

Committee: House State Affairs

Monday, February 07, 2022 7:45 AM

Roll Call

Present: Rep. Anderson, Rep. Beal, Rep. Chaffee, Rep. Goodwin, Rep. Gosch, Rep. Hansen, Rep. Kevin Jensen, Rep. Lesmeister, Rep. Reimer, Rep. Jamie Smith, Rep. Wiese, Rep. Chris Johnson, and Rep. Kent Peterson

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Kent Peterson

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 04TH

Moved by: Gosch
Second by: Hansen
Action: Prevailed by voice vote

HB 1196 : designate the Dakota flute as the official indigenous musical instrument of South Dakota.

Presented by: Representative Tamara St. John, District 1 (Handout(s) #1)
Proponents: David Flute, Department of Tribal Relations
Opponents: Representative Shawn Bordeaux, District 26A

MOTION: DO PASS HB 1196

Moved by: Gosch
Second by: Kevin Jensen
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Lesmeister, Reimer, Jamie Smith, Wiese, Chris Johnson, and Kent Peterson

HB 1263 : require an annual meeting with the congressional delegation.

Presented by: Representative Phil Jensen, District 33

MOTION: DEFER HB 1263 TO THE 41ST LEGISLATIVE DAY

Moved by: Gosch
Second by: Beal
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Lesmeister, Reimer, Jamie Smith, Wiese, Chris Johnson, and Kent Peterson

HB 1319 : prohibit contributions from federal campaign committees.

Presented by: Representative Drew Dennert, District 3 (Handout(s) #2)

MOTION: AMEND HB 1319

1319B

On page 1, after line 18, of the Introduced bill, insert: "

Section 2. That § 12-27-8 be AMENDED:

12-27-8. A legislative or county candidate or the candidate's campaign committee may accept contributions during any calendar year as follows:

- (1) Not to exceed one thousand dollars from a person, unless the person is the candidate or a member of the candidate's immediate family, in which case contributions may be made without limit;
- (2) Not to exceed one thousand dollars from an entity;
- (3) Without limit from a political action committee;
- (4) Without limit from a political party; and
- (5) Without limit from a candidate campaign committee.

Any contribution from a federal candidate campaign committee is prohibited. Any contribution from a ballot question committee is prohibited. Any contribution from a person who is an unemancipated minor shall be deducted from the total contribution permitted under this section by the unemancipated minor's custodial parent or parents. A violation of this section is a Class 2 misdemeanor. A subsequent offense within a calendar year is a Class 1 misdemeanor."

Moved by: Gosch
 Second by: Hansen
 Action: Prevailed by voice vote

MOTION: DO PASS HB 1319 AS AMENDED

Moved by: Gosch
 Second by: Beal
 Action: Prevailed by Majority Members Elect (10-3-0-0)

Voting Yes: Beal, Chaffee, Gosch, Hansen, Kevin Jensen, Lesmeister, Reimer, Jamie Smith, Wiese, and Chris Johnson

Voting No: Anderson, Goodwin, and Kent Peterson

HB 1297 : revise the authorization for a tribal flag display in the rotunda of the capitol building.

Presented by: Representative Shawn Bordeaux, District 26A

Proponents: Ross B Garelick Bell, CCST - Crow Creek Sioux Tribe, Fort Thompson

MOTION: DEFER HB 1297 TO THE 41ST LEGISLATIVE DAY

Moved by: Gosch
 Second by: Hansen
 Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS HB 1297

Moved by: Lesmeister

Second by: Jamie Smith
Action: Failed by Majority Members Elect (4-9-0-0)

Voting Yes: Lesmeister, Reimer, Jamie Smith, and Chris Johnson

Voting No: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Wiese, and Kent Peterson

Revert to previous motion

MOTION: DEFER HB 1297 TO THE 41ST LEGISLATIVE DAY

Moved by: Gosch
Second by: Hansen
Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Reimer, Wiese, Chris Johnson, and Kent Peterson

Voting No: Lesmeister and Jamie Smith

HB 1274 : establish the Commission on Truth and Reconciliation.

Presented by: Representative Shawn Bordeaux, District 26A
Proponents: Ross B Garelick Bell, CCST - Crow Creek Sioux Tribe, Fort Thompson
Ross B Garelick Bell, Yankton Sioux Tribe, Wagner
Ross B Garelick Bell, NDN Collective, Rapid City
Opponents: David Flute, Department of Tribal Relations

MOTION: DEFER HB 1274 TO THE 41ST LEGISLATIVE DAY

Moved by: Kevin Jensen
Second by: Gosch
Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Reimer, Wiese, Chris Johnson, and Kent Peterson

Voting No: Lesmeister and Jamie Smith

THE CHAIR DEFERRED HB 1141

HB 1142 : exempt members of Indian tribes from admission fees, camping permit fees, and park service fees of state parks.

Presented by: Representative Shawn Bordeaux, District 26A
Proponents: Carla Marshall, Self, Rapid City
Ross B Garelick Bell, CCST - Crow Creek Sioux Tribe, Fort Thompson
Ross B Garelick Bell, Oglala Sioux Tribe, Pine Ridge
Ross B Garelick Bell, Yankton Sioux Tribe, Wagner
Ross B Garelick Bell, NDN Collective, Rapid City
Opponents: Scott Simpson, Department of Game, Fish and Parks

MOTION: AMEND HB 1142

1142A

On page 1, line 2, of the Introduced bill, after "parks" insert " and hunting and fishing license fees"
 On page 1, after line 7, of the Introduced bill, insert: "

Section 2. That chapter 41-6 be amended with a NEW SECTION:

A person who is an enrolled member of a federally recognized Indian tribe located wholly or partially in the state, is exempt from paying any fee regarding the application for, and obtainment of, a license, permit, or stamp classified in § 41-6-10."

Moved by: Jamie Smith
 Second by: Lesmeister
 Action: Prevailed by voice vote

MOTION: DEFER HB 1142 TO THE 41ST LEGISLATIVE DAY

Moved by: Gosch
 Second by: Hansen
 Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Reimer, Wiese, Chris Johnson, and Kent Peterson

Voting No: Lesmeister and Jamie Smith

HB 1150 : prohibit the use of cyanide for the purpose of mining for gold and silver.

Presented by: Representative Shawn Bordeaux, District 26A
 Proponents: Liliias Jarding, Self, Rapid City
 Rebecca M. Terk, Rapid Creek Watershed Action, Rapid City
 Chase Jensen, Dakota Rural Action, Brookings
 Nancy D Hilding, Prairie Hills Audubon Society of Western SD, Black Hawk
 Carla Marshall, Self, Rapid City
 Opponents: Larry Mann, South Dakota Mineral Industries Association, Rapid City

MOTION: DEFER HB 1150 TO THE 41ST LEGISLATIVE DAY

Moved by: Goodwin
 Second by: Kevin Jensen
 Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Reimer, Wiese, Chris Johnson, and Kent Peterson

Voting No: Lesmeister and Jamie Smith

MOTION: ADJOURN

Moved by: Hansen
 Second by: Chaffee
 Action: Prevailed by voice vote

Pam Kean, Committee Secretary

/s/ KENT PETERSON
Kent Peterson, Chair