



SOUTH DAKOTA HOUSE OF REPRESENTATIVES  
EIGHTY-FOURTH SESSION

|                     |                      |              |
|---------------------|----------------------|--------------|
| Val Rausch          | Timothy A. Rave      | Karen Gerdes |
| Speaker Pro tempore | SPEAKER OF THE HOUSE | Chief Clerk  |

Calendar  
Thursday, March 5, 2009  
33<sup>rd</sup> Legislative Day

HOUSE OF REPRESENTATIVES CONVENES AT 2:00 PM

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Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

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MOTIONS AND RESOLUTIONS

\*Refer to Daily Reader for engrossed (amended bills)

**House Page Resolution 4**

[HB 1112](#)\* (Consideration of Senate amendment; SJ 550) establish certain restrictions and requirements related to encumbrances on wind easements.

CONSIDERATION OF REPORTS OF CONFERENCE COMMITTEES

[HB 1086](#) (HJ 619) provide for and to require the attachment of an affidavit in certain garnishment proceedings.

CONSIDERATION OF REPORTS OF COMMITTEES

Amended HJ 32<sup>nd</sup> LD: SB 165, 90, 159 (Consent Calendar), 202 (Consent Calendar), 36, 37

SECOND READING OF CONSENT CALENDAR ITEMS

\* Amended

[SB 55](#)\* revise the requirements regarding the licensing and regulation of grain buyers.  
[SB 57](#) allow the use of energy efficiency and conservation to count toward the state's renewable and recycled energy objective.  
[SB 58](#) require notification regarding the construction of certain wind energy projects.  
[SB 59](#) revise certain provisions regarding the amount of the filing fee for the siting of energy facilities.

- [SB 60](#) authorize the Public Utilities Commission to implement and comply with certain federal energy acts.
- [SB 62](#) repeal certain provisions regarding the delegation of powers by the Public Utilities Commission.
- [SB 132\\*](#) ~~exempt certain school districts from the requirement to reorganize due to low enrollment.~~  
Allow resident students that attend school out of state to be counted in the resident school district's average daily membership for the purpose of distributing school and public lands funds.
- [SB 100\\*](#) ~~revise the method of taxation of certain tobacco products.~~  
Revise the method of sale of certain tobacco products.
- [SB 99](#) authorize Supreme Court rules related to the collection of fees, costs, and civil penalties.
- [SB 173](#) revise the elements of the crimes of vehicular homicide and vehicular battery.

## SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS

\* Refer to Daily Reader for engrossed (amended) bill

- [SB 88](#) (Deferred from 32<sup>nd</sup> LD) rescind the repeal on funding for sparse school districts that will take effect on June 30, 2009.
- [SB 115\\*](#) revise certain provisions related to the initiation of modifications to county comprehensive plans.
- [SB 136](#) (Deferred from 32<sup>nd</sup> LD) repeal the provision that requires cooperatives to set aside a portion of the net proceeds as an education fund.
- [SJR 3\\*](#) (Deferred from 32<sup>nd</sup> LD) Proposing and submitting to the electors at the next general election an amendment to Article III, section 6 of the Constitution of the State of South Dakota, relating to four-year legislative terms and term limits.
- [SB 106\\*](#) (Deferred from 32<sup>nd</sup> LD) ~~revise the index factor in the state aid to general education formula, to set a maximum per student allocation for school districts with an excess general fund balance, and to require the Legislature to estimate general fund revenues for the current fiscal year and the next fiscal year.~~  
Enhance education in South Dakota.
- [SB 126\\*](#) (Deferred from 32<sup>nd</sup> LD) revise certain provisions regarding school attendance.
- [SB 96\\*](#) (Deferred from 32<sup>nd</sup> LD) revise certain provisions concerning the indemnification of employees, officers, and agents of rural electric cooperatives.
- [SB 127\\*](#) (Deferred from 32<sup>nd</sup> LD) revise certain provisions relating to trust administration.
- [SB 53](#) (Deferred from 32<sup>nd</sup> LD) modify the type of financial documents required for a grain buyer's license and to declare an emergency.
- [SB 21\\*](#) (Deferred from 32<sup>nd</sup> LD) impose a fuel excise tax on ethyl alcohol and methyl alcohol used in motor vehicles on the public roads and highways, to repeal the fuel excise tax on ethanol blends and E85 and M85, and to revise certain provisions regarding the fuel excise tax.
- [SB 155](#) (Deferred from 32<sup>nd</sup> LD) provide for the revision of certain offensive geographic place names.
- [SB 158\\*](#) (Deferred from 32<sup>nd</sup> LD) provide for the recall of certain officials in third class municipalities.

- [SB 129\\*](#) (Deferred from 32<sup>nd</sup> LD) revise certain conditions that must be met before an extension of State Highway 53 in Tripp County is added to the state trunk highway system.
- [SB 80\\*](#) revise the property tax levies for the general fund of a school district.
- [SB 140\\*](#) allow school districts to enter into contractual agreements to provide for the whole-grade sharing of students.
- [SB 185\\*](#) revise the graduation requirements for students entering ninth grade in 2010 and thereafter by eliminating the option of the basic high school program.
- [SB 190](#) revise certain allocations for disabilities in the state aid for special education formula.
- [SB 77\\*](#) repeal the maximum number of off-sale alcoholic beverage licenses that may be issued to any person, corporation, or business entity and to establish requirements for physical barriers for certain off-sale alcoholic beverage establishments.
- [SB 164](#) revise the General Appropriations Act for fiscal year 2009 to fund the South Dakota Opportunity Scholarship.
- [SB 107](#) revise certain provisions regarding the posting of the penalty for the illegal use of a designated parking space for a person with a physical disability.

#### LEGISLATIVE COMMEMORATIONS

- [HC 1020](#) (HJ 645) Honoring Elizabeth Volzke as a Prudential Spirit of Community Award recipient.
- [HC 1021](#) (HJ 646) Honoring the 2008 South Dakota State B Boys' Basketball Championship Team from White River, South Dakota.
- [SC 14](#) (SJ 598) Honoring the life of Charles E. Hunt, of Rapid City, South Dakota.