

Committee: Senate State Affairs

Monday, February 08, 2021 10:00 AM

Roll Call

Present: Sen. Schoenbeck, Sen. Duhamel, Sen. Crabtree, Sen. Bolin, Sen. Schoenfish, Sen. Rohl, Sen. Heinert, Sen. Diedrich, and Sen. Cammack

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Senator Cammack**

**MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 05<sup>TH</sup>**

Moved by: Crabtree  
Second by: Duhamel  
Action: Prevailed by voice vote

**NOTE:** Chairman Cammack stated SB 123 would be moved to Wednesday, February 10, 2021 at the request of the sponsor.

**SB 171 : provide needs-based scholarship funding for South Dakota students, make an appropriation therefor, and declare an emergency.**

Presented by: Senator Lee Schoenbeck

**MOTION: AMEND SB 171**

171C

- On page 1, line 1, of the Introduced bill, delete " needs-based scholarship funding for South Dakota students" and insert " for the South Dakota Freedom Scholarship"
  - On page 1, line 4, of the Introduced bill, delete "\$1,000,000 " and insert "\$50,000,000 "
  - On page 1, line 7, of the Introduced bill, delete "Needs-Based " and insert "Freedom "
  - On page 1, line 14, of the Introduced bill, delete "needs-based scholarship " and insert "Freedom Scholarship "
  - On page 2, line 21, of the Introduced bill, delete "needs-based scholarship " and insert "Freedom Scholarship "
  - On page 2, line 22, of the Introduced bill, delete "needs-based scholarship " and insert "Freedom Scholarship "
  - On page 2, line 26, of the Introduced bill, delete "needs-based scholarship " and insert "Freedom Scholarship "
  - On page 2, line 27, of the Introduced bill, after "students" delete " and for the administration of the program"
  - On page 3, line 1, of the Introduced bill, delete "needs-based scholarship board " and insert "Freedom Scholarship Board "
  - On page 2, line 32, of the Introduced bill, delete "Needs-Based " and insert "Freedom "
  - On page 3, line 10, of the Introduced bill, delete " needs-based scholarship" and insert " Freedom Scholarship"
  - On page 3, line 16, of the Introduced bill, after "service" insert " or graduate education"
  - On page 3, line 22, of the Introduced bill, delete "Needs-Based " and insert "Freedom "
  - On page 3, line 29, of the Introduced bill, after "a " insert "primary "
  - On page 3, line 31, of the Introduced bill, after "the " delete "needs-based "
  - On page 4, line 6, of the Introduced bill, delete "Needs-Based " and insert "Freedom "
- Moved by: Duhamel  
Second by: Crabtree

Action: Prevailed by voice vote

**SB 171 : provide needs-based scholarship funding for South Dakota students, make an appropriation therefor, and declare an emergency.**

Presented by: Senator Lee Schoenbeck

Proponents: Kent Petersen, self, Salem  
Barry Dunn, President, South Dakota State University  
Jose Marie Griffiths, President, Dakota State University  
Hattie J Seten, South Dakota State University Students' Association, Brookings  
Reis R Bruley, South Dakota State University Students' Association, Brookings  
Mark Long, President, Mount Marty University  
Tony Venhuizen, Governor's Office  
Debra Owen, Greater Sioux Falls Chamber of Commerce, Sioux Falls  
Matt Krogman, Brookings Area Chamber of Commerce, Brookings  
Rob Monson, School Administrators of South Dakota  
Wade Pogany, Associated School Boards of South Dakota, PIERRE

**MOTION: AMEND THE PENDING AMENDMENT**

171D

On the previously adopted amendment (171C), On page 4, line 3, after "public" insert ", tribal,"

Moved by: Heinert  
Second by: Rohl  
Action: Prevailed by voice vote

**MOTION: REFER SB 171 TO JOINT COMMITTEE ON APPROPRIATIONS DO PASS**

Moved by: Heinert  
Second by: Crabtree  
Action: Prevailed by roll call vote (9-0-0-0)

Voting Yes: Schoenbeck, Duhamel, Crabtree, Bolin, Schoenfish, Rohl, Heinert, Diedrich, and Cammack

**NOTE:** Chairman Cammack stated testimony by anyone present would be accepted for SB 123, since it was moved by the sponsor to Wednesday, February 10, 2021. There were no requests to be heard.

**SJR 501 : Rescinding a House Joint Resolution calling for a constitutional convention for the sole purpose of changing the Constitution of the United States.**

Presented by: Senator David Johnson (Handout(s) 1)  
Proponents: Linda Schauer, Concerned Women for America, Alexandria  
Michael Boyle, self, Parkston  
Leah Southwell, self  
Robert Brown, self, Utah  
Eldon Stahl, self  
Opponents: Senator Jim Stalzer, Sioux Falls  
David Schneider, Convention of States Action, San Diego

Russell Sepparan, self, Hayti  
Mark Guyer, self  
Ken Ivory, self  
Kevin Lundberg, self Colorado

**MOTION: DO PASS SJR 501**

Moved by: Schoenbeck  
Second by: Heinert  
Action: Failed by roll call vote (4-5-0-0)

Voting Yes: Schoenbeck, Duhamel, Heinert, and Diedrich

Voting No: Crabtree, Bolin, Schoenfish, Rohl, and Cammack

**MOTION: DEFER SJR 501 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Schoenfish  
Second by: Bolin  
Action: Failed by roll call vote (4-5-0-0)

Voting Yes: Crabtree, Bolin, Schoenfish, and Cammack

Voting No: Schoenbeck, Duhamel, Rohl, Heinert, and Diedrich

**MOTION: WITHOUT RECOMMENDATION SJR 501**

Moved by: Schoenbeck  
Second by: Rohl  
Action: Prevailed by roll call vote (7-2-0-0)

Voting Yes: Schoenbeck, Duhamel, Crabtree, Schoenfish, Rohl, Diedrich, and Cammack

Voting No: Bolin and Heinert

**SB 122 : provide procedures to enforce the United States Constitution.**

Presented by: David Johnson, Senator

**MOTION: AMEND SB 122**

122A

On page 2, line 16, of the Introduced bill, after "chair" insert ", or at the petition of a majority of the members-elect of the committee"

On page 4, line 17, of the Introduced bill, after "may " delete "not "

On page 5, line 7, of the Introduced bill, delete "Any court in this state has " and insert "The courts of this state have "

On page 5, line 19, of the Introduced bill, delete "§ 2-18-7" and insert " §§ 2-18-8"

Moved by: Schoenbeck  
Second by: Bolin  
Action: Prevailed by voice vote

**SB 122 : provide procedures to enforce the United States Constitution.**

Presented by: David Johnson, Senator

Proponents: Linda Schauer, Concerned Women for America, Alexandria

Scott Grandville, self, Pierre

Michael Boyle, self, Parkston

Leah Southwell, self

Eldon Stahl, self

Robert Brown, self, Utah

Opponents: David Schneider, Convention of States Action, San Diego

**MOTION: DEFER SB 122 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Bolin

Second by: Rohl

Action: Prevailed by roll call vote (7-1-1-0)

Voting Yes: Duhamel, Crabtree, Bolin, Schoenfish, Rohl, Heinert, and Cammack

Voting No: Diedrich

Excused: Schoenbeck

**MOTION: ADJOURN**

Moved by: Crabtree

Second by: Heinert

Action: Prevailed by voice vote

Lorna Shell, Committee Secretary

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/s/ GARY L. CAMMACK  
Gary L. Cammack, Chair