

Committee: House Transportation

Thursday, February 18, 2021 10:00 AM

Roll Call

Present: Rep. Bordeaux, Rep. Chase, Rep. Derby, Rep. Koth, Rep. Milstead, Rep. Ernie Otten, Rep. Overweg, Rep. Randolph, Rep. Willadsen, Rep. Wink, Rep. Blare, and Rep. Finck

Present (Remote): Rep. Tidemann

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Finck

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 16TH

Moved by: Randolph

Second by: Blare

Action: Prevailed by roll call vote (12-0-1-0)

Voting Yes: Bordeaux, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Tidemann, Willadsen, Wink, Blare, and Finck

Excused: Chase

HB 1253 : make an appropriation for developing the Mickelson Trail and to declare an emergency.

Presented by: Representative Mike Derby (Handout(s) HB1253-Rep. Derby A HB1253- Rep Derby B)

Proponents: Diana Saathoff, Self, Rapid City
Patrick Wyss, Self, Rapid City
Gwyn Wathen, Self, Rapid City
Senator Helene Duhamel
Brian Rupert, Self, Hill City (Handout(s) HB1253-Brian Rupert)
Eric Lind, Self, Hill City
Representative Becky Drury
Pat Federal, Self, Hill City
Representative Tim Goodwin
Anna Hays, Elevate Rapid City, Rapid City
Frank Fitzgibbons, Self, Sioux Falls
Senator Mike Diedrich

Opponents: Laura Williams, Bureau of Finance and Management
Paul Lepisto, South Dakota Division of the Izaak Walton League of America,
McCook Lake

MOTION: AMEND HB 1253

1253A

On page 1, line 6, of the Introduced bill, after "Memorial" insert ", subject to the completion and acceptance of an environmental impact statement"

Moved by: Milstead

Second by: Koth

Action: Prevailed by voice vote

MOTION: AMEND HB 1253

1253B

On page 1, line 4, of the Introduced bill, delete "\$15,000,000 " and insert "\$1 "

Moved by: Wink

Second by: Willadsen

Action: Prevailed by roll call vote (7-4-2-0)

Voting Yes: Bordeaux, Derby, Koth, Willadsen, Wink, Blare, and Finck

Voting No: Milstead, Ernie Otten, Overweg, and Randolph

Excused: Chase and Tidemann

MOTION: DEFER HB 1253 TO THE 41ST LEGISLATIVE DAY

Moved by: Ernie Otten

Second by: Milstead

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: REFER HB 1253 TO HOUSE COMMITTEE ON APPROPRIATIONS AS AMENDED DO PASS

Moved by: Willadsen

Second by: Wink

Action: Prevailed by roll call vote (7-5-1-0)

Voting Yes: Chase, Derby, Koth, Willadsen, Wink, Blare, and Finck

Voting No: Bordeaux, Milstead, Ernie Otten, Overweg, and Randolph

Excused: Tidemann

SB 59 : revise the allocation of fees collected by the obligation recovery center and to revise certain venue, jurisdiction, and collection efforts regarding the co-owners of titled motor vehicles, motorcycles, and boats.

Presented by: Scott Bollinger, Commissioner of Bureau of Administration, Pierre

Proponents: Rosa Yaeger, Director, Motor Vehicle Division

MOTION: DO PASS SB 59

Moved by: Chase

Second by: Wink

Action: Prevailed by roll call vote (12-0-1-0)

Voting Yes: Bordeaux, Chase, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Willadsen, Wink, Blare, and Finck

Excused: Tidemann

MOTION: To reconsider HB1192 which had been previously deferred to the 41st Day

Moved by: Overweg
 Second by: Ernie Otten
 Action: Prevailed by roll call vote (12-0-1-0)

Voting Yes: Bordeaux, Chase, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Willadsen, Wink, Blare, and Finck

Excused: Tidemann

MOTION: AMEND HB 1192

1192A

On page 1, line 1, of the Introduced bill, delete "require evidence of financial responsibility at the time of certain vehicle registrations" and insert " provide for the use of motorized foot scooters"

On the Introduced bill, delete everything after the enacting clause and insert:

"

Section 1. That § 32-26-21.1 be AMENDED.

32-26-21.1. Driving on sidewalk prohibited--Municipal restrictions on bicycle, motorized foot scooter, or electric personal assistive device operation--Violation as misdemeanor.

No person may drive any vehicle other than a bicycle, motorized foot scooter, or an electric personal assistive device upon a sidewalk or sidewalk area except upon a permanent or duly authorized temporary driveway. The local governing body of a municipality may restrict a bicycle, motorized foot scooter, or an electric personal assistive device from operating upon a sidewalk or sidewalk area. A violation of this section is a Class 2 misdemeanor.

Section 2. That a NEW SECTION be added:

32-26-21.4. Motorized foot scooter defined.

For the purposes of §§ 32-26-21.1 to 32-26-21.5, inclusive, the term, motorized foot scooter, means a wheeled conveyance, with handlebars, designed to be stood or sat upon by the operator, and powered by an electric motor that is capable of propelling the device with or without human propulsion, and that has no more than two twelve inch or smaller diameter wheels and has a motor that is capable of a maximum speed of fifteen miles per hour on a flat surface with not more than one percent grade in any direction when the motor is engaged. An electric bicycle is not a motorized foot scooter.

Section 3. That a NEW SECTION be added:

32-26-21.5. Motorized foot scooter exempt from certain vehicle requirements.

A motorized foot scooter is exempt from the provisions of chapters 32-3, 32-5, 32-5A, 32-5B, 32-6B, 32-15, 32-20, 32-37, and 37-5.

"

Moved by: Overweg
 Second by: Koth
 Action: Prevailed by roll call vote (12-0-1-0)

Voting Yes: Bordeaux, Chase, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Willadsen, Wink, Blare, and Finck

Excused: Tidemann

MOTION: DEFER HB 1192 UNTIL TUESDAY, FEBRUARY 23RD, 2021

Moved by: Overweg

Second by: Ernie Otten

Action: Prevailed by roll call vote (12-0-1-0)

Voting Yes: Bordeaux, Chase, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Willadsen, Wink, Blare, and Finck

Excused: Tidemann

MOTION: ADJOURN

Moved by: Blare

Second by: Wink

Action: Prevailed by Unanimous Consent (12-0-1-0)

Voting Yes: Bordeaux, Chase, Derby, Koth, Milstead, Ernie Otten, Overweg, Randolph, Willadsen, Wink, Blare, and Finck

Excused: Tidemann

Trista Olsen, Committee Secretary

/s/ CALEB FINCK
Caleb Finck, Chair