

Minutes: Senate Judiciary

Thursday, February 26, 2026 8:15 AM

Roll Call

Present: Sen. Blanc, Sen. Duhamel, Sen. Grove, Sen. Mehlhaff, Sen. Pischke, and Sen. Hulse

Excused: Sen. Kolbeck (Steve)

The meeting was called to order by Senator Hulse

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 24TH

Moved by: Grove

Second by: Blanc

Action: Prevailed by voice vote

HB 1164 : establish the crime of fraudulent assisted reproduction and provide a penalty and civil liability therefor.

Presented by: Representative Terri Jorgenson

Proponents: Josh Wood, Them Before Us

MOTION: DO PASS HB 1164

Moved by: Grove

Second by: Mehlhaff

Action: Prevailed by Majority Members Elect (5-0-2-0)

Voting Yes: Blanc, Duhamel, Grove, Mehlhaff, and Hulse

Excused: Pischke and Kolbeck (Steve)

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1164 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1234 : revise provisions related to serving a subpoena in a contested case.

Presented by: Representative Matt Roby

Proponents: Steve Siegel, South Dakota Trial Lawyers Association

MOTION: DO PASS HB 1234

Moved by: Duhamel

Second by: Mehlhaff

Action: Prevailed by Majority Members Elect (5-0-2-0)

Voting Yes: Blanc, Duhamel, Grove, Mehlhaff, and Hulse

Excused: Pischke and Kolbeck (Steve)

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1234 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1066 : revise a provision related to theft by a contractor, subcontractor, or supplier.

Presented by: Representative Mary Fitzgerald

Proponents: Larisa Mangione, Self
 Grant M. Flynn, South Dakota Attorney General's Office
 Eric Erickson, South Dakota State's Attorneys Association
 Representative Tim Walberg
 Daniel Nelson, Self

MOTION: DO PASS HB 1066

Moved by: Duhamel

Second by: Grove

Action: Prevailed by Majority Members Elect (4-0-3-0)

Voting Yes: Blanc, Duhamel, Grove, and Mehlhaff

Excused: Pischke, Hulse, and Kolbeck (Steve)

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1066 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1179 : increase the reimbursement fee for preparation of a garnishment disclosure.

Presented by: Representative Will Mortenson

Proponents: Justin G. Smith, AAA Collections

MOTION: AMEND HB 1179

1179A

On page 1, line 1, of the Introduced bill, delete "increase" and insert " modify provisions related to"

On page 1, line 5, of the Introduced bill, after "served," insert " upon receipt by the plaintiff of the garnishee's garnishment disclosure of liability provided for in § 21-18-27,"

On page 1, line 6, of the Introduced bill, delete " fifty" and insert " forty"

Moved by: Duhamel

Second by: Blanc

Action: Prevailed by voice vote

MOTION: DO PASS HB 1179 AS AMENDED

Moved by: Duhamel

Second by: Hulse

Action: Prevailed by Majority Members Elect (4-0-3-0)

Voting Yes: Blanc, Duhamel, Grove, and Hulse

Excused: Mehlhaff, Pischke, and Kolbeck (Steve)

HB 1126 : revise a provision related to driving under the influence.

Presented by: Representative Tim Walberg (Handout(s) HO#1)

Proponents: Daniel Nelson, Self
Eric Erickson, South Dakota State's Attorneys Association
Grant M. Flynn, South Dakota Attorney General's Office
Jenna R. Severyn, South Dakota Police Chiefs Association

MOTION: DO PASS HB 1126

Moved by: Blanc

Second by: Duhamel

Action: Prevailed by Majority Members Elect (4-0-3-0)

Voting Yes: Blanc, Duhamel, Grove, and Hulse

Excused: Mehlhaff, Pischke, and Kolbeck (Steve)

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1126 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

MOTION: ADJOURN

Moved by: Duhamel

Second by: Blanc

Action: Prevailed by voice vote

Doug Mortenson, Committee Secretary

/s/ AMBER HULSE
Amber Hulse, Vice-Chair