

JOURNAL OF THE SENATE

ONE HUNDRED FIRST SESSION

THIRTY-FOURTH DAY

STATE OF SOUTH DAKOTA
Senate Chamber, Pierre
Monday, March 09, 2026

The Senate convened at 2:00 p.m., pursuant to adjournment, the President presiding.

The prayer was offered by the Chaplain, Jarvis Wipf, followed by the Pledge of Allegiance led by Senate pages Carley Crist and Hadley Gjerde.

Roll Call: All members present except Sen. Beal who was excused.

APPROVAL OF THE JOURNAL

MR. PRESIDENT:

The Committee on Legislative Procedure respectfully reports that the Secretary of the Senate has had under consideration the Senate Journal of the 33rd 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,
Chris Karr, Chair

Which motion prevailed.

1 The oath of office was administered by the President to the following named pages:

2 Carley Crist, Hadley Gjerde, Jaxon Johanneson, Whitney Martinsen, Brody Miller, Bryn
3 Schooley, Makayla Strong.

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

5 **COMMUNICATIONS AND PETITIONS**

6 March 9, 2026

7 Mr. President and Members of the Senate:

8 I have the honor to inform you that on March 9, 2026, I approved Senate Bills 14, 81, 82, 87,
9 and 153, and the same have been deposited in the office of the Secretary of State.

10 Respectfully submitted,
11 Larry Rhoden
12 Governor

13 **REPORTS OF STANDING COMMITTEES**

14 MR. PRESIDENT:

15 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing and
16 Enrolling has carefully compared **SB 3, 15, 41, 76, 90, 96, 107, 131, 132, 137, 139, 179, 204,**
17 **and 214** and finds the same correctly enrolled.

18 Also MR. PRESIDENT:

19 The Committee on Legislative Procedure respectfully reports that **SB 17, 42, 43, 45, 89, 98,**
20 **130, 133, 142, 180, 231, and 240** were delivered to his Excellency, the Governor, for his approval
21 at 9:21 a.m., March 9, 2026.

22 Respectfully submitted,
23 Chris Karr, Chair

24 **MESSAGES FROM THE HOUSE**

25 MR. PRESIDENT:

26 I have the honor to return herewith **SB 39, 135, 159, and 171** which have been amended by
27 the House and your concurrence in the amendments is respectfully requested.

28 Also MR. PRESIDENT:

29 I have the honor to inform your honorable body that **SB 198** was lost on second reading and
30 final passage.

1 Also MR. PRESIDENT:

2 I have the honor to return herewith **SB 76, 96, 107, 137, 139, 179, and 204** which have
3 passed the House without change.

4 Respectfully,
5 Patricia Miller, Chief Clerk

6 **MOTIONS AND RESOLUTIONS**

7 Sen. Mehlhaff moved that when we adjourn today, we adjourn to convene at 11:00 a.m. on
8 Tuesday, March 10, 2026, the 35th legislative day.

9 Which motion prevailed.

10 Sen. Hulse moved that the Senate do concur in House amendments to **SB 49**.

11 The question being on Sen. Hulse's motion that the Senate do concur in House amendments
12 to **SB 49**.

13 And the roll being called:

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

15 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
16 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
17 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
18 Wipf, and Zikmund

19 Excused: Beal

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

22 **CONSIDERATION OF REPORTS OF COMMITTEES**

23 Sen. Mehlhaff moved that the reports of the Standing Committees on

24 Commerce and Energy on **HB 1038** as found on page 476 of the Senate Journal; also

25 Health and Human Services on **HB 1160** as found on page 485 of the Senate Journal; also

26 Senate Appropriations on **HB 1082** as found on page 485 of the Senate Journal; and

27 Senate Appropriations on **HB 1176** as found on page 476 of the Senate Journal be adopted.

28 Which motion prevailed and the reports were adopted.

29 Sen. Wipf moved that **HB 1082** be placed on today's calendar and be immediately considered
30 pursuant to JR 6F-6.

31 The question being on Sen. Wipf's motion that **HB 1082** be placed on today's calendar and be
32 immediately considered pursuant to JR 6F-6.

1 And the roll being called:

2 Yeas 20, Nays 14, Excused 1, Absent 0

3 Yeas: Crabtree, Davis, Deibert, Duhamel, Foster, Hulse, Kolbeck (Steve), Larson, Miskimins,
4 Perry, Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Wipf, and Zikmund

5 Nays: Blanc, Carley, Grove, Hohn, Howard, Jensen (Kevin), Karr, Lapka, Marty, Mehlhaff,
6 Nelson, Otten, Peterson (Sue), and Voita

7 Excused: Beal

8 So the motion having received an affirmative vote of a majority of the members-elect, the
9 President declared the motion prevailed and **HB 1082** was so placed.

10 **HB 1082**: FOR AN ACT ENTITLED, An Act to establish parameters for the reimbursement of
11 school districts that provide free or reduced-price meals to students.

12 Was read the second time.

13 The question being "Shall **HB 1082** pass as amended?"

14 And the roll being called:

15 Yeas 20, Nays 14, Excused 1, Absent 0

16 Yeas: Crabtree, Davis, Deibert, Duhamel, Foster, Hulse, Kolbeck (Steve), Larson, Miskimins,
17 Perry, Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Wipf, and Zikmund

18 Nays: Blanc, Carley, Grove, Hohn, Howard, Jensen (Kevin), Karr, Lapka, Marty, Mehlhaff,
19 Nelson, Otten, Peterson (Sue), and Voita

20 Excused: Beal

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

23 Sen. Davis moved that **HB 1160** be placed on today's calendar and be immediately considered
24 pursuant to JR 6F-6.

25 The question being on Sen. Davis' motion that **HB 1160** be placed on today's calendar and be
26 immediately considered pursuant to JR 6F-6.

