

Committee: Senate Agriculture and Natural Resources Tuesday, February 14, 2023 10:00 AM

Roll Call

Present: Sen. Klumb, Sen. Larson, Sen. Mehlhaff, Sen. Novstrup, Sen. Tobin,
 Sen. Deibert, and Sen. Herman Otten

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Herman Otten

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 09TH

Moved by: Klumb
Second by: Tobin
Action: Prevailed by voice vote

SB 185 : establish the Committee on Foreign Investment in the United States – South Dakota and revise provisions related to the foreign ownership or control of agricultural land.

Presented by: Senator Erin Tobin

Proponents: Alan Vester, Governor's Office
 Jeff Marlette, Department of the Military (Handout(s) 1)
 Hunter Roberts, Department of Agriculture and Natural Resources
 Myron Williams, self, Wall
 Linda Schauer, Concerned Women For America, Alexandria, VA
 Scott Landguth, SD Ellsworth Development Authority
 Giovanna M. Cinelli, George Mason University National Security Institute,
 Washington D.C.
 Giovanna M. Cinelli, Morgan, Lewis & Bockius LLP, Washington D.C.
 Giovanna M. Cinelli, Practice Lead, International Trade & National Security,
 Washington D.C.

Opponents: Scott VanderWal, South Dakota Farm Bureau Federation, Huron
 Jim Kettlehut, self, Pukwana
 Todd Mortenson, South Dakota Cattlemen's Association, Pierre
 Chad Schooley, South Dakota Soybean Association, Sioux Falls
 Adam Krause, South Dakota Pork Producers, Sioux Falls
 Mitch Richter, South Dakota Farmers Union, Huron (Handout(s) 2)
 Brett Koenecke, South Dakota Bankers Association, Pierre
 Kathy Zander, South Dakota Agri-Business Association, Pierre
 Matt Krogman, South Dakota Association of Realtors, Pierre
 Doug Simons, South Dakota Wheat Growers Association, PIERRE
 Patti Duffy, Stanley Co. Register of Deeds, Fort Pierre
 Jeremiah M. Murphy, South Dakota Stockgrowers Association, Rapid City
 Samuel J. Nelson, Economic Development Professionals Association, Mitchell
 Lorin D. Pankratz, South Dakota Dairy Producers, Brookings
 Brenda Forman, South Dakota Association of Cooperatives, Pierre
 (Handout(s) 3)

MOTION: AMEND SB 185

185A

On page 2, line 15, of the Introduced bill, delete the semicolon and insert a comma
On page 2, line 15, of the Introduced bill, after "person" delete ", foreign entity, or foreign government, "
On page 2, line 17, of the Introduced bill, delete " exceeding one hundred sixty acres" and insert " unless the nonresident alien or foreign person obtains an approval letter pursuant to section 13 of this Act and then such acquisition may not exceed one hundred sixty acres"
On page 2, line 18, of the Introduced bill, after "is " delete "acquired by devise or inheritance, "
On page 2, line 19, of the Introduced bill, after "indebtedness" delete ", or approved by the Committee on Foreign Investment in the United States – South Dakota"
On page 2, line 21, of the Introduced bill, after "governments" insert the comma
Moved by: Klumb
Second by: Mehlhaff
Action: Prevailed by voice vote

MOTION: DO PASS SB 185 AS AMENDED

Moved by: Tobin
Second by: Klumb
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Klumb, Larson, Mehlhaff, Novstrup, Tobin, Deibert, and Herman Otten

MOTION: ADJOURN

Moved by: Klumb
Second by: Tobin
Action: Prevailed by voice vote

Amber Hodgins, Committee Secretary

/s/ HERMAN OTTEN
Herman Otten, Chair