

Minutes: House State Affairs

Wednesday, February 25, 2026 7:30 AM

Roll Call

Present: Rep. Bahmuller, Rep. Emery, Rep. Gosch, Rep. Hansen, Rep. Healy, Rep. Heinemann, Rep. Jamison, Rep. Lems, Rep. Reisch, Rep. May, Rep. Schaeffbauer, Rep. Overweg, and Rep. Odenbach

**The meeting was called to order by Representative Odenbach**

**MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 23<sup>RD</sup>**

Moved by: Overweg  
Second by: Hansen  
Action: Prevailed by voice vote

**SB 32 : amend and repeal provisions pertaining to the ballot requirements for certain elections and to declare an emergency.**

Presented by: Tom Deadrick, SOS

**MOTION: DO PASS SB 32**

Moved by: Overweg  
Second by: Jamison  
Action: Prevailed by Majority Members Elect (11-0-2-0)

Voting Yes: Bahmuller, Gosch, Hansen, Heinemann, Jamison, Lems, Reisch, May, Schaeffbauer, Overweg, and Odenbach

Excused: Emery and Healy

**SB 34 : amend provisions pertaining to conducting a municipal or school district election and to declare an emergency.**

Presented by: Tom Deadrick, SOS  
Proponents: Sara Rankin, South Dakota Municipal League

**MOTION: DO PASS SB 34**

Moved by: Heinemann  
Second by: Jamison  
Action: Failed by Majority Members Elect (5-8-0-0)

Voting Yes: Bahmuller, Heinemann, Jamison, Reisch, and May

Voting No: Emery, Gosch, Hansen, Healy, Lems, Schaeffbauer, Overweg, and Odenbach

**MOTION: DEFER SB 34 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Gosch  
Second by: Overweg  
Action: Prevailed by Majority Members Elect (8-5-0-0)

Voting Yes: Emery, Gosch, Hansen, Healy, Lems, Schaeffbauer, Overweg, and Odenbach

Voting No: Bahmuller, Heinemann, Jamison, Reisch, and May

**SB 93 : prohibit certain state officers or employees from being employed by an organization that was the recipient of a contract awarded on behalf of a state agency for a period of time.**

Presented by: Senator Tim Reed

**MOTION: AMEND SB 93**

93B

On the Senate Engrossed bill, delete the previously adopted amendment (93A).

Moved by: Hansen

Second by: Lems

Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Bahmuller, Gosch, Hansen, Heinemann, Lems, May, Schaeffbauer, and Odenbach

Voting No: Emery, Healy, Jamison, and Reisch

Excused: Overweg

**MOTION: DO PASS SB 93 AS AMENDED**

Moved by: Gosch

Second by: Lems

Action: Prevailed by Majority Members Elect (11-1-1-0)

Voting Yes: Bahmuller, Gosch, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, May, Schaeffbauer, and Odenbach

Voting No: Emery

Excused: Overweg

**SB 101 : amend provisions pertaining to the duties of presidential electors.**

Presented by: Senator Amber Hulse (Handout(s) #1)

Proponents: Katie Hruska, Governor's Office  
Brett Koenecke, Self  
Representative Rebecca Reimer  
David Weinberg, Protect Democracy United  
Kari Bearman, Uniform Law Commission

**MOTION: DO PASS SB 101**

Moved by: Jamison

Second by: Bahmuller  
 Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Bahmuller, Emery, Gosch, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, May, Schaeffbauer, and Odenbach

Excused: Overweg

**SB 190 : provide for the rights of a parent.**

Presented by: Representative Heather Baxter

Senator Tamara Grove (Handout(s) #2,3)

