

Committee: House Judiciary

Wednesday, February 10, 2021 10:00 AM

Roll Call

Present: Rep. Barthel, Rep. Odenbach, Rep. Sue Peterson, Rep. Pischke, Rep. Pourier, Rep. Rehfeldt, Rep. Reimer, Rep. Soye, Rep. St. John, Rep. Stevens, and Rep. Hansen
Present (Remote): Rep. Aylward
Excused: Rep. Cwach

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Hansen

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 08TH

Moved by: Barthel
Second by: Pischke
Action: Prevailed by voice vote

THE CHAIR DEFERRED HB 1086

HB 1191 : allow an expedited process for local intergovernmental legal disputes.

Presented by: Representative Scott Odenbach
Proponents: Russell Crago, self, New Market, AL
Greg Sattizahn, State Court Administrator United Judicial System

MOTION: DO PASS HB 1191

Moved by: Stevens
Second by: Soye
Action: Prevailed by Majority Members Elect (11-0-2-0)

Voting Yes: Aylward, Barthel, Odenbach, Pischke, Pourier, Rehfeldt, Reimer, Soye, St. John, Stevens, and Hansen

Excused: Cwach and Sue Peterson

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1191 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1184 : revise provisions on aiding, abetting, or advising.

Presented by: Representative Tom Pischke
Proponents: Anne Rice, self, Dell Rapids, South Dakota (Handout(s) 1)
Justin Bell, South Dakota Association of Criminal Defense Lawyers, Pierre, South Dakota (Handout(s) 2)
Steve Seigel, Lobbyist, South Dakota Trial Lawyers, Pierre, South Dakota
Julia Rice, self, Dell Rapids, South Dakota
Opponents: Randy Sample, self, Sioux Falls, South Dakota
Jason Ravnsborg, Attorney General of South Dakota

Aaron Scheibe, Lobbyist, States Attorney Association, Pierre, South Dakota

MOTION: DEFER HB 1184 TO THE 41ST LEGISLATIVE DAY

Moved by: Barthel
Second by: Pourier
Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Aylward, Barthel, Odenbach, Sue Peterson, Pourier, Rehfeldt, Reimer, Soye, Stevens, and Hansen

Voting No: Pischke and St. John

Excused: Cwach

HB 1185 : reduce the penalty for manslaughter.

Presented by: Representative Tom Pischke
Proponents: Justin Bell, South Dakota Association of Criminal Defense Lawyers, Pierre, South Dakota (Handout(s) #1)
Anne Rice, self, Dell Rapids, South Dakota
Alyson Lynch, self, Chamberlain, South Dakota
Opponents: Randy Sample, self, Sioux Falls, South Dakota
Jason Ravensborg, Attorney General of South Dakota
Aaron Scheibe, Lobbyist, States Attorney Association, Pierre, South Dakota

MOTION: DEFER HB 1185 TO THE 41ST LEGISLATIVE DAY

Moved by: Barthel
Second by: Reimer
Action: Prevailed by Majority Members Elect (9-3-1-0)

Voting Yes: Barthel, Odenbach, Sue Peterson, Pourier, Rehfeldt, Reimer, Soye, Stevens, and Hansen

Voting No: Aylward, Pischke, and St. John

Excused: Cwach

HB 1132 : add dental hygienists to the list of mandatory reporters of child abuse or neglect.

Presented by: Representative Erin Healy (Handout(s) 3)
Proponents: Carrie Sanderson, Director, Center of the Prevention of Child Maltreatment, Sioux Falls, South Dakota

MOTION: DO PASS HB 1132

Moved by: Rehfeldt
Second by: Pourier
Action: Prevailed by Majority Members Elect (10-0-3-0)

Voting Yes: Aylward, Barthel, Sue Peterson, Pischke, Pourier, Rehfeldt, Reimer, St. John, Stevens, and Hansen

Excused: Cwach, Odenbach, and Soye

MOTION: ADJOURN

Moved by: Pischke

Second by: Rehfeldt

Action: Prevailed by voice vote

Nancy Bugay, Committee Secretary

/s/ JON HANSEN
Jon Hansen, Chair