

JOURNAL OF THE HOUSE

ONE HUNDREDTH SESSION

SIXTEENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Thursday, February 06, 2025

The House convened at 2:00 p.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 page Kendra Saylor.

Roll Call: All members present except Rep. Emery who was excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Secretary of the House has had under consideration the House Journal of the 15th 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,
Jon Hansen, Chair

Which motion prevailed.

1 The oath of office was administered by Speaker Hansen to Representative Jack Kolbeck.

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

3 The Speaker made the following House appointment: Rep. Kolbeck (Jack) to the House
4 Committee on Appropriations.

5 **REPORTS OF STANDING COMMITTEES**

6 MR. SPEAKER:

7 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
8 Enrolling has carefully compared **HB 1011, 1022, and 1049** and finds the same correctly enrolled.

9 Respectfully submitted,
10 Jon Hansen, Chair

11 MR. SPEAKER:

12 The Committee on Legislative Procedure respectfully reports that **HB 1011, 1022, and 1049**
13 were delivered to his Excellency, the Governor, for his approval at 11:05 a.m., February 6, 2025.

14 Respectfully submitted,
15 Jon Hansen, Chair

16 MR. SPEAKER:

17 The Committee on House Transportation respectfully reports that it has had under
18 consideration **HB 1117** and returns the same with the recommendation that said bill be amended
19 as follows:

20 1117A

21 On page 2, line 9, of the Introduced bill, delete " thirty-five" and insert " twenty-five"

22 And that as so amended, **HB 1117** do pass.

23 Also MR. SPEAKER:

24 The Committee on House Transportation respectfully reports that it has had under
25 consideration **SCR 601** and returns the same with the recommendation that said resolution do pass.

26 Respectfully submitted,
27 Tony Randolph, Chair

28 MR. SPEAKER:

29 The Committee on House Taxation respectfully reports that it has had under consideration
30 **HB 1050** which was deferred to the 41st Legislative Day.

31 Respectfully submitted,
32 Aaron Aylward, Chair

1 MR. SPEAKER:

2 The Committee on House Local Government respectfully reports that it has had under
3 consideration **HB 1142 and 1143** and returns the same with the recommendation that said bills
4 do pass, and having been certified as uncontested, be placed on the consent calendar.

5 Also MR. SPEAKER:

6 The Committee on House Local Government respectfully reports that it has had under
7 consideration **HB 1154** and returns the same with the recommendation that said bill be amended
8 as follows:

9 1154A

10 On page 1, line 10, of the Introduced bill, delete " However, a municipality may construct or
11 expand camping or tourist accommodation facilities if" and insert " If"

12 On page 1, line 12, of the Introduced bill, delete " if" and insert a comma

13 On page 1, line 12, of the Introduced bill, after "the" insert " municipality may construct or
14 expand camping or tourist accommodation facilities if:

15 (1) The"

16 On page 1, line 14, of the Introduced bill, after "writing" delete the period

17 On page 1, line 17, of the Introduced bill, after "group" insert ";

18 (2) For each cabin added to the municipal camping or tourist accommodation facility, the
19 municipality reduces the number of its existing campsites by one; and

20 (3) For each campsite added to the municipal camping or tourist accommodation facility, the
21 municipality reduces the number of its existing tent sites by one."

22 And that as so amended, **HB 1154** do pass.

23 Respectfully submitted,
24 Greg Jamison, Chair

25 MR. SPEAKER:

26 The Committee on House Health and Human Services respectfully reports that it has had under
27 consideration **HB 1069** and returns the same with the recommendation that said bill do pass.

28 Also MR. SPEAKER:

29 The Committee on House Health and Human Services respectfully reports that it has had under
30 consideration **HB 1111** with the recommendation that said bill be referred to the Joint Committee
31 on Appropriations without recommendation.

32 Also MR. SPEAKER:

33 The Committee on House Health and Human Services respectfully reports that it has had under
34 consideration **HB 1146** which was tabled.

35 Respectfully submitted,
36 Brian Mulder, Chair

1 MR. SPEAKER:

2 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
3 under consideration **HB 1120** which was tabled.

4 Also MR. SPEAKER:

5 The Committee on House Agriculture and Natural Resources respectfully reports that it has had
6 under consideration **HB 1176** and returns the same with the recommendation that said bill do pass.

7 Respectfully submitted,
8 Marty Overweg, Chair

9 **MESSAGES FROM THE SENATE**

10 MR. SPEAKER:

11 I have the honor to transmit herewith **SB 61** which has passed the Senate and your favorable
12 consideration is respectfully requested.

13 Respectfully,
14 Peggy Laurenz, Secretary

15 **MOTIONS AND RESOLUTIONS**

16 Rep. Odenbach moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
17 Friday, February 7, 2025, the 17th legislative day.

18 Which motion prevailed.

19 The following bills were read on February 5, 2025, and today the Speaker assigned these bills
20 to committee:

21 **HCR 6010** was referred to the Committee on Agriculture and Natural Resources.

