

Roll Call

Present: Rep. Bartels, Rep. Blare, Rep. Cammack, Rep. Chaffee, Rep. Chase, Rep. Drury, Rep. Healy, Rep. Lesmeister, Rep. Reimer, Rep. Rehfeldt, and Rep. Mortenson
Excused: Rep. Hansen and Rep. Wangsness

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Mortenson

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 06TH

Moved by: Chaffee
Second by: Chase
Action: Prevailed by voice vote

HB 1151 : create the South Dakota paid family leave program.

Presented by: Representative Mike Weisgram
Proponents: Rachel Oglesby, Governor's Office
Ellie J. Bailey, South Dakota Section of the American College of Obstetricians and Gynecologists, Rapid City
Linda Schauer, Concerned Women For America, Alexandria, VA
Roger Tellinghuisen, Aflac, Washington, DC
Justin G. Smith, American Council of Life Insurers, Sioux Falls
Samuel J. Nelson, Economic Development Professionals Association, Mitchell
David Owen, South Dakota Chamber of Commerce & Industry, Pierre
Debra Owen, Greater Sioux Falls Chamber of Commerce, Sioux Falls
Matt Krogman, Brookings Economic Development Corporation
Thomas Elness, Alzheimer's Association - South Dakota Chapter, Sioux Falls
Eric Ollila, South Dakota State Employees Organization, Pierre
Julie M. Johnson, SD Society of Human Resource Managers, Watertown
Others: Darin Seeley, Bureau of Human Resources

MOTION: AMEND HB 1151

1151B

On page 1, line 6, of the Introduced bill, delete " medical" and insert " leave"
On page 1, line 11, of the Introduced bill, delete " and medical" and insert " leave"
On page 1, line 12, of the Introduced bill, delete " and medical" and insert " leave"
On page 1, line 12, of the Introduced bill, delete " the same types of leave as protected under the Family and Medical Leave Act, 29 U. S. C. § 2601 et seq. , as of January 1, 2023, except leave for a health condition of the employee" and insert "
(1) The birth of a child within one year of birth;
(2) Placement of a child for adoption or foster care within one year of placement;
(3) To care for an employee's spouse, child, or parent who has a serious health condition; or
(4) Any qualifying exigency arising out of the fact that the employee's spouse, son, daughter, or parent is a covered military member on covered active duty"
On page 1, line 18, of the Introduced bill, delete " and medical" and insert " leave"

On page 2, line 18, of the Introduced bill, delete " protected under the Family and Medical Leave Act, 29 U. S. C. § 2601 et seq. , as of January 1, 2023" and insert " defined in § 3-6C-7.1"
On page 3, after line 5, of the Introduced bill, insert: "

Section 6. That chapter 58-18 be amended with a NEW SECTION:

Licensed life and health insurance carriers may offer paid family and maternity leave insurance policies to public and private employees in the state. "

Moved by: Chaffee
Second by: Drury
Action: Prevailed by voice vote

MOTION: DO PASS HB 1151 AS AMENDED

Moved by: Chase
Second by: Chaffee
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: REFER HB 1151 TO HOUSE COMMITTEE ON APPROPRIATIONS AS AMENDED DO PASS

Moved by: Rehfeldt
Second by: Reimer
Action: Prevailed by Majority Members Elect (11-0-2-0)

Voting Yes: Bartels, Blare, Cammack, Chaffee, Chase, Drury, Healy, Lesmeister, Reimer, Rehfeldt, and Mortenson

Excused: Hansen and Wangsness

HCR 6005 : Recognizing the right to contraception and supporting access to contraception for all adults.

Presented by: Representative Erin Healy
Proponents: Samantha Chapman, American Civil Liberties Union Foundation Inc, NY
Casey Murschel, SD Advocacy Network for Women, Sioux Falls
Melissa McCauley, Leaders Engaged & Determined South Dakota, Sioux Falls
Lexi McKee-Hemenway, USD President of Students for Reproductive Rights, self, Vermillion

Opponents: Michael Boyle, self, Parkston

MOTION: DEFER HCR 6005 TO THE 41ST LEGISLATIVE DAY

Moved by: Reimer
Second by: Cammack
Action: Prevailed by Majority Members Elect (7-4-2-0)

Voting Yes: Bartels, Blare, Cammack, Chaffee, Chase, Reimer, and Mortenson

Voting No: Drury, Healy, Lesmeister, and Rehfeldt

Excused: Hansen and Wangsness

HJR 5002 : Applying to the United States Congress under Article V of the United States Constitution to call for a convention for proposing an amendment establishing congressional term limits.

Presented by: Representative Greg Jamison

Proponents: Greg Pesall, self, Webster
Aaron Dukette, US Term Limits, self, Kentucky

Opponents: Scott Granville, self, Pierre
Linda Schauer, Concerned Women For America, Alexandria, VA (Handout(s) #1)
Michael Boyle, self, Parkston
Leah Southwell, self, Piedmont
Matthew Monfore, Self, Oral

MOTION: DEFER HJR 5002 TO THE 41ST LEGISLATIVE DAY

Moved by: Cammack

Second by: Lesmeister

Action: Prevailed by Majority Members Elect (9-2-2-0)

Voting Yes: Bartels, Cammack, Chaffee, Chase, Drury, Healy, Lesmeister, Reimer, and Mortenson

Voting No: Blare and Rehfeldt

Excused: Hansen and Wangsness

HJR 5005 : Applying for a convention of states under Article V of the Constitution of the United States, to impose fiscal restraints on the federal government, to limit the power and jurisdiction of the federal government, and to limit the terms of office for federal officials and members of Congress.