27 And the roll being called:

28 Yeas 17, Nays 17, Excused 1, Absent 0

29 Yeas: Crabtree, Davis, Deibert, Foster, Kolbeck (Steve), Larson, Miskimins, Otten, Perry, Reed,
30 Rohl, Sauder, Schoenfish, Smith, Vilhauer, Wipf, and Zikmund

31 Nays: Blanc, Carley, Duhamel, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Lapka,
32 Marty, Mehlhaff, Nelson, Peterson (Sue), Pischke, Voight, and Voita

33 Excused: Beal

34 The President voted Yea.

1 So the motion having received an affirmative vote of seventeen of the members-elect and the
2 affirmative vote of the President, the President declared the motion prevailed and **HB 1160** was so
3 placed.

4 Senator Carley rose to a point of order that he did not feel the Lieutenant Governor should
5 vote on the motion.

6 The President noted Sen. Carley's point of order.

7 **HB 1160**: FOR AN ACT ENTITLED, An Act to repeal the medical marijuana oversight
8 committee.

9 Was read the second time.

10 The question being "Shall **HB 1160** pass?"

11 And the roll being called:

12 Yeas 15, Nays 19, Excused 1, Absent 0

13 Yeas: Crabtree, Davis, Deibert, Kolbeck (Steve), Larson, Miskimins, Otten, Reed, Rohl, Sauder,
14 Schoenfish, Smith, Vilhauer, Wipf, and Zikmund

15 Nays: Blanc, Carley, Duhamel, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr,
16 Lapka, Marty, Mehlhaff, Nelson, Perry, Peterson (Sue), Pischke, Voight, and Voita

17 Excused: Beal

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

20 Sen. Kolbeck (Steve) moved that **HB 1176** be placed on today's calendar and be immediately
21 considered pursuant to JR 6F-6.

22 The question being on Sen. Kolbeck (Steve)'s motion that **HB 1176** be placed on today's
23 calendar and be immediately considered pursuant to JR 6F-6.

24 And the roll being called:

25 Yeas 8, Nays 26, Excused 1, Absent 0

26 Yeas: Foster, Grove, Kolbeck (Steve), Larson, Pischke, Smith, Voita, and Wipf

27 Nays: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Hohn, Howard, Hulse, Jensen (Kevin),
28 Karr, Lapka, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry, Peterson (Sue), Reed, Rohl, Sauder,
29 Schoenfish, Vilhauer, Voight, and Zikmund

30 Excused: Beal

31 So the motion not having received an affirmative vote of a majority of the members-elect, the
32 President declared the motion lost.

1

CONSIDERATION OF EXECUTIVE APPOINTMENTS

2

The Senate proceeded to the consideration of the executive appointment of Kory Bierle of Haakon County, Midland, South Dakota, to the State Brand Board.

3

4

The question being "Does the Senate advise and consent to the executive appointment of Kory Bierle?"

5

6

And the roll being called:

7

Yeas 34, Nays 0, Excused 1, Absent 0

8

Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

9

10

11

12

Excused: Beal

13

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

14

15

The Senate proceeded to the consideration of the executive appointment of Ross Cuny of Oglala Lakota County, Buffalo Gap, South Dakota, to the State Brand Board.

16

17

The question being "Does the Senate advise and consent to the executive appointment of Ross Cuny?"

18

19

And the roll being called:

20

Yeas 34, Nays 0, Excused 1, Absent 0

21

Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

22

23

24

25

Excused: Beal

26

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

27

28

SECOND READING AND CONSIDERATION OF CONSENT CALENDAR ITEMS

29

HB 1140: FOR AN ACT ENTITLED, An Act to permit a court to impose as a condition of probation, or parole in certain circumstances, treatment at a nonprofit entity awarded an alternative care program grant.

30

31

32

HB 1187: FOR AN ACT ENTITLED, An Act to add coaches to the list of mandatory reporters of child abuse or neglect.

33

34

HB 1320: FOR AN ACT ENTITLED, An Act to revise a provision related to service of process for boards of county commissioners.

35

36

The executive reappointment of Galen Niederwerder of Meade County, New Underwood, South Dakota, to the South Dakota Ellsworth Development Authority.

37

1 The executive reappointment of Quentin Riggins of Pennington County, Rapid City, South
2 Dakota, to the South Dakota Ellsworth Development Authority.

3 The executive reappointment of Ronald Wheeler of Lawrence County, Lead, South Dakota, to
4 the South Dakota Science and Technology Authority.

5 Were read the second time.

6 The question being "Shall **HB 1140, 1187, and 1320** pass as amended, and does the Senate
7 advise and consent to the executive reappointments of Galen Niederwerder, Quentin Riggins, and
8 Ronald Wheeler?"

9 And the roll being called:

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

11 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
12 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
13 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
14 Wipf, and Zikmund

15 Excused: Beal

16 So the bills and reappointments having received an affirmative vote of a majority of the
17 members-elect, the President declared the bills passed, the titles agreed to, and the reappointments
18 confirmed.