22 **HCR 6011**, **HCR 6012**, and **HCR 6013** were referred to the Committee on Judiciary.

23 **HCR 6009** was referred to the Committee on State Affairs.

24 **HCR 6008** was referred to the Committee on Transportation.

25 **HCR 6007**: A CONCURRENT RESOLUTION, Recognizing emergency medical services personnel
26 and supporting efforts to acknowledge emergency medical service as an essential public service.

27 Was read the second time.

28 Rep. Andera moved that **HCR 6007** as found on page 196 of the House Journal be adopted.

29 The question being on Rep. Andera's motion that **HCR 6007** be adopted.

30 And the roll being called:

31 Yeas 68, Nays 0, Excused 1, Absent 0

1 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
2 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes,
3 Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull,
4 Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
5 Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice,
6 Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen,
7 Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

8 Excused: Emery

9 So the motion having received an affirmative vote of a majority of the members-elect, the
10 Speaker declared the motion carried and **HCR 6007** was adopted.

11 **CONSIDERATION OF REPORTS OF COMMITTEES**

12 Rep. Odenbach moved that the report of the Standing Committee on
13 Commerce and Energy on **HB 1122** as found on page 194 of the House Journal be adopted.
14 Which motion prevailed and the report was adopted.

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

16 The Speaker declared that **HB 1113, HB 1147, HB 1175, and HB 1212** were withdrawn at
17 the request of the prime sponsors pursuant to JR 6B-1.1.

18 The following bills were read on February 5, 2025, and today the Speaker assigned these bills
19 to committee:

20 **HB 1237, HB 1258, HB 1262, HB 1266, and HB 1268** were referred to the Committee on
21 Agriculture and Natural Resources.

22 **HB 1247, HB 1251, and HB 1253** were referred to the Committee on Commerce and Energy.

23 **HB 1239, HB 1254, HB 1255, and HB 1263** were referred to the Committee on Education.

24 **HB 1248** was referred to the Committee on Health and Human Services.

25 **HB 1240, HB 1250, and HB 1257** were referred to the Committee on Judiciary.

26 **HB 1261, and HB 1269** were referred to the Committee on Local Government.

27 **HB 1238** was referred to the Committee on Military and Veterans Affairs.

28 **HB 1241, HB 1242, HB 1243, HB 1252, HB 1256, HB 1259, HB 1260, HB 1264, and**
29 **HJR 5007** were referred to the Committee on State Affairs.

30 **HB 1245, and HB 1246** were referred to the Committee on Taxation.

31 **HB 1265** was referred to the Committee on Transportation.

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

2 **SB 61:** FOR AN ACT ENTITLED, An Act to modify the authority of the Board of Internal Controls.
3 Was read the first time.

4 **SECOND READING OF CONSENT CALENDAR ITEMS**

5 Rep. Roe requested that **HB 1125** be removed from the Consent Calendar.

6 **HB 1133:** FOR AN ACT ENTITLED, An Act to amend bond requirements.

7 Was read the second time.

8 The question being "Shall **HB 1133** pass?"

9 And the roll being called:

10 Yeas 68, Nays 0, Excused 1, Absent 0

11 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
12 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes,
13 Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull,
14 Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
15 Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice,
16 Roby, Roe, Schaeffbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen,
17 Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

18 Excused: Emery

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

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

22 **HB 1109:** FOR AN ACT ENTITLED, An Act to prohibit the manufacture, sale, or distribution of
23 cell-cultured meat in this state, and to provide a penalty therefor.

24 Was read the second time.

25 The question being "Shall **HB 1109** pass as amended?"

26 And the roll being called:

27 Yeas 42, Nays 26, Excused 1, Absent 0

28 Yeas: Andera, Auch, Aylward, Bahmuller, Baxter, Fitzgerald, Garcia, Goodwin, Gosch,
29 Greenfield, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin,
30 Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, May, Moore, Mulally, Mulder, Nolz, Novstrup,
31 Odenbach, Overweg, Randolph, Reder, Reimer, Rice, Schaeffbauer, Schwans, Sjaarda, Soye, and
32 Speaker Hansen

1 Nays: Arlint, Bathke, DeGroot, Derby, Duffy, Halverson, Healy, Heermann, Massie, Mortenson,
2 Muckey, Peterson (Drew), Pourier, Rehfeldt, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van
3 Diepen, Vasgaard, Walburg, Weems, Weisgram, and Wittman

4 Excused: Emery

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

7 **HB 1118:** FOR AN ACT ENTITLED, An Act to prohibit the award or use of state moneys for the
8 research, production, promotion, sale, or distribution of cell-cultured protein.

