

Committee: Senate State Affairs

Monday, February 28, 2022 10:00 AM

Roll Call

Present: Sen. Schoenbeck, Sen. Duhamel, Sen. Crabtree, Sen. Duvall,
Sen. Schoenfish, Sen. Rohl, Sen. Heinert, Sen. Diedrich, and Sen. Cammack

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Cammack

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 25TH

Moved by: Duvall
Second by: Diedrich
Action: Prevailed by voice vote

Chairman Cammack passed the gavel to Senator Diedrich.

HB 1124 : accommodate legislation on medical services.

Presented by: Senator Gary Cammack, District 29

MOTION: DO PASS HB 1124

Moved by: Schoenbeck
Second by: Rohl
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Schoenbeck, Duhamel, Duvall, Schoenfish, Rohl, Heinert, Diedrich, and Cammack

Excused: Crabtree

HB 1125 : accommodate legislation relating to education in South Dakota.

Presented by: Senator Gary Cammack, District 29

MOTION: DO PASS HB 1125

Moved by: Schoenbeck
Second by: Rohl
Action: Prevailed by roll call vote (8-0-1-0)

Voting Yes: Schoenbeck, Duhamel, Duvall, Schoenfish, Rohl, Heinert, Diedrich, and Cammack

Excused: Crabtree

HB 1126 : accommodate legislation relating to the protection of public safety.

Presented by: Senator Gary Cammack, District 29

MOTION: DO PASS HB 1126

Moved by: Schoenbeck
 Second by: Rohl
 Action: Prevailed by roll call vote (7-1-1-0)

Voting Yes: Schoenbeck, Duhamel, Duvall, Schoenfish, Rohl, Diedrich, and Cammack

Voting No: Heinert

Excused: Crabtree

HB 1127 : enhance South Dakota.

Presented by: Senator Gary Cammack, District 29
 Proponents: Representative Rebecca Reimer, District 26B
 Deb Halverson, self, Kennebec
 Steve Smith, self Chamberlain
 Kris Jacobsen, Deputy Director South Dakota Counties, self, Pierre
 Angela Ehlers, self, Presho, SD

MOTION: AMEND HB 1127

1127A

On page 1, line 1, of the Introduced bill, delete "enhance South Dakota" and insert " modify provisions related to county redistricting and to declare an emergency"

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

"

Section 1. That § 7-8-10 be AMENDED:

7-8-10. The board of county commissioners, at its regular meeting in ~~February~~ December of each year ending in the numeral ~~2~~ 1, or within three months of the federal decennial census data becoming available, and after giving notice by publication for one week in the official newspapers of the county, shall change the boundaries of the commissioner districts if ~~such~~ the change is necessary in order that each district ~~shall be~~ is as regular and compact in form as practicable ~~and it shall so.~~ The board shall divide and redistrict its county that each district ~~may contain as near as possible an equal number of residents~~ complies with the Equal Protection Clause of the Fourteenth Amendment, as determined by the last preceding federal decennial census; or the board may, ~~at its discretion~~ that time, choose to have ~~all of its~~ commissioners run elected at large. The board may choose to have its members elected from single-member districts, from multi-member districts, or from a hybrid plan of single- and multi-member districts.

Section 2. That § 7-8-12.3 be AMENDED:

7-8-12.3. The board of county commissioners may, within one hundred eighty days of receipt of such written order, redistrict the county's commission districts once to avoid any perceived or potential violation of state or federal law. The commissioners may change the boundaries of the commissioner districts in order that each district ~~shall be~~ is as regular and compact in form as practicable and shall redistrict the county so that each commission district ~~contains an appropriate number of residents~~ complies with the Equal

Protection Clause of the Fourteenth Amendment, as determined by the last preceding federal decennial census; or the board of county commissioners may, at its discretion that time, choose to have all of its commissioners run elected at large. The board may choose to have its members elected from single-member districts, from multi-member districts, or from a hybrid plan of single- and multi-member districts. ~~Such redistricting shall~~ Redistricting may occur only after giving notice by publication for at least one week in the official newspapers of the county.

Section 3. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

Moved by: Duhamel
Second by: Schoenbeck
Action: Prevailed by roll call vote (7-1-1-0)

Voting Yes: Schoenbeck, Duhamel, Duvall, Schoenfish, Rohl, Diedrich, and Cammack

Voting No: Heinert

Excused: Crabtree

Senator Diedrich passed the gavel back to Chairman Cammack.

At the request of Senator Heinert, Chairman Cammack DEFERRED opposition testimony on HB 1127A to Wednesday, March 2, 2022.

KELLIE WASKO OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF CORRECTIONS

Presented by: Ryan Brunner, Governor's Office (Handout(s) 1)
Others: Kellie Wasko, self, Pierre

MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE APPOINTMENT OF KELLIE WASKO OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF CORRECTIONS

Moved by: Duhamel
Second by: Schoenfish
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Schoenbeck, Duhamel, Duvall, Schoenfish, Rohl, Heinert, Diedrich, and Cammack

Excused: Crabtree

HB 1329 : require a forensic audit of election results after each presidential general election.

Presented by: Representative Taffy Howard, District 33
Proponents: Rick Weible, self, Elkton
Jessica Pollema, self, Tea

Cindy Meyer, self, Hartford

MOTION: DEFER HB 1329 TO THE 41ST LEGISLATIVE DAY

Moved by: Schoenbeck

Second by: Heinert

Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Schoenbeck, Duhamel, Crabtree, Duvall, Schoenfish, Rohl, Heinert, and Cammack

Excused: Diedrich

SCR 606 : urging the highest levels of safety and oversight in the operation of the National Bio and Agro-Defense Facility.

Presented by: Senator Julie Frye-Mueller, District 30

Proponents: Jeremiah M. Murphy, South Dakota Stockgrowers Association, Rapid City
Representative Taffy Howard, District 33

Opponents: Dr. Mendel Miller, Animal Industry Board
Michael Held, South Dakota Farm Bureau Federation, Huron
Brenda Forman, South Dakota Association of Cooperatives, Pierre
Brenda Forman, South Dakota Dairy Producers, Brookings
Brenda Forman, South Dakota Pork Producers, Sioux Falls

MOTION: DEFER SCR 606 TO THE 41ST LEGISLATIVE DAY

Moved by: Duvall

Second by: Crabtree

Action: Prevailed by Majority Members Elect (6-1-2-0)

Voting Yes: Duhamel, Crabtree, Duvall, Schoenfish, Heinert, and Cammack

Voting No: Rohl

Excused: Schoenbeck and Diedrich

MOTION: ADJOURN

Moved by: Duvall

Second by: Crabtree

Action: Prevailed by voice vote

Lorna Shell, Committee Secretary

/s/ GARY L. CAMMACK
Gary L. Cammack, Chair