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

20 **HB 1006:** FOR AN ACT ENTITLED, An Act to create a taskforce to study the creation of Indian
21 medicaid managed care entities in the state.

22 Was read the second time.

23 The question being "Shall **HB 1006** pass as amended?"

24 And the roll being called:

25 Yeas 32, Nays 2, Excused 1, Absent 0

26 Yeas: Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin),
27 Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry,
28 Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and
29 Zikmund

30 Nays: Blanc and Carley

31 Excused: Beal

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

34 **HB 1038:** FOR AN ACT ENTITLED, An Act to allow the Public Utilities Commission to assess
35 actual costs to data centers that are customers of public utilities.

36 Was read the second time.

1 The question being "Shall **HB 1038** pass as amended?"

2 And the roll being called:

3 Yeas 32, Nays 2, Excused 1, Absent 0

4 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
5 Jensen (Kevin), Karr, Lapka, Larson, Marty, Miskimins, Nelson, Otten, Perry, Peterson (Sue),
6 Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

7 Nays: Kolbeck (Steve) and Mehlhaff

8 Excused: Beal

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

11 **HB 1134**: FOR AN ACT ENTITLED, An Act to make an appropriation for the economic
12 development prosperity of South Dakota.

13 Was read the second time.

14 Sen. Mehlhaff moved that **HB 1134** be laid on the table.

15 The question being on Sen. Mehlhaff's motion that **HB 1134** be laid on the table.

16 And the roll being called:

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

18 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
19 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
20 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
21 Wipf, and Zikmund

22 Excused: Beal

23 So the motion having received an affirmative vote of a majority of the members-elect, the
24 President declared the motion carried and **HB 1134** was tabled.

25 **HB 1135**: FOR AN ACT ENTITLED, An Act to make an appropriation to enhance the economic
26 health of South Dakota.

27 Was read the second time.

28 Sen. Mehlhaff moved that **HB 1135** be laid on the table.

29 The question being on Sen. Mehlhaff's motion that **HB 1135** be laid on the table.

30 And the roll being called:

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

32 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
33 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
34 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
35 Wipf, and Zikmund

1 Excused: Beal

2 So the motion having received an affirmative vote of a majority of the members-elect, the
3 President declared the motion carried and **HB 1135** was tabled.

4 **HB 1148:** FOR AN ACT ENTITLED, An Act to adopt the respiratory care interstate compact.

5 Was read the second time.

6 The question being "Shall **HB 1148** pass?"

7 And the roll being called:

8 Yeas 30, Nays 4, Excused 1, Absent 0

9 Yeas: Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr,
10 Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry, Peterson (Sue),
11 Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

12 Nays: Blanc, Carley, Foster, and Pischke

13 Excused: Beal

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

16 **HB 1149:** FOR AN ACT ENTITLED, An Act to adopt the athletic trainer licensure compact.

17 Was read the second time.

18 The question being "Shall **HB 1149** pass?"

19 And the roll being called:

20 Yeas 32, Nays 2, Excused 1, Absent 0

21 Yeas: Blanc, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
22 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
23 Perry, Peterson (Sue), Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and
24 Zikmund

25 Nays: Carley and Pischke

26 Excused: Beal

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

29 **HB 1184:** FOR AN ACT ENTITLED, An Act to define man and woman throughout the state.

30 Was read the second time.

1 The question being "Shall **HB 1184** pass as amended?"

2 And the roll being called:

3 Yeas 30, Nays 4, Excused 1, Absent 0

4 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse,
5 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry,
6 Peterson (Sue), Pischke, Rohl, Sauder, Schoenfish, Vilhauer, Voight, Voita, Wipf, and Zikmund

7 Nays: Foster, Larson, Reed, and Smith

8 Excused: Beal

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

11 **HB 1215**: FOR AN ACT ENTITLED, An Act to authorize counties and municipalities to issue a
12 license for a cigar bar.

13 Was read the second time.

14 The question being "Shall **HB 1215** pass as amended?"

15 And the roll being called:

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

17 Yeas: Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Howard, Hulse, Jensen (Kevin), Karr,
18 Kolbeck (Steve), Lapka, Marty, Mehlhaff, Miskimins, Otten, Perry, Pischke, Reed, Rohl, Sauder,
19 Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

20 Nays: Blanc, Carley, Hohn, Larson, Nelson, and Peterson (Sue)

21 Excused: Beal

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

24 **HB 1241**: FOR AN ACT ENTITLED, An Act to modify the requirements for public notice of a
25 hearing prior to a vote to impose an excess tax levy, and to modify requirements to refer an excess
26 tax levy of a school district to a vote.

