

Committee: Senate Commerce and Energy

Tuesday, February 14, 2023 10:00 AM

Roll Call

Present: Sen. Crabtree, Sen. Brent "B.R." Hoffman, Sen. Steve Kolbeck, Sen. Nesiba, Sen. Schoenbeck, Sen. Stalzer, Sen. Zikmund, Sen. Beal, and Sen. Wheeler

OTHERS PRESENT: See Original Minutes

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

**MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 09<sup>TH</sup>**

Moved by: Crabtree  
Second by: Beal  
Action: Prevailed by voice vote

**SB 120 : increase an amount of property value owned by a local industrial development corporation that is exempt from taxation.**

Presented by: Senator Tim Reed

Proponents: David Owen, South Dakota Chamber of Commerce & Industry, Pierre  
Andrew Nilges, North Sioux City Economic Development, N. Sioux City  
Brooke Rollag, Lake Area Improvement Corporation, Madison  
Roger Tellinghuisen, Elevate Rapid City  
Geri Beck, Mitchell Area Development Corp, Mitchell (Handout(s) #1, #2)  
Debra Owen, Greater Sioux Falls Chamber of Commerce, Sioux Falls  
David Reiss, South Dakota Municipal League, Fort Pierre  
Larry A. Nelson, Economic Development Professionals Association, Mitchell

Opponents: Michael Houdyshell, Department of Revenue  
Eric Erickson, South Dakota Association of County Commissioners, Pierre  
Dianna Miller, Large School Group (Aberdeen), Aberdeen  
Rob L. Monson, School Administrators of South Dakota, Pierre  
Wade Pogany, Associated School Boards of South Dakota, Pierre

**MOTION: AMEND SB 120**

120A

On page 1, line 5, of the Introduced bill, delete "Ten" and insert "Five"  
On page 1, line 9, of the Introduced bill, delete " ten" and insert " five"

Moved by: Nesiba  
Second by: Crabtree  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 120 AS AMENDED**

Moved by: Steve Kolbeck  
Second by: Beal  
Action: Prevailed by Majority Members Elect (9-0-0-0)

Voting Yes: Crabtree, Brent "B.R." Hoffman, Steve Kolbeck, Nesiba, Schoenbeck, Stalzer, Zikmund, Beal, and Wheeler

**MICHAEL HOUDYSHELL OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF REVENUE**

Presented by: Laura Ringling, Governor's Office

**MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE APPOINTMENT OF MICHAEL HOUDYSHELL OF HUGHES COUNTY, PIERRE, SOUTH DAKOTA, TO THE POSITION OF SECRETARY OF THE DEPARTMENT OF REVENUE**

Moved by: Beal  
Second by: Crabtree  
Action: Prevailed by Majority Members Elect (9-0-0-0)

Voting Yes: Crabtree, Brent "B.R." Hoffman, Steve Kolbeck, Nesiba, Schoenbeck, Stalzer, Zikmund, Beal, and Wheeler

**SB 194 : to establish certain provisions regarding fairness in repairs of equipment sold or used in this state.**

Presented by: Senator Tom Pischke

Proponents: Gay Gordon-Byrne, Repair.org, North River, NY (Handout(s) #3)  
Chris Nelson, self, Sioux Falls  
Oliver Moeckly, self, student, Amherst

Opponents: Dean Krogman, Pioneer Equipment Dealers Association, Fargo, ND  
Matthew Larsgaard, Pioneer Equipment Dealers Assoc., Fargo ND (Handout(s) #4)  
David Owen, South Dakota Chamber of Commerce & Industry, Pierre  
Matthew M. Bogue, South Dakota Farm Bureau Federation, Huron  
Doug Abraham, South Dakota Retailers Association, Pierre  
William M. Van Camp, AT&T, Cheyenne, WY  
Charlie Grossenburg, Grossenburg Implement, Winner (Handout(s) #5)  
Tim Dougherty, South Dakota Auto Dealers Association, Sioux Falls  
Lisa McCabe, CTIA - The Wireless Association, Washington (Handout(s) #6)  
Dustin Brighton, Repair Done Right Coalition, Fayetteville, AR  
Ashley Sutton TechNet, Washington, DC  
Rachel McCarthy, Motorcycle Industry Council, Irvine, CA (Handout(s) #7)  
Andrew O'Connor, Entertainment Software Association, Washington (Handout(s) #8)

**MOTION: DEFER SB 194 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Crabtree  
Second by: Brent "B.R." Hoffman  
Action: Prevailed by Majority Members Elect (9-0-0-0)

Voting Yes: Crabtree, Brent "B.R." Hoffman, Steve Kolbeck, Nesiba, Schoenbeck, Stalzer, Zikmund, Beal, and Wheeler

**HB 1108 : revise provisions related to abandoned mobile or manufactured homes.**

Presented by: Senator Larry P. Zikmund

Representative Mike Weisgram

Proponents: Katie Sieverding, SD Manufactured Housing Association, Pierre

Larry A. Nelson, South Dakota Municipal League, Fort Pierre

Jeff Scoular, self, Sioux Falls

Others: Roger Tellinghuisen, South Dakota Association of County Commissioners,  
Pierre

**THE CHAIR DEFERRED HB 1108**

**MOTION: RECONSIDER SB 178**

Moved by: Crabtree

Second by: Schoenbeck

Action: Prevailed by voice vote

**MOTION: ADJOURN**

Moved by: Schoenbeck

Second by: Crabtree

Action: Prevailed by voice vote

Susan Gullickson, Committee Secretary

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/s/ DAVID WHEELER  
David Wheeler, Chair