

Committee: House Commerce and Energy

Wednesday, February 10, 2021 10:00 AM

Roll Call

Present: Rep. Anderson, Rep. Bartels, Rep. Bordeaux, Rep. Perry, Rep. Schneider, Rep. Vasgaard, Rep. Weis, Rep. Weisgram, Rep. Willadsen, Rep. Beal, and Rep. Milstead

Excused: Rep. Ladner and Rep. Reed

OTHERS PRESENT: See Original Minutes

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

**MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 08<sup>TH</sup>**

Moved by: Perry

Second by: Weisgram

Action: Prevailed by roll call vote (11-0-2-0)

Voting Yes: Anderson, Bartels, Bordeaux, Perry, Schneider, Vasgaard, Weis, Weisgram, Willadsen, Beal, and Milstead

Excused: Ladner and Reed

**THE CHAIR DEFERRED HB 1141 UNTIL WEDNESDAY, FEBRUARY 17<sup>TH</sup> 2021**

Moved by: Beal

Second by: Schneider

Action: Prevailed by voice vote

**HB 1088 : revise certain provisions regarding disclosures for newly constructed properties.**

Presented by: Representative Taffy Howard

Proponents: John Trudo, self, Black Hawk, South Dakota  
Kara Taylor, Self, Black Hawk, South Dakota  
Amanda Little , self, Black Hawk, South Dakota  
Melissa Crouch, self, Black Hawk, South Dakota  
Patrick Ealy, self, Box Elder, South Dakota  
Marie Keller, self, Black Hawk, South Dakota

Opponents: Tim Dougherty, South Dakota Home Builders Association, Pierre  
Matt Krogman, South Dakota Association of Realtors, Pierre, South Dakota

**MOTION: DEFER HB 1088 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Willadsen

Second by: Bartels

Action: Failed by roll call vote (5-6-2-0)

Voting Yes: Anderson, Bartels, Weisgram, Willadsen, and Beal

Voting No: Bordeaux, Perry, Schneider, Vasgaard, Weis, and Milstead

Excused: Ladner and Reed

**MOTION: DO PASS HB 1088**

Moved by: Bordeaux  
Second by: Perry  
Action: Was not acted on.

**MOTION: SUBSTITUTE MOTION: DEFER HB 1088 UNTIL WEDNESDAY, FEBRUARY 17<sup>TH</sup>, 2021**

Moved by: Weis  
Second by: Anderson  
Action: Prevailed by voice vote

**HB 1234 : make certain revisions to the seller's property condition disclosure statement.**

Presented by: Representative Roger Chase  
Proponents: Matt Krogman, South Dakota Association of Realtors, Pierre, South Dakota

**MOTION: DO PASS HB 1234**

Moved by: Schneider  
Second by: Perry  
Action: Prevailed by roll call vote (11-0-2-0)

Voting Yes: Anderson, Bartels, Bordeaux, Perry, Schneider, Vasgaard, Weis, Weisgram, Willadsen, Beal, and Milstead

Excused: Ladner and Reed

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

**HB 1123 : permit in-state alcohol manufacturers to deliver alcoholic beverages to state customers under certain conditions and to declare an emergency.**

Presented by: Representative Ryan Cwach  
Proponents: Scott Heckel, self, Brandon Ben Hanten, self, Yankton  
Opponents: Robert C. Riter, South Dakota Beer Distributors Association, Pierre  
Matt Krogman, SD Licensed Beverage Dealer & Gaming Assoc., Rapid City  
Jeremiah M. Murphy, Republic National Distributing Company-SD, Sioux Falls  
Jason Evans, Department of Revenue

**MOTION: DO PASS HB 1123**

Moved by: Bordeaux  
Action: Died for lack of a second

**MOTION: DEFER HB 1123 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Willadsen  
Second by: Bartels  
Action: Prevailed by roll call vote (10-1-2-0)

Voting Yes: Anderson, Bartels, Perry, Schneider, Vasgaard, Weis, Weisgram, Willadsen, Beal, and Milstead

Voting No: Bordeaux

Excused: Ladner and Reed

**HB 1107 : direct the Department of Labor and Regulation to compile statistics related to poverty and workforce development on tribal lands.**

Presented by: Representative Shawn Bordeaux  
Opponents: Dawn Dovre, Department of Labor and Regulation

**MOTION: DEFER HB 1107 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Anderson  
Second by: Bartels  
Action: Prevailed by roll call vote (10-0-3-0)

Voting Yes: Anderson, Bartels, Bordeaux, Perry, Schneider, Weis, Weisgram, Willadsen, Beal, and Milstead

Excused: Ladner, Reed, and Vasgaard

**HB 1262 : regulate certain substances.**

Presented by: Representative Carl Perry  
Opponents: Mac Haddow, American Kratom Association, Haymarket, VA

**MOTION: DO PASS HB 1262 AS AMENDED**

Moved by: Weis  
Second by: Beal  
Action: Prevailed by roll call vote (9-0-4-0)

Voting Yes: Anderson, Bartels, Bordeaux, Perry, Weis, Weisgram, Willadsen, Beal, and Milstead

Excused: Ladner, Reed, Schneider, and Vasgaard

**MOTION: ADJOURN**

Moved by: Beal  
Second by: Weis  
Action: Prevailed by voice vote

Jean Denton, Committee Secretary

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/s/ RHONDA MILSTEAD  
Rhonda Milstead, Chair