27 Was read the second time.

28 Sen. Peterson (Sue) moved that **HB 1241** be amended as follows:

29 1241D

30 On page 1, line 10, of the Senate Taxation Engrossed bill, delete " director of equalization" and
31 insert " treasurer"

32 On page 1, line 12, of the Senate Taxation Engrossed bill, delete " printing and" and insert "
33 all"

34 On page 1, line 12, of the Senate Taxation Engrossed bill, after "costs" insert ", including the
35 printing costs and the time required to mail notices,"

- 1 On page 1, line 24, of the Senate Taxation Engrossed bill, after "levy." insert "
- 2 For purposes of this section, the maximum cost of the time required to mail notices may not
3 exceed ten cents per mailed notice."
- 4 On page 3, line 28, of the Senate Taxation Engrossed bill, after "thousand" insert " five
5 hundred"
- 6 On page 4, line 9, of the Senate Taxation Engrossed bill, delete " director of equalization" and
7 insert " treasurer"
- 8 On page 4, line 11, of the Senate Taxation Engrossed bill, delete " printing and" and insert "
9 all"
- 10 On page 4, line 12, of the Senate Taxation Engrossed bill, after "costs" insert ", including the
11 printing costs and the time required to mail notices,"
- 12 On page 4, line 13, of the Senate Taxation Engrossed bill, delete " director of equalization" and
13 insert " treasurer"
- 14 On page 4, line 25, of the Senate Taxation Engrossed bill, after "levy." insert "
- 15 For purposes of this section, the maximum cost of the time required to mail notices may not
16 exceed ten cents per mailed notice."
- 17 Which motion prevailed.
- 18 The question being "Shall **HB 1241** pass as amended?"
- 19 And the roll being called:
- 20 Yeas 17, Nays 17, Excused 1, Absent 0
- 21 Yeas: Blanc, Carley, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Lapka, Marty,
22 Mehlhaff, Nelson, Peterson (Sue), Pischke, Voight, and Voita
- 23 Nays: Crabtree, Davis, Deibert, Duhamel, Kolbeck (Steve), Larson, Miskimins, Otten, Perry,
24 Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Wipf, and Zikmund
- 25 Excused: Beal
- 26 So the bill not having received an affirmative vote of a majority of the members-elect, the
27 President declared the bill lost.
- 28 Sen. Hulse announced her intention to reconsider the vote by which **HB 1241** lost.
- 29 **HB 1249**: FOR AN ACT ENTITLED, An Act to amend provisions pertaining to the School Finance
30 Accountability Board, and the process by which a recommendation of the board is approved.
- 31 Was read the second time.
- 32 The question being "Shall **HB 1249** pass as amended?"
- 33 And the roll being called:
- 34 Yeas 33, Nays 0, Excused 2, Absent 0

1 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Foster, Grove, Hohn, Howard, Hulse,
2 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
3 Perry, Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

4 Excused: Beal and Peterson (Sue)

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

7 **HB 1253:** FOR AN ACT ENTITLED, An Act to adjust the assessment methodology for owner-
8 occupied single-family dwellings and nonagricultural property.

9 Was read the second time.

10 The question being "Shall **HB 1253** pass as amended?"

11 And the roll being called:

12 Yeas 9, Nays 24, Excused 2, Absent 0

13 Yeas: Blanc, Carley, Hohn, Howard, Hulse, Marty, Mehlhaff, Perry, and Peterson (Sue)

14 Nays: Crabtree, Davis, Deibert, Duhamel, Grove, Jensen (Kevin), Karr, Kolbeck (Steve),
15 Lapka, Larson, Miskimins, Nelson, Otten, Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer,
16 Voight, Voita, Wipf, and Zikmund

17 Excused: Beal and Foster

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

20 **HB 1274:** FOR AN ACT ENTITLED, An Act to prohibit the dispensing, distribution, sale, or
21 advertisement of certain articles or things for purposes of an unlawful abortion and provide a criminal
22 and civil penalty therefor.

23 Was read the second time.

24 The question being "Shall **HB 1274** pass as amended?"

25 And the roll being called:

26 Yeas 31, Nays 2, Excused 2, Absent 0

27 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse,
28 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Marty, Mehlhaff, Miskimins, Nelson, Otten, Perry,
29 Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Vilhauer, Voight, Voita, Wipf, and Zikmund

30 Nays: Larson and Smith

31 Excused: Beal and Foster

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

1 **HB 1302:** FOR AN ACT ENTITLED, An Act to address issues facing South Dakota.

2 Was read the second time.

3 Sen. Mehlhaff moved that **HB 1302** be laid on the table.

4 The question being on Sen. Mehlhaff's motion that **HB 1302** be laid on the table.

5 And the roll being called:

6 Yeas 33, Nays 0, Excused 2, Absent 0

7 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse,
8 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
9 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
10 Wipf, and Zikmund

11 Excused: Beal and Foster

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 President declared the motion carried and **HB 1302** was tabled.

14 **HB 1303:** FOR AN ACT ENTITLED, An Act to promote the future success and development of
15 South Dakota.

16 Was read the second time.

17 Sen. Mehlhaff moved that **HB 1303** be laid on the table.

18 The question being on Sen. Mehlhaff's motion that **HB 1303** be laid on the table.

19 And the roll being called:

20 Yeas 33, Nays 0, Excused 2, Absent 0

21 Yeas: Blanc, Carley, Crabtree, Davis, Deibert, Duhamel, Grove, Hohn, Howard, Hulse,
22 Jensen (Kevin), Karr, Kolbeck (Steve), Lapka, Larson, Marty, Mehlhaff, Miskimins, Nelson, Otten,
23 Perry, Peterson (Sue), Pischke, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita,
24 Wipf, and Zikmund

25 Excused: Beal and Foster

26 So the motion having received an affirmative vote of a majority of the members-elect, the
27 President declared the motion carried and **HB 1303** was tabled.

28 **HB 1323:** FOR AN ACT ENTITLED, An Act to amend the time required for filing a petition
29 referring an ordinance or resolution of a political subdivision.