9 Was read the second time.

10 The question being "Shall **HB 1118** pass as amended?"

11 And the roll being called:

12 Yeas 68, Nays 0, Excused 1, Absent 0

13 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy,
14 Fitzgerald, Garcia, Goodwin, Gosch, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes,
15 Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull,
16 Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup,
17 Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice,
18 Roby, Roe, Schaefbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen,
19 Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

20 Excused: Emery

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

23 **HB 1106:** FOR AN ACT ENTITLED, An Act to require a report regarding refugee resettlement
24 services.

25 Was read the second time.

26 The question being "Shall **HB 1106** pass?"

27 And the roll being called:

28 Yeas 56, Nays 12, Excused 1, Absent 0

29 Yeas: Andera, Arlint, Auch, Aylward, Bahmuller, Baxter, DeGroot, Derby, Duffy, Fitzgerald,
30 Garcia, Goodwin, Gosch, Greenfield, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil),
31 Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May,
32 Moore, Mortenson, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier,
33 Randolph, Reder, Rehfeldt, Rice, Roby, Schaefbauer, Schwans, Sjaarda, Soye, Stevens, Vasgaard,
34 Walburg, Weems, Weisgram, and Speaker Hansen

35 Nays: Bathke, Halverson, Healy, Heermann, Muckey, Reimer, Reisch, Roe, Shorma, Uhre-Balk,
36 Van Diepen, and Wittman

37 Excused: Emery

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

HB 1093: FOR AN ACT ENTITLED, An Act to require the board of a school district to hold a bond election at the primary or general election.

Was read the second time.

The question being "Shall **HB 1093** pass?"

And the roll being called:

Yeas 34, Nays 34, Excused 1, Absent 0

Yeas: Andera, Auch, Aylward, Baxter, Fitzgerald, Garcia, Gosch, Heinemann, Hughes, Hunt, Ismay, Jamison, Jensen (Phil), Jordan, Kayser, Ladner, Lems, Manhart, May, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Pourier, Randolph, Reder, Rice, Schaeftbauer, Schwans, Sjaarda, Soye, and Speaker Hansen

Nays: Arlint, Bahmuller, Bathke, DeGroot, Derby, Duffy, Goodwin, Greenfield, Halverson, Healy, Heermann, Jorgenson, Kassin, Kolbeck (Jack), Kull, Massie, Moore, Mortenson, Muckey, Peterson (Drew), Rehfeldt, Reimer, Reisch, Roby, Roe, Shorma, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, and Wittman

Excused: Emery

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

Rep. Soye announced her intention to reconsider the vote by which **HB 1093** lost.

SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

SB 35: FOR AN ACT ENTITLED, An Act to modify substances listed on the controlled substances schedule and to declare an emergency.

Was read the second time.

The question being "Shall **SB 35** pass?"

And the roll being called:

Yeas 65, Nays 3, Excused 1, Absent 0

Yeas: Andera, Arlint, Auch, Bahmuller, Bathke, Baxter, DeGroot, Derby, Duffy, Fitzgerald, Garcia, Goodwin, Greenfield, Halverson, Healy, Heermann, Heinemann, Hughes, Hunt, Jamison, Jensen (Phil), Jordan, Jorgenson, Kassin, Kayser, Kolbeck (Jack), Kull, Ladner, Lems, Manhart, Massie, May, Moore, Mortenson, Muckey, Mulally, Mulder, Nolz, Novstrup, Odenbach, Overweg, Peterson (Drew), Pourier, Randolph, Reder, Rehfeldt, Reimer, Reisch, Rice, Roby, Roe, Schaeftbauer, Schwans, Shorma, Sjaarda, Soye, Stevens, Uhre-Balk, Van Diepen, Vasgaard, Walburg, Weems, Weisgram, Wittman, and Speaker Hansen

Nays: Aylward, Gosch, and Ismay

Excused: Emery

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.

1

SIGNING OF BILLS

2

The Speaker publicly read the title to

3

4

HB 1033: FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to emergencies and disasters impacting the state and to declare an emergency.

5

6

SB 17: FOR AN ACT ENTITLED, An Act to clarify when a political committee must file certain campaign finance disclosure statements.

7

And signed the same in the presence of the House.

8

COMMEMORATIONS

9

10

HC 8008: A LEGISLATIVE COMMEMORATION, Recognizing Scouting America Day at the Capitol and celebrating Scouting America on the occasion of its one hundred fifteenth anniversary.

11

12

Introduced by: **Representatives** Soye, Baxter, Healy, Moore, and Reisch and **Senators** Peterson (Sue), Larson, Perry, and Reed

13

14

HC 8009: A LEGISLATIVE COMMEMORATION, Celebrating the state championship win by the Mitchell High School boys basketball team.

15

Introduced by: **Representative** Nolz

16

17

HC 8010: A LEGISLATIVE COMMEMORATION, Celebrating the sixty-eighth anniversary of the Little People of America.

18

Introduced by: **Representatives** Moore and Kull and **Senator** Perry

19

20

Rep. Bahmuller moved that the House do now adjourn, which motion prevailed and at 3:35 p.m. the House adjourned.

21

Patricia Miller, Chief Clerk

