also Mr. SPEAKER:

30 I have the honor to inform your honorable body that the Senate has failed to concur in House  
 31 amendments to **SB 40** and has appointed Sens. Wiik, Klumb, and Nesiba as a committee of three  
 32 on the part of the Senate to meet with a like committee on the part of the House to adjust the  
 33 differences between the two houses.