30 Was read the second time.

31 Sen. Howard moved that **HB 1323** be amended as follows:

32 1323G

33 On page 1, line 1, of the Senate State Affairs Engrossed bill, delete "amend the time required
34 for filing a petition referring an ordinance or resolution of a political subdivision" and insert " modify
35 the requirements to refer an ordinance or resolution to the voters of a political subdivision"

- 1 On page 1, line 13, of the Senate State Affairs Engrossed bill, delete " thirtieth" and insert "
2 twentieth"
- 3 On page 2, line 7, of the Senate State Affairs Engrossed bill, delete " thirty" and insert " twenty"
- 4 On page 2, line 7, of the Senate State Affairs Engrossed bill, delete " adoption of the ordinance
5 or resolution" and insert " publication of the decision in each of the county's official newspapers, as
6 designated pursuant to § 7-18-3"
- 7 On page 2, line 10, of the Senate State Affairs Engrossed bill, after "election" insert ", or two
8 thousand five hundred registered voters of the county, whichever is fewer"
- 9 On page 2, line 11, of the Senate State Affairs Engrossed bill, delete "The " and insert "Unless
10 otherwise permitted by law, the "
- 11 On page 2, line 15, of the Senate State Affairs Engrossed bill, delete "A " and insert "An
12 ordinance, resolution, or other "
- 13 On page 2, line 19, of the Senate State Affairs Engrossed bill, delete " by the board" and insert
14 " that revises the ordinances of the county, pursuant to § 7-18A-28"
- 15 On page 2, line 25, of the Senate State Affairs Engrossed bill, delete " thirty" and insert "
16 twenty"
- 17 On page 3, line 3, of the Senate State Affairs Engrossed bill, after "officer" insert ", within
18 twenty days of the publication of the decision"
- 19 On page 3, line 6, of the Senate State Affairs Engrossed bill, delete " within thirty days of the
20 adoption of the ordinance or resolution" and insert " or two thousand five hundred registered voters
21 residing in the same area, whichever is fewer"
- 22 On page 3, line 16, of the Senate State Affairs Engrossed bill, delete " thirtieth" and insert "
23 twentieth"
- 24 On page 4, line 5, of the Senate State Affairs Engrossed bill, after "officer" insert ", within
25 twenty days of the publication of the decision"
- 26 On page 4, line 7, of the Senate State Affairs Engrossed bill, delete " within thirty days of the
27 adoption of the ordinance or resolution" and insert " or two thousand five hundred registered voters
28 of the municipality, whichever is fewer"
- 29 On page 4, line 9, of the Senate State Affairs Engrossed bill, delete " thirtieth" and insert "
30 twentieth"
- 31 On page 4, line 9, of the Senate State Affairs Engrossed bill, after "day." insert "
- 32 Unless otherwise permitted by law, the registered voters of a municipality may not refer:
- 33 (1) An ordinance or resolution that may be necessary for the immediate preservation of the
34 public peace, health, or safety, or for the support of the municipal government and its existing public
35 institutions; or
- 36 (2) An ordinance, resolution, or other decision that:
- 37 (a) Executes a plan already adopted by the governing body or by the Legislature; or
- 38 (b) Provides for the supervision of municipal programs, employees, or officials."
- 39 On page 6, line 24, of the Senate State Affairs Engrossed bill, after "later." delete "The
40 registered voters of a school district may refer a resolution adopted by the board of a school district

1 to impose an excess tax levy by filing a petition with the business manager of the school district.
 2 The petition must be signed by at least five percent of the registered voters of the school district,
 3 based on the total number of registered voters of the school district, within thirty days of the
 4 adoption of the resolution. The referendum election must be held on or before October first of the
 5 year prior to the time the taxes are payable. The business manager shall give notice that the
 6 question is to be on the ballot at the next scheduled election or at a special election called for that
 7 purpose, as provided by chapter 13-7, and prepare official ballots according to the provisions of this
 8 chapter.

9 "

10 On page 6, after line 35, of the Senate State Affairs Engrossed bill, insert: "

11 **Section 9. That § 10-12-43.1 be AMENDED:**

12 **10-12-43.1.** A school district may raise additional revenues for capital outlay fund purposes
 13 through the imposition of an excess tax levy. A school district seeking to impose an excess tax levy
 14 pursuant to this section is subject to the same opt out procedures and requirements as provided in
 15 § 10-12-43. ~~The opt out decision may be referred to a vote of the people in the same manner as~~
 16 ~~provided in § 10-12-43.~~

17 A school district imposing an excess tax levy pursuant to this section shall exclude any
 18 additional revenue generated by the excess tax levy from the total tax revenues deposited in the
 19 capital outlay fund when calculating the maximum allowable transfer to the school district's general
 20 fund authorized under § 13-16-6. ~~Any additional~~ Additional revenue generated by the excess tax
 21 levy may only be used for capital outlay fund purposes pursuant to § 13-16-6.

22 In no year may the annual tax levy for capital outlay fund purposes exceed the levy authorized
 23 under § 13-16-7."

24 On page 6, after line 35, of the Senate State Affairs Engrossed bill, insert: "

25 **Section 10. That a NEW SECTION be added to chapter 10-12:**

26 The registered voters of a school district may refer a resolution adopted by the board of the
 27 school district to impose an excess tax levy, pursuant to § 10-12-43 or 10-12-43.1, by filing a
 28 petition with the business manager of the school district, within twenty days of the first publication
 29 of the decision. The petition must be signed by at least five percent of the registered voters of the
 30 school district, based on the total number of registered voters of the school district, or two thousand
 31 five hundred registered voters of the school district, whichever is fewer.

