

Committee: Senate Judiciary

Tuesday, January 31, 2023 7:45 AM

Roll Call

Present: Sen. Diedrich, Sen. Brent "B.R." Hoffman, Sen. Mehlhaff, Sen. Wheeler,
Sen. Stalzer, and Sen. Duhamel

Excused: Sen. Rohl

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Duhamel

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

Moved by: Wheeler

Second by: Stalzer

Action: Prevailed by voice vote

CRAIG PRICE OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY

Presented by: Ryan Brunner, Governor's Office

MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE APPOINTMENT OF CRAIG PRICE OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY

Moved by: Stalzer

Second by: Mehlhaff

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

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel

Excused: Rohl

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED THE APPOINTMENT OF CRAIG PRICE OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF PUBLIC SAFETY AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1002 : update the official code of laws.

Presented by: Justin Goetz, Code Counsel, Legislative Research Council, Pierre

MOTION: DO PASS HB 1002

Moved by: Wheeler

Second by: Diedrich

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

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel

Excused: Rohl

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1002 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1063 : require the Unified Judicial System to assemble a task force to address barriers to services for emerging adults involved in the justice system in South Dakota.

Presented by: Greg Sattizahn, Unified Judicial System
Proponents: Terrance Lee Dosch, South Dakota Council of Community Behavioral Health, Pierre
Jenna Severyn, South Dakota Police Chiefs Association, Pierre

MOTION: DO PASS HB 1063

Moved by: Diedrich
Second by: Stalzer
Action: Prevailed by Majority Members Elect (6-0-1-0)

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel

Excused: Rohl

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1063 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1064 : require the Unified Judicial System to assemble a task force to address the provision of legal services to indigent parties within the South Dakota court system.

Presented by: Greg Sattizahn, Unified Judicial System
Proponents: Kristie Jacobsen, South Dakota Association of County Commissioners, Pierre
Staci Ackerman, South Dakota Sheriffs' Association, Eureka

MOTION: AMEND HB 1064

1064B

On page 1, line 3, of the Introduced bill, after "system" insert " and to declare an emergency"

On page 2, after line 3, 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: Stalzer
Second by: Wheeler
Action: Prevailed by voice vote

MOTION: DO PASS HB 1064 AS AMENDED

Moved by: Diedrich
Second by: Brent "B.R." Hoffman
Action: Prevailed by Majority Members Elect (6-0-1-0)

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel
Excused: Rohl

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1064 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1071 : establish use of force course standards.

Presented by: Senator Jim Stalzer

MOTION: DO PASS HB 1071

Moved by: Mehlhaff
Second by: Wheeler
Action: Prevailed by Majority Members Elect (6-0-1-0)

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel
Excused: Rohl

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1071 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 89 : increase the daily maximum award for the alternative care program administered by the Unified Judicial System.

Presented by: Senator Jean Hunhoff
Proponents: Greg Sattizahn, Unified Judicial System
Opponents: Virginia Albertson, Bureau of Finance and Management

MOTION: REFER SB 89 TO JOINT COMMITTEE ON APPROPRIATIONS DO PASS

Moved by: Stalzer
Second by: Wheeler
Action: Prevailed by Unanimous Consent (6-0-1-0)

Voting Yes: Diedrich, Brent "B.R." Hoffman, Mehlhaff, Wheeler, Stalzer, and Duhamel
Excused: Rohl

MOTION: ADJOURN

Moved by: Stalzer
Second by: Mehlhaff

Action: Prevailed by voice vote

Doug Mortenson, Committee Secretary

/s/ HELENE DUHAMEL
Helene Duhamel, Chair