

Committee: Senate Education

Tuesday, January 24, 2023 8:00 AM

Roll Call

Present: Sen. Bordeaux, Sen. Castleberry, Sen. Davis, Sen. Pischke, Sen. Reed,  
Sen. Steve Kolbeck, and Sen. Schoenfish

OTHERS PRESENT: See Original Minutes

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

**MOTION: TO APPROVE THE MINUTES OF THURSDAY, JANUARY 19<sup>TH</sup>**

Moved by: Steve Kolbeck  
Second by: Reed  
Action: Prevailed by voice vote

**SB 3 : require law enforcement notice to school officials when a student is suspected of violating state drug or alcohol laws or of threatening violence.**

Presented by: Senator Erin Tobin  
Proponents: Rob L. Monson, School Administrators of South Dakota, Pierre  
Opponents: Richard Tieszen, South Dakota Sheriffs' Association, Eureka (Handout(s) 1)  
Jenna R. Sevreyne, South Dakota Police Chiefs Association, Fort Pierre  
Grant M. Flynn, South Dakota State's Attorneys Association, Pierre

**MOTION: AMEND SB 3**

3A

On page 1, line 13, of the Introduced bill, delete " information disclosed pursuant to this section to a school official is governed by the federal Family Educational Rights and Privacy Act (FERPA), as implemented in 34 C. F. R. part 99, as effective on January 1, 2001. Law enforcement shall disclose the information to the chief administrator of a nonpublic school only upon request and upon the execution of an agreement to follow the provisions of the federal Family Educational Rights and Privacy Act (FERPA) with regard to the information, where applicable" and insert " notice shall be confidential"

Moved by: Pischke  
Second by: Reed  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 3 AS AMENDED**

Moved by: Castleberry  
Second by: Reed  
Action: Prevailed by Majority Members Elect (4-2-1-0)

Voting Yes: Castleberry, Reed, Steve Kolbeck, and Schoenfish

Voting No: Bordeaux and Pischke

Excused: Davis

**SB 45 : repeal the requirement for an annual report by the Board of Regents regarding intellectual diversity and the free exchange of ideas**

Presented by: Senator Lee Schoenbeck  
Opponents: Katie Hruska, Governor's Office  
Others: Nathan Lukkes, Board of Regents

**MOTION: DO PASS SB 45**

Moved by: Bordeaux  
Second by: Reed  
Action: Prevailed by Majority Members Elect (5-2-0-0)

Voting Yes: Bordeaux, Davis, Reed, Steve Kolbeck, and Schoenfish

Voting No: Castleberry and Pischke

**SB 59 : make an appropriation to the Department of Education for grants to support career and technical education infrastructure projects.**

Presented by: Senator David Wheeler  
Proponents: Wade Pogany, Associated School Boards of South Dakota, Pierre  
Rob L. Monson, School Administrators of South Dakota, Pierre  
Dianna Miller, Large School Group (Aberdeen), Aberdeen  
Grace Beck, South Dakota Board of Technical Education, Pierre  
Sandra Marie Waltman, South Dakota Education Association, Pierre  
Deb Mortenson, Associated General Contractors of South Dakota, Pierre  
Jeff Danielson, Superintendent, Watertown School District  
Opponents: Morgan Gruebele, Bureau of Finance and Management

**MOTION: AMEND SB 59**

59A

On page 1, line 2, of the Introduced bill, after "projects" insert ", and to declare an emergency"  
On page 2, after line 1, of the Introduced bill, insert: "

**Section 6.** 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: Pischke  
Second by: Bordeaux  
Action: Prevailed by voice vote

**MOTION: REFER SB 59 TO JOINT COMMITTEE ON APPROPRIATIONS AS AMENDED DO PASS**

Moved by: Reed  
Second by: Pischke  
Action: Prevailed by roll call vote (7-0-0-0)

Voting Yes: Bordeaux, Castleberry, Davis, Pischke, Reed, Steve Kolbeck, and Schoenfish

**MOTION:    ADJOURN**

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

Jean Denton, Committee Secretary

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/s/ KYLE SCHOENFISH  
Kyle Schoenfish, Chair