32 The election must be held on or before October first of the year prior to the time the taxes are
 33 payable. The business manager shall give notice that the question is to be on the ballot
 34 at the next scheduled election or at a special election called for that purpose and prepare
 35 official ballots according to the provisions of chapter 13-7."

36 On page 8, line 15, of the Senate State Affairs Engrossed bill, after "resolution" insert the
 37 comma

38 On page 8, line 27, of the Senate State Affairs Engrossed bill, after "later." delete "The
 39 registered voters of a taxing district may refer a resolution adopted by the governing body of a
 40 taxing district to impose a tax levy by filing a petition with the finance officer of the taxing district.
 41 The petition must be signed by at least five percent of the registered voters of the taxing district,
 42 based on the total number of registered voters of the taxing district, within thirty days of the
 43 adoption of the resolution. The referendum election must be held on or before October first of the
 44 year prior to the time the taxes are payable. The business manager shall give notice that the
 45 question is to be on the ballot at the next scheduled election or at a special election called for that
 46 purpose, as provided by chapter 9-13, and prepare official ballots according to the provisions of this
 47 chapter.

1

"

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On page 9, after line 3, of the Senate State Affairs Engrossed bill, insert: "

3

Section 12. That a NEW SECTION be added to chapter 10-13:

4

The registered voters of a taxing district may refer a resolution adopted by the governing body of the taxing district to impose an excess tax levy by filing a petition with the person in charge of the taxing district's elections, within twenty days of the first publication of the decision. The petition must be signed by at least five percent of the registered voters of the taxing district, or two thousand five hundred registered voters of the taxing district, whichever is fewer.

9

The referendum election must be held on or before October first of the year prior to the time the taxes are payable. The person in charge of the taxing district's elections shall give notice that the question is to be on the ballot at the next scheduled election or at a special election called for that purpose and prepare official ballots according to the provisions of chapter 9-13."

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On page 11, line 5, of the Senate State Affairs Engrossed bill, after "later." delete "The voters of the taxing district may refer a resolution adopted by the governing body of the taxing district to impose an excess tax levy by filing, with the officer in charge of elections for the taxing district, a petition signed by at least five percent of the registered voters of the taxing district, based upon the total number of registered voters in the taxing district, within thirty days of the adoption of the resolution. The referendum election must be held on or before October first of the year prior to the time the taxes are payable. The officer in charge of the election shall give notice that the question is to be on the ballot at the next scheduled election or at a special election called for that purpose and prepare official ballots as provided by law."

15

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On page 11, after line 22, of the Senate State Affairs Engrossed bill, insert: "

25

Section 14. That a NEW SECTION be added to chapter 10-13:

26

The registered voters of a taxing district may refer a resolution adopted by the governing body of the taxing district to impose an excess tax levy by filing a petition with the person in charge of the taxing district's elections, within twenty days of the first publication of the decision. The petition must be signed by at least five percent of the registered voters of the taxing district, or two thousand five hundred registered voters of the taxing district, whichever is fewer.

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The election must be held on or before October first of the year prior to the time the taxes are payable. The person in charge of the taxing district's elections shall give notice that the question is to be on the ballot at the next scheduled election or at a special election called for that purpose and prepare official ballots as provided by law."

32

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On page 11, line 27, of the Senate State Affairs Engrossed bill, delete " qualified" and insert " registered"

36

37

On page 11, line 27, of the Senate State Affairs Engrossed bill, after "decision" delete " within twenty thirty days after its the publication of the decision"

38

39

On page 11, line 28, of the Senate State Affairs Engrossed bill, after "petition" insert " with the person in charge of the jurisdiction's elections, within twenty days of the publication of the decision. The petition must be"

40

41

42

On page 11, line 29, of the Senate State Affairs Engrossed bill, after "by" insert " at least"

43

On page 11, line 30, of the Senate State Affairs Engrossed bill, after "election" delete the period