Presented by: Representative Aaron Aylward

Proponents: David Schneider, Convention of States Action, San Diego
Mike Weiler, self, Rapid City
Shirlee Meier, self, Sioux Falls

Opponents: Scott Granville, self, Pierre
Linda Schauer, Concerned Women For America, Alexandria, VA
Michael Boyle, self, Parkston (Handout(s) #2)
Leah Southwell, self, Piedmont
Matthew Monfore, Self, Oral

MOTION: DEFER HJR 5005 TO THE 41ST LEGISLATIVE DAY

Moved by: Chase

Second by: Bartels

Action: Prevailed by Majority Members Elect (9-2-2-0)

Voting Yes: Bartels, Cammack, Chaffee, Chase, Drury, Healy, Lesmeister, Reimer, and Mortenson

Voting No: Blare and Rehfeldt

Excused: Hansen and Wangsness

MOTION: To recess the House State Affairs Committee with the intent to reconvene 15 minutes after the House of Representatives adjourns today

Moved by: Bartels
Second by: Rehfeldt
Action: Prevailed by voice vote

HB 1226 : accommodate legislation related to delta-8 and delta-10 tetrahydrocannabinol products.

Presented by: Representative Rocky Blare
Proponents: Katie Sieverding, South Dakota Industrial Hemp Association, Pierre
Larissa Johnson, Black Hills Vapors, self, Rapid City
Doug Abraham, South Dakota Retailers Association, Pierre
Opponents: Lynne Valenti, Department of Health

MOTION: DO PASS HB 1226 AS AMENDED

Moved by: Lesmeister
Second by: Drury
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Bartels, Blare, Cammack, Chaffee, Chase, Drury, Hansen, Healy, Lesmeister, Reimer, Wangsness, Rehfeldt, and Mortenson

HB 1236 : regulate tetrahydrocannabinol for medical use.

Presented by: Representative Sue Peterson

MOTION: TO TABLE HB 1236

Moved by: Chase
Second by: Reimer
Action: Prevailed by Majority Members Elect (10-0-3-0)

Voting Yes: Blare, Cammack, Chaffee, Chase, Drury, Hansen, Healy, Lesmeister, Reimer, and Rehfeldt

Excused: Bartels, Wangsness, and Mortenson

HB 1209 : revise provisions regarding industrial hemp.

Presented by: Representative Oren L. Lesmeister
Proponents: Katie Sieverding, South Dakota Industrial Hemp Association, Pierre
John Peterson, Dakota Hemp, Self, Wakonda
Opponents: Derek Schiefelbein, Department of Agriculture and Natural Resources
Others: Kittrick Jeffries, Dakota Cannabis Consulting, Rapid City

MOTION: AMEND HB 1209

1209C

- On page 2, line 14, of the Introduced bill, remove the overstrikes from " by a state licensed hemp processor or the transfer of that product at no higher than one "
- On page 2, line 15, of the Introduced bill, delete "one " and insert "five "
- On page 2, line 15, of the Introduced bill, remove the overstrikes from "percent total delta-9 tetrahydrocannabinol between one or more licensed hemp processors during the process of processing state or federally approved, lab-tested biomass from a licensed grower into a finished industrial hemp product"
- On page 2, line 18, of the Introduced bill, after "product" delete " by a licensed hemp processor or the transfer of that product at no higher than five percent total delta-9 tetrahydrocannabinol between one or more hemp processors or growers licensed in United States jurisdictions with United States Department of Agriculture approved hemp plans during processing to make an end user THC compliant industrial hemp product under this chapter"
- On page 3, line 25, of the Introduced bill, after "year." delete "Section 4. That § 38-35-21 be REPEALED:"
- "
- On page 3, line 26, of the Introduced bill, after "REPEALED:" delete "The sale or use of industrial hemp for smoking or inhaling is prohibited. A violation of this section is a Class 1 misdemeanor."
- Moved by: Cammack
 Second by: Healy
 Action: Prevailed by voice vote

MOTION: DO PASS HB 1209 AS AMENDED

- Moved by: Healy
 Second by: Drury
 Action: Prevailed by Majority Members Elect (7-5-1-0)
- Voting Yes: Drury, Healy, Lesmeister, Reimer, Wangsness, Rehfeldt, and Mortenson
- Voting No: Blare, Cammack, Chaffee, Chase, and Hansen
- Excused: Bartels

HCR 6008 : Affirming, supporting, and defending certain principles, values, and goals.

Presented by: Representative Phil Jensen

MOTION: DEFER HCR 6008 TO THE 41ST LEGISLATIVE DAY

- Moved by: Chase
 Second by: Lesmeister
 Action: Prevailed by Majority Members Elect (9-3-1-0)
- Voting Yes: Blare, Cammack, Chase, Healy, Lesmeister, Reimer, Wangsness, Rehfeldt, and Mortenson
- Voting No: Chaffee, Drury, and Hansen

Excused: Bartels

MOTION: ADJOURN

Moved by: Rehfeldt

Second by: Healy

Action: Prevailed by voice vote

Pam Kean, Committee Secretary

/s/ WILL MORTENSON
Will Mortenson, Chair