

Committee: House Local Government

Tuesday, February 07, 2023 10:00 AM

Roll Call

Present: Rep. Ladner, Rep. Jamison, Rep. Overweg, Rep. Wittman, Rep. Aylward, Rep. Auch, Rep. Bahmuller, Rep. Olson, Rep. Lems, Rep. Sue Peterson, Rep. Sjaarda, Rep. Fitzgerald, and Rep. Drury

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Drury

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 02ND

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

HB 1147 : provide for the organization of townships or fractions of townships.

Presented by: Representative Roger Chase
Proponents: Kody R. Kyriss, South Dakota Association of Towns and Townships, Huron

MOTION: DO PASS HB 1147

Moved by: Overweg
Second by: Fitzgerald
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Ladner, Jamison, Overweg, Wittman, Aylward, Auch, Bahmuller, Olson, Lems, Sue Peterson, Sjaarda, Fitzgerald, and Drury

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1147 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1148 : clarify registration and residence requirements for voting at a township meeting.

Presented by: Representative Roger Chase
Proponents: Kody R. Kyriss, South Dakota Association of Towns and Townships, Huron
Opponents: Rick Weible, self, Elkton

MOTION: DO PASS HB 1148

Moved by: Wittman
Second by: Fitzgerald
Action: Prevailed by Majority Members Elect (8-5-0-0)

Voting Yes: Ladner, Jamison, Wittman, Aylward, Olson, Sjaarda, Fitzgerald, and Drury

Voting No: Overweg, Auch, Bahmuller, Lems, and Sue Peterson

HB 1099 : permit the display of campaign signage in municipalities prior to the beginning of absentee voting.

Presented by: Representative Mike Weisgram

Proponents: Gary Grittner, self, Fort Pierre

Opponents: David Reiss, South Dakota Municipal League, Fort Pierre
Rick Weible, self, Elkton

MOTION: AMEND HB 1099

1099A

On page 1, line 5, of the Introduced bill, after "is" delete " less than"
On page 1, line 5, of the Introduced bill, after "area" insert " or less"
On page 1, line 11, of the Introduced bill, after "is" delete " less than"
On page 1, line 11, of the Introduced bill, after "area" insert " or less"
On page 1, line 11, of the Introduced bill, after "may" insert " be"

Moved by: Olson

Second by: Ladner

Action: Prevailed by voice vote

MOTION: DEFER HB 1099 TO THE 41ST LEGISLATIVE DAY

Moved by: Overweg

Second by: Bahmuller

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DEFER HB 1099 UNTIL THURSDAY, FEBRUARY 09TH, 2023

Moved by: Olson

Second by: Ladner

Action: Failed by roll call vote (5-8-0-0)

Voting Yes: Ladner, Jamison, Olson, Sue Peterson, and Fitzgerald

Voting No: Overweg, Wittman, Aylward, Auch, Bahmuller, Lems, Sjaarda, and Drury

Revert to previous motion

MOTION: DEFER HB 1099 TO THE 41ST LEGISLATIVE DAY

Moved by: Overweg

Second by: Bahmuller

Action: Prevailed by Majority Members Elect (9-4-0-0)

Voting Yes: Jamison, Overweg, Wittman, Aylward, Auch, Bahmuller, Lems, Sjaarda, and Drury

Voting No: Ladner, Olson, Sue Peterson, and Fitzgerald

SB 82 : modify provisions pertaining to poll watchers.

Presented by: Representative Brandei Schaeffbauer

Proponents: T.J. Nelson, Opportunity Solutions Project, Tallahassee, FL
Kristie Jacobsen, South Dakota Association of County Officials, Pierre
Brenda McGruder, Lawrence County Auditor, self, Lead

Opponents: Rick Weible, self, Elkton
Linda Montgomery, self, Fairview
Matthew Monfore, self, Hot Springs

MOTION: DEFER SB 82 TO THE 41ST LEGISLATIVE DAY

Moved by: Olson

Second by: Sue Peterson

Action: Prevailed by Majority Members Elect (10-1-2-0)

Voting Yes: Ladner, Jamison, Aylward, Auch, Bahmuller, Olson, Lems, Sue Peterson, Sjaarda, and Drury

Voting No: Fitzgerald

Excused: Overweg and Wittman

HB 1123 : authorize school boards to modify the length of terms for members to allow for holding joint elections.

Presented by: Representative Greg Jamison

Proponents: Samuel J. Nelson, Sioux Falls School District, Sioux Falls
Cynthia Mickelson, Self, Sioux Falls

MOTION: AMEND HB 1123

1123A

On page 2, after line 15, of the Introduced bill, insert: "

Section 5. That chapter 13-7 be amended with a NEW SECTION:

If a school board has, by resolution, increased the length of terms from three to four years for the purpose of holding joint elections pursuant to § 13-7-10.1, the school board may decrease the length of terms from four years to three using the same procedure as for increasing the length of terms, provided that each school board member is entitled to complete the term of office to which the member was elected. The school board is empowered to designate the number of vacancies and the number of the years, not to exceed three years, in each vacancy so that all succeeding regular elections have, insofar as practicable, the same number of vacancies to be filled. "

Moved by: Bahmuller

Second by: Olson

Action: Prevailed by voice vote

MOTION: DEFER HB 1123 UNTIL THURSDAY, FEBRUARY 09TH, 2023

Moved by: Auch

Second by: Aylward
Action: Prevailed by roll call vote (13-0-0-0)

Voting Yes: Ladner, Jamison, Overweg, Wittman, Aylward, Auch, Bahmuller, Olson, Lems,
Sue Peterson, Sjaarda, Fitzgerald, and Drury

MOTION: ADJOURN

Moved by: Jamison
Second by: Aylward
Action: Prevailed by voice vote

Julianne Graham, Committee Secretary

/s/ BECKY J. DRURY
Becky J. Drury, Chair