- 1 On page 11, line 33, of the Senate State Affairs Engrossed bill, after "The" insert ", or two
2 thousand five hundred registered voters of the special zoning area, whichever is fewer."
- 3 On page 12, line 14, of the Senate State Affairs Engrossed bill, after "filing" insert " a petition"
- 4 On page 12, line 14, of the Senate State Affairs Engrossed bill, delete " a" and insert " within
5 twenty days of the enactment of the resolution. The"
- 6 On page 12, line 15, of the Senate State Affairs Engrossed bill, after "petition" insert " must
7 be"
- 8 On page 12, line 17, of the Senate State Affairs Engrossed bill, delete " within thirty days of
9 the adoption of the resolution" and insert " or two thousand five hundred registered voters of the
10 school district, whichever is fewer"
- 11 On page 12, line 28, of the Senate State Affairs Engrossed bill, delete "Approval to enter into
12 an agreement or issue capital outlay certificates pursuant to § 13-16-6. 3 is subject to a referendum
13 if five percent of the registered voters, based upon the total number of registered voters at the last
14 preceding general election, petition, within twenty thirty days thereafter, to have the question of
15 approval to enter into the agreement or issue capital outlay certificates placed upon the ballot at a
16 special election called for that purpose and " and insert "The registered voters of a school district
17 may refer a decision of the board of a school district to enter into an agreement or issue capital
18 outlay certificates, pursuant to § 13-16-6.3, by filing a petition with the business manager of the
19 school district, within twenty days of the decision to enter into the agreement or issue the
20 certificates. The decision must be signed by at least five percent of the registered voters of the
21 school district, based upon the total number of registered voters in the school district at the last
22 preceding general election, or two thousand five hundred registered voters of the school district,
23 whichever is fewer.
- 24 The question of approval to enter into the agreement or issue capital outlay certificates must
25 be placed on the ballot of a special election called for that purpose and "
- 26 On page 13, line 30, of the Senate State Affairs Engrossed bill, after "filing" insert " a petition"
- 27 On page 13, line 30, of the Senate State Affairs Engrossed bill, delete " a" and insert " within
28 twenty days of the adoption of the resolution. The"
- 29 On page 13, line 30, of the Senate State Affairs Engrossed bill, after "petition" insert " must
30 be"
- 31 On page 13, line 32, of the Senate State Affairs Engrossed bill, delete " within thirty days of
32 the adoption of the resolution" and insert " or two thousand five hundred registered voters of the
33 school district, whichever is fewer"
- 34 On page 14, line 8, of the Senate State Affairs Engrossed bill, after "filing" insert " a petition"
- 35 On page 14, line 8, of the Senate State Affairs Engrossed bill, delete " a" and insert " within
36 twenty days of the adoption of the resolution. The"
- 37 On page 14, line 8, of the Senate State Affairs Engrossed bill, after "petition" insert " must be"
- 38 On page 14, line 10, of the Senate State Affairs Engrossed bill, delete " within thirty days of
39 the adoption of the resolution" and insert " or two thousand five hundred registered voters of the
40 school district, whichever is fewer"
- 41 On page 14, after line 29, of the Senate State Affairs Engrossed bill, insert: "
- 42 **Section 22. That § 9-20-19 be REPEALED.**

~~1 Any legislative decision of a governing body is subject to the referendum process. A legislative
2 decision is one that enacts a permanent law or lays down a rule of conduct or course of policy for
3 the guidance of citizens or their officers. Any matter of a permanent or general character is a
4 legislative decision.~~

~~5 No administrative decision of a governing body is subject to the referendum process, unless
6 specifically authorized by this code. An administrative decision is one that merely puts into execution
7 a plan already adopted by the governing body itself or by the Legislature. Supervision of a program
8 is an administrative decision. Hiring, disciplining, and setting the salaries of employees are
9 administrative decisions."~~

10 Which motion prevailed.

11 The question being "Shall **HB 1323** pass as amended?"

12 And the roll being called:

13 Yeas 19, Nays 15, Excused 1, Absent 0

14 Yeas: Blanc, Carley, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Lapka, Marty,
15 Mehlhaff, Nelson, Perry, Peterson (Sue), Pischke, Voight, Voita, and Zikmund

16 Nays: Crabtree, Davis, Deibert, Duhamel, Kolbeck (Steve), Larson, Miskimins, Otten, Reed,
17 Rohl, Sauder, Schoenfish, Smith, Vilhauer, and Wipf

18 Excused: Beal

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

21 Earlier today, Sen. Hulse announced her intention to reconsider the vote by which **HB 1241**
22 lost.

23 Sen. Hulse moved that the Senate do now reconsider the vote by which **HB 1241** lost.

24 The question being on Sen. Hulse's motion to reconsider the vote by which **HB 1241** lost.

25 And the roll being called:

26 Yeas 19, Nays 15, Excused 1, Absent 0

27 Yeas: Blanc, Carley, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Lapka, Marty,
28 Mehlhaff, Nelson, Perry, Peterson (Sue), Pischke, Voight, Voita, and Zikmund

29 Nays: Crabtree, Davis, Deibert, Duhamel, Kolbeck (Steve), Larson, Miskimins, Otten, Reed,
30 Rohl, Sauder, Schoenfish, Smith, Vilhauer, and Wipf

31 Excused: Beal

32 So the motion having received an affirmative vote of a majority of the members-elect, the
33 President declared the motion carried and **HB 1241** was up for reconsideration and final passage.

34 **HB 1241**: FOR AN ACT ENTITLED, An Act to modify the requirements for public notice of a
35 hearing prior to a vote to impose an excess tax levy, and to modify requirements to refer an excess
36 tax levy of a school district to a vote.

37 Having had its second reading was up for reconsideration and final passage.

1 The question being "Shall **HB 1241** pass as amended?"

2 And the roll being called:

3 Yeas 14, Nays 20, Excused 1, Absent 0

4 Yeas: Blanc, Carley, Foster, Grove, Hohn, Howard, Hulse, Jensen (Kevin), Karr, Lapka,
5 Mehlhaff, Perry, Peterson (Sue), and Pischke

6 Nays: Crabtree, Davis, Deibert, Duhamel, Kolbeck (Steve), Larson, Marty, Miskimins, Nelson,
7 Otten, Reed, Rohl, Sauder, Schoenfish, Smith, Vilhauer, Voight, Voita, Wipf, and Zikmund

8 Excused: Beal

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

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

13 **MESSAGES FROM THE HOUSE**

14 MR. PRESIDENT:

15 I have the honor to inform your honorable body that the House has failed to concur in Senate
16 amendments to **HB 1200** and has appointed Representatives Rehfeldt (Chair), Kassin, and Kayser
17 as a committee of three on the part of the House to meet with a like committee on the part of the
18 Senate to adjust the differences between the two houses.

