

Committee: Senate Taxation

Wednesday, February 09, 2022 10:00 AM

Roll Call

Present: Sen. Castleberry, Sen. Klumb, Sen. Novstrup, Sen. Herman Otten,  
Sen. Stalzer, Sen. Symens, and Sen. Johns

OTHERS PRESENT: See Original Minutes

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

**MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 02<sup>ND</sup>**

Moved by: Klumb  
Second by: Stalzer  
Action: Prevailed by voice vote

**THE CHAIR DEFERRED SB 114, 206, AND 166 UNTIL AVAILABILITY OF FISCAL NOTE**

**SB 157 : exempt the sale of certain goods related to information technology from a gross receipts tax.**

Presented by: Senator David Wheeler, District 22  
Proponents: Kevin Kouba, Otter Tail Power Company, Milbank  
Steve Willard, South Dakota Electric Utility Companies, Pierre  
Chris Hill, South Dakota Municipal Electric Association, Fort Pierre  
Trevor Jones, South Dakota Rural Electric Association, Pierre  
Opponents: Alison Jares, Department of Revenue

**MOTION: AMEND SB 157**

157A

On page 1, line 22, of the Introduced bill, after "center" delete ", with an aggregate square-footage of sixteen thousand or more"  
On page 2, line 5, of the Introduced bill, after "personnel" delete ".  
In determining the total square footage of a qualified data center, the square footage of office space, meeting space, mechanical space, and other support facility spaces must be included if those spaces are used to support the operation of enterprise information technology equipment"  
On page 2, line 10, of the Introduced bill, after "refurbished," " delete "ten thousand square feet or more of "  
On page 3, line 14, of the Introduced bill, after "use." delete "Section 5. The provisions of this Act are repealed on June 30, 2028."

Moved by: Klumb  
Second by: Stalzer  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 157 AS AMENDED**

Moved by: Klumb  
Second by: Castleberry  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Castleberry, Klumb, Novstrup, Herman Otten, Stalzer, Symens, and Johns

**SB 165 : exempt gross receipts of amateur baseball coaches from certain gross receipts taxes.**

Presented by: Senator Joshua Klumb, District 20  
Proponents: Senator Brock Greenfield, District 2  
Opponents: Alison Jares, Department of Revenue

**MOTION: DO PASS SB 165**

Moved by: Stalzer  
Second by: Castleberry  
Action: Prevailed by Majority Members Elect (6-1-0-0)

Voting Yes: Castleberry, Klumb, Novstrup, Herman Otten, Stalzer, and Symens

Voting No: Johns

**MOTION: ADJOURN**

Moved by: Klumb  
Second by: Novstrup  
Action: Prevailed by voice vote

Peggy Laurenz, Committee Secretary

\_\_\_\_\_  
/s/ TIMOTHY R. JOHNS  
Timothy R. Johns, Chair