



2022 South Dakota Legislature

House Bill 1139

Introduced by: **Representative** Bordeaux

1 **An Act to create the Commission on Indian Affairs.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1. That a NEW SECTION be added to title 1:**

4 There is hereby created the Commission on Indian Affairs for the purposes of
 5 improving services to American Indians in this state and promoting communication and
 6 relations between the state and each of the nine federally recognized Indian tribes in the
 7 state. The commission may not abrogate or supersede the negotiations or relations of any
 8 Indian tribe, band, or group with any state, federal, local, or tribal government.

9 **Section 2. That a NEW SECTION be added to title 1:**

10 The Commission on Indian Affairs must be composed of ten members:

- 11 (1) The secretary of the Department of Tribal Relations;
 12 (2) A member of the Cheyenne River Sioux Tribe;
 13 (3) A member of the Crow Creek Sioux Tribe;
 14 (4) A member of the Flandreau Santee Sioux Tribe;
 15 (5) A member of the Lower Brule Sioux Tribe;
 16 (6) A member of the Oglala Sioux Tribe;
 17 (7) A member of the Rosebud Sioux Tribe;
 18 (8) A member of the Sisseton Wahpeton Oyate;
 19 (9) A member of the Standing Rock Sioux Tribe; and
 20 (10) A member of the Yankton Sioux Tribe.

21 Except for the secretary, each member under this section shall be selected by the
 22 tribal governing body of the member in accordance with the procedures of the tribe.

23 **Section 3. That a NEW SECTION be added to title 1:**

1 The commission may appoint one additional nonvoting member from outside a
2 reservation who is associated with an Indian Health Care Improvement Act Title V Urban
3 Indian Health program.

4 **Section 4. That a NEW SECTION be added to title 1:**

5 The commission shall elect a chair and a vice chair for a term of one year and shall
6 determine the duties of the officers. A majority of the members of the commission
7 constitutes a quorum for the transaction of business. No final decision may be made
8 without an affirmative vote of the majority of the members of the commission.

9 **Section 5. That a NEW SECTION be added to title 1:**

10 The Department of Tribal Relations must pay for the travel expenses of the
11 secretary. The tribal governing body of each member must pay for the travel expenses of
12 the governing body's member. The Indian Health Care Improvement Act Title V Urban
13 Indian Health program must pay for the travel expenses of the nonvoting member.

14 **Section 6. That a NEW SECTION be added to title 1:**

15 The commission shall meet on a quarterly basis each year.

16 **Section 7. That a NEW SECTION be added to title 1:**

17 The commission shall:

- 18 (1) Compile information relating to services available to American Indians, including
19 education and training programs, work programs, housing programs, health
20 programs, mental health programs, alcohol and drug services, and welfare
21 programs from local, state, and federal sources and through private agencies;
22 (2) Develop and sponsor programs in cooperation with American Indian groups and
23 organizations to inform American Indian of available services;
24 (3) Communicate the needs and priorities of American Indians to the public and private
25 agencies and encourage support for applicable programs;
26 (4) Assess programs of state agencies serving American Indians and make
27 recommendations for improvement; and
28 (5) Report annually to the Governor and the Legislature on all matters of concern to
29 American Indians of this state and recommend appropriate action.