19 Also MR. PRESIDENT:

20 I have the honor to inform your honorable body that the House has failed to concur in Senate
21 amendments to **HB 1209** and has appointed Representatives Odenbach (Chair), Garcia, and Healy
22 as a committee of three on the part of the House to meet with a like committee on the part of the
23 Senate to adjust the differences between the two houses.

24 Respectfully,
25 Patricia Miller, Chief Clerk

26 **SIGNING OF BILLS**

27 The President publicly read the title to

28 **SB 3:** FOR AN ACT ENTITLED, An Act to limit the types of residential improvements for which
29 counties, municipalities, and townships may require a permit.

30 **SB 15:** FOR AN ACT ENTITLED, An Act to create the Developmental Disability Service Delivery
31 Committee.

32 **SB 41:** FOR AN ACT ENTITLED, An Act to revise a provision related to criminal invasions of
33 privacy, prohibit the creation and distribution of digitally fabricated material of an identifiable
34 individual, and provide penalties therefor.

- 1 **SB 76:** FOR AN ACT ENTITLED, An Act to authorize loans from the South Dakota housing
2 infrastructure fund for airport infrastructure.
- 3 **SB 90:** FOR AN ACT ENTITLED, An Act to expand the information required to be sent to the
4 prescription drug monitoring program for each registry identification card holder.
- 5 **SB 96:** FOR AN ACT ENTITLED, An Act to authorize the imposition of a county option gross
6 receipts tax to reduce owner-occupied property taxes.
- 7 **SB 107:** FOR AN ACT ENTITLED, An Act to add licensed and registered child care programs to
8 the definition of community safety zone.
- 9 **SB 131:** FOR AN ACT ENTITLED, An Act to revise the season in which a nonprofit organization
10 may host a special pheasant hunt for disabled veterans and Purple Heart recipients.
- 11 **SB 132:** FOR AN ACT ENTITLED, An Act to modify provisions related to the South Dakota
12 Veterans Council.
- 13 **SB 137:** FOR AN ACT ENTITLED, An Act to establish procedures for anti-SLAPP actions to
14 protect the exercise of a person's constitutional rights, including freedom of speech.
- 15 **SB 139:** FOR AN ACT ENTITLED, An Act to revise a provision related to the transportation of
16 an inmate upon discharge from a correctional facility.
- 17 **SB 179:** FOR AN ACT ENTITLED, An Act to permit a court to commit a juvenile adjudicated
18 delinquent for certain weapons offenses to the Department of Corrections.
- 19 **SB 204:** FOR AN ACT ENTITLED, An Act to revise certain criteria for loans from the South
20 Dakota housing infrastructure fund.
- 21 **SB 214:** FOR AN ACT ENTITLED, An Act to amend provisions pertaining to the publication of
22 the statewide voter registration file.
- 23 **HB 1017:** FOR AN ACT ENTITLED, An Act to permit the board of a school district to require
24 that certain students receive instruction in alternative settings.
- 25 **HB 1048:** FOR AN ACT ENTITLED, An Act to make an appropriation for the expansion of
26 broadband infrastructure and to declare an emergency.
- 27 **HB 1089:** FOR AN ACT ENTITLED, An Act to modify the distributions of revenues collected
28 from severance taxation on new permits.
- 29 **HB 1102:** FOR AN ACT ENTITLED, An Act to reschedule the date for filing certain annual
30 reports.
- 31 **HB 1180:** FOR AN ACT ENTITLED, An Act to ensure the validity of non-compete agreements
32 in the context of jointly owned business entities.
- 33 **HB 1194:** FOR AN ACT ENTITLED, An Act to clarify authority for the Cosmetology Commission
34 to credit work experience for educational hours for certain out-of-state licensure applicants, and to
35 require the commission to promulgate rules therefor.
- 36 **HB 1238:** FOR AN ACT ENTITLED, An Act to protect financial institutions taking action to
37 prevent the financial exploitation of consenting, senior, or vulnerable adults.
- 38 **HB 1244:** FOR AN ACT ENTITLED, An Act to repeal the special donations fund and make an
39 appropriation to the Department of Education for the provision of a grant to support the Jobs for
40 America's Graduates-South Dakota program.

1 **HB 1250:** FOR AN ACT ENTITLED, An Act to revise the types of community-based providers
2 for purposes of state funded services.

3 **HB 1262:** FOR AN ACT ENTITLED, An Act to make an appropriation for a non-residential,
4 school-based, therapeutic services facility in Brown County and to declare an emergency.

5 **HB 1263:** FOR AN ACT ENTITLED, An Act to eliminate an exclusion from the definition of an
6 agricultural equipment dealer.

7 **HB 1292:** FOR AN ACT ENTITLED, An Act to limit the ability of a health carrier to recoup,
8 recover, or retroactively deny previously paid claims.

9 **HB 1311:** FOR AN ACT ENTITLED, An Act to require the reporting of funding given by certain
10 persons and governments to institutions under the control of the Board of Regents and the South
11 Dakota Board of Technical Education.

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

13 Sen. Reed moved that the Senate do now adjourn, which motion prevailed and at 5:46 p.m.
14 the Senate adjourned.

15

Peggy Laurenz, Secretary