Proponents: Norman Woods, South Dakota Family Voice Action

Matt Sharp, ADF Action

Michael Boyle, Self

Lisa Gennaro, Concerned Women for America

Michael G. Pauley, South Dakota Catholic Conference

Opponents: Tiffany Wolfgang, DSS

Eric Erickson, South Dakota State's Attorneys Association

Heath Larson, Associated School Boards of South Dakota

Grant M. Flynn, South Dakota Attorney General's Office

Melissa McCauley, South Dakota Network Against Family Violence

Justin Bell, South Dakota State Medical Association

Jacob Parsons, South Dakota Association of Healthcare Organizations

Anna Whetham, Monument Health

Ellie J. Bailey, South Dakota Advocacy Network for Women

Ryan Rolfs, South Dakota Education Association

Derek J. Hills, Sioux Falls School District

Dianna Miller, Large School Group

Rob L Monson, School Administrators of South Dakota

Ashley Seeklander, Self

**MOTION: AMEND SB 190**

190G

On page 1, line 1, of the Senate Engrossed bill, delete "provide for " and insert "codify "

On page 1, line 5, of the Senate Engrossed bill, after "the" insert " fundamental"

On page 1, line 7, of the Senate Engrossed bill, after "interest" insert " as applied to the parent and the parent's minor child"

On page 1, line 10, of the Senate Engrossed bill, delete "A parent has the right to" and insert " The right of a parent with regard to the parent's minor child include the right to"

On page 1, line 18, of the Senate Engrossed bill, after "school" insert ", as provided in section 7 of this Act"

On page 2, line 22, of the Senate Engrossed bill, delete "No " and insert "Except for a law enforcement officer in the conduct of a criminal investigation or as otherwise provided by law, an "

On page 2, line 22, of the Senate Engrossed bill, delete ", except for a law enforcement officer in the conduct of a criminal investigation, may encourage" and insert " may not:

(1) Encourage"

On page 2, line 24, of the Senate Engrossed bill, delete ". Except as otherwise provided by law, no employee of this state may withhold" and insert "; or

(2) Withhold"

On page 3, line 7, of the Senate Engrossed bill, delete " blanket" and insert " written, informed"

On page 4, line 8, of the Senate Engrossed bill, delete " gender" and insert " an understanding of an individual's"

On page 4, line 22, of the Senate Engrossed bill, delete "A " and insert "Except as provided in § 26-8A-13, a "

On page 4, line 27, of the Senate Engrossed bill, delete "An " and insert "Except as provided in § 26-8A-13, an "

Moved by: Hansen  
Second by: Lems  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 190 AS AMENDED**

Moved by: Schaeffbauer  
Second by: Gosch  
Action: Was not acted on.

**MOTION: SUBSTITUTE MOTION: DEFER SB 190 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Reisch  
Second by: Emery  
Action: Failed by Majority Members Elect (5-8-0-0)

Voting Yes: Bahmuller, Emery, Healy, Jamison, and Reisch

Voting No: Gosch, Hansen, Heinemann, Lems, May, Schaeffbauer, Overweg, and Odenbach

**Revert to previous motion**

**MOTION: DO PASS SB 190 AS AMENDED**

Moved by: Schaeffbauer  
Second by: Gosch  
Action: Prevailed by Majority Members Elect (8-5-0-0)

Voting Yes: Gosch, Hansen, Heinemann, Lems, May, Schaeffbauer, Overweg, and Odenbach

Voting No: Bahmuller, Emery, Healy, Jamison, and Reisch

**SB 197 : modify the administration of the South Dakota-Ireland trade fund.**

Presented by: Senator Chris Karr  
Aindrias Moynihan, Deputy  
Proponents: Representative Steve Duffy  
Timothy Schoonhoven, Department of Agriculture and Natural Resources

**MOTION: DO PASS SB 197**

Moved by: Overweg  
Second by: Gosch  
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Bahmuller, Emery, Gosch, Hansen, Healy, Heinemann, Jamison, Lems,  
Reisch, May, Schaeffbauer, Overweg, and Odenbach

**HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 197 AS UNCONTESTED  
AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.**

**MOTION: ADJOURN**

Moved by: Overweg  
Second by: Hansen  
Action: Prevailed by voice vote

Pam Kean, Committee Secretary

\_\_\_\_\_  
/s/ SCOTT ODENBACH  
Scott Odenbach, Chair