

Committee: Senate Transportation

Wednesday, February 09, 2022 7:45 AM

Roll Call

Present: Sen. Castleberry, Sen. Duvall, Sen. Heinert, Sen. Schoenfish, Sen. Zikmund, Sen. Crabtree, and Sen. Symens

OTHERS PRESENT: See Original Minutes

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

**MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 04<sup>TH</sup>**

Moved by: Zikmund  
Second by: Castleberry  
Action: Prevailed by voice vote

**SB 129 : revise provisions regarding the right-of-way of vehicles at an intersection.**

Presented by: Senator Jim Bolin, District 16  
Proponents: Kody Pataky, self, Beresford  
Opponents: John Broers, Department of Public Safety  
Richard Tieszen, State Farm Insurance, Bloomington, IL  
Richard Tieszen, South Dakota Sheriffs' Association, Eureka  
Doug Abraham, De Smet Farm Mutual Insurance Company of South Dakota, De Smet  
Craig Matson, South Dakota Insurance Alliance, Sioux Falls  
Craig Matson, Farmers Mutual of Nebraska, Lincoln, NE  
Lori Martinec, South Dakota Police Chiefs Association, Fort Pierre

**MOTION: DEFER SB 129 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Crabtree  
Second by: Schoenfish  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Castleberry, Duvall, Heinert, Schoenfish, Zikmund, Crabtree, and Symens

**SB 115 : make an appropriation for quiet zone railway crossings and to declare an emergency.**

Presented by: Senator Jack Kolbeck, District 13  
Proponents: Debra Owen, Greater Sioux Falls Chamber of Commerce, Sioux Falls  
Anna Hays, Elevate Rapid City, Rapid City  
Mark Cotter, self, Sioux Falls  
Opponents: Brandy Miesner, Bureau of Finance and Management

**MOTION: AMEND SB 115**

115A

On page 1, line 5, of the Introduced bill, delete "a grant to the City of Sioux Falls " and insert "grants to first class municipalities as defined in § 9-2-1 "

On page 1, line 6, of the Introduced bill, delete " and around Sioux Falls" and insert " South Dakota"

On page 1, after line 6, of the Introduced bill, insert: "

**Section 2.** For the appropriation provided in section 1 of this Act, the Department of Transportation shall require the grantee to identify matching moneys on a one to one basis for any grant awarded pursuant to this Act."

Moved by: Crabtree  
Second by: Zikmund  
Action: Prevailed by voice vote

**MOTION: REFER SB 115 TO JOINT COMMITTEE ON APPROPRIATIONS AS AMENDED DO PASS**

Moved by: Zikmund  
Second by: Heinert  
Action: Prevailed by roll call vote (7-0-0-0)

Voting Yes: Castleberry, Duvall, Heinert, Schoenfish, Zikmund, Crabtree, and Symens

**SB 176 : revise provisions regarding self-propelled agriculture units.**

Presented by: Senator Mary Duvall, District 24  
Proponents: Kathy Zander, South Dakota Agri-Business Association, Pierre  
Matt Ellens, self, Madison (Handout(s) 1)  
Brenda Forman, South Dakota Association of Cooperatives, Pierre  
Jim Terwilliger, Secretary, Department of Revenue

**MOTION: AMEND SB 176**

176A

On page 9, line 29, of the Introduced bill, delete "by an agricultural business or agribusiness " and insert " for use in this state "

On page 9, line 33, of the Introduced bill, delete "to " and insert "for "

On page 9, line 33, of the Introduced bill, after "purposes." insert " This term does not include a spray unit attached to a motor vehicle chassis."

Moved by: Crabtree  
Second by: Zikmund  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 176 AS AMENDED**

Moved by: Crabtree  
Second by: Zikmund  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Castleberry, Duvall, Heinert, Schoenfish, Zikmund, Crabtree, and Symens

**HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 176 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.**

**MOTION:     ADJOURN**

Moved by:     Symens  
Second by:    Castleberry  
Action:        Prevailed by voice vote

Amber Hodgins, Committee Secretary

---

/s/ MARY DUVALL  
Mary Duvall, Chair