

Committee: House Agriculture and Natural Resources Tuesday, January 31, 2023 7:45 AM

Roll Call

Present: Rep. Auch, Rep. Gross, Rep. Lems, Rep. Drew Peterson, Rep. Sauder,
Rep. Schneider, Rep. Sjaarda, Rep. St. John, Rep. Wangsness, Rep. Wittman,
Rep. Overweg, and Rep. Chase
Excused: Rep. Ladner

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Chase

MOTION: TO APPROVE THE MINUTES OF THURSDAY, JANUARY 26TH

Moved by: Wittman
Second by: Sjaarda
Action: Prevailed by voice vote

HB 1121 : expand the definition of a pesticide dealer.

Presented by: Representative Drew Peterson
Proponents: Kathy Zander, South Dakota Agri-Business Association, Pierre
Lorin D. Pankratz, South Dakota Soybean Association, Sioux Falls
Brenda Forman, South Dakota Association of Cooperatives, Pierre

MOTION: DO PASS HB 1121

Moved by: Schneider
Second by: Wittman
Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Drew Peterson, Sauder, Schneider, Sjaarda, St. John, Wangsness, Wittman,
and Chase

Voting No: Auch, Gross, Lems, and Overweg

Excused: Ladner

HB 1134 : require property owner consent before construction resulting in lake water level alteration.

Presented by: Representative William Shorma
Proponents: Dick Lohry, McCook Lake, Self
Representative Chris Kassin (Handout(s) 1)
Paul Lepisto, SD Division of the Izaak Walton League of America, Pierre
Gary Bogenrief, McCook Lake, Self (Handout(s) 2)
Opponents: Eric Gronlund, Department of Agriculture and Natural Resources
Mike Chicoine, Jefferson City, SD, Self (Handout(s) 3)

MOTION: AMEND HB 1134

On page 1, line 6, of the Introduced bill, after "canal," delete " ditch, outlet,"
On page 1, line 6, of the Introduced bill, delete " alteration, which the issuing entity determines is likely to raise or lower the water level of a public lake," and insert " modification that would artificially expand the water surface area of an artificial body of water by more than four thousand square feet,"
On page 1, line 8, of the Introduced bill, after "person" insert " or business"
On page 1, line 8, of the Introduced bill, after "submit" delete " to the issuing entity"
On page 1, line 9, of the Introduced bill, after "all" delete " the lakefront"
On page 1, line 10, of the Introduced bill, after "owners" insert " adjoining the artificial body of water"
On page 1, line 10, of the Introduced bill, after "seeker." insert "
For purposes of this section, an artificial body of water is defined as any body of water whose existence would not be continuously possible without an ongoing man-made effort and investment to maintain the body of water at a level sufficient to support recreational activities such as boating, fishing, or swimming."

Moved by: Overweg
Second by: Auch
Action: Prevailed by voice vote

MOTION: DEFER HB 1134 TO THE 41ST LEGISLATIVE DAY

Moved by: Gross
Second by: Schneider
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Auch, Gross, Lems, Drew Peterson, Sauder, Schneider, Sjaarda, St. John, Wangsness, Wittman, Overweg, and Chase

Excused: Ladner

MOTION: ADJOURN

Moved by: Gross
Second by: Wangsness
Action: Prevailed by voice vote

Mary Kirk, Committee Secretary

/s/ ROGER CHASE
Roger Chase, Chair