

Committee: House Judiciary

Monday, February 13, 2023 10:00 AM

Roll Call

Present: Rep. Fitzgerald, Rep. Kull, Rep. Massie, Rep. Odenbach, Rep. Reimer,
Rep. Reisch, Rep. Soye, Rep. Teunissen, Rep. Tordsen, Rep. Stevens, and
Rep. Hansen

Excused: Rep. Pourier and Rep. St. John

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Hansen

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 08TH

Moved by: Stevens

Second by: Tordsen

Action: Prevailed by voice vote

HB 1219 : appoint an advisory committee for use of force and qualifying handgun course development.

MOTION: TO TABLE HB 1219

Moved by: Odenbach

Second by: Soye

Action: Prevailed by Majority Members Elect (10-0-3-0)

Voting Yes: Fitzgerald, Kull, Massie, Odenbach, Reisch, Soye, Teunissen, Tordsen,
Stevens, and Hansen

Excused: Pourier, Reimer, and St. John

HB 1213 : require that persons limit access to firearms by minors and to provide a penalty therefor.

Presented by: Representative Linda K. Duba

Proponents: Dean Krogman, State Medical Association SD, Sioux Falls
Jennifer Tinguely, South Dakota State Medical Association, SIOUX FALLS
Sara Alhasnaui, self, Sioux Falls
Shannon Emry, self, Brandon
Emily Thomas, self, Sioux Falls
Julie Parker, self, Sioux Falls
Rebecca Filice, self, Sioux Falls

Opponents: Brian Gosch, National Rifle Association, Fairfax, VA
Cash Anderson, South Dakota Association of Criminal Defense Lawyers, Rapid City
Florence K. Thompson, SD Citizens for Liberty, Rapid City

MOTION: DEFER HB 1213 TO THE 41ST LEGISLATIVE DAY

Moved by: Fitzgerald

Second by: Stevens

Action: Prevailed by Majority Members Elect (10-0-3-0)

Voting Yes: Fitzgerald, Kull, Massie, Odenbach, Reisch, Soye, Teunissen, Tordsen, Stevens, and Hansen

Excused: Pourier, Reimer, and St. John

HB 1227 : authorize the issuance of extreme risk protection orders.

Presented by: Representative Linda K. Duba (Handout(s) 1)

Proponents: Dean Krogman, State Medical Association SD, Sioux Falls
Jackie Ripper, self, Brookings
Dianna Miller, South Dakota Network Against Family Violence, Sioux Falls
Jennifer Tinguely, South Dakota State Medical Association, SIOUX FALLS
Emily Thomas, self, Sioux Falls
Steve Manlove, MD, self, Rapid City

Opponents: Brian Gosch, National Rifle Association, Fairfax, VA
Florence K. Thompson, SD Citizens for Liberty, Rapid City
Paul Lathrop, self, Sioux Falls
Sadie Stevens, Unified Judicial System

MOTION: DEFER HB 1227 TO THE 41ST LEGISLATIVE DAY

Moved by: Stevens

Second by: Reimer

Action: Prevailed by Majority Members Elect (11-0-2-0)

Voting Yes: Fitzgerald, Kull, Massie, Odenbach, Reimer, Reisch, Soye, Teunissen, Tordsen, Stevens, and Hansen

Excused: Pourier and St. John

HB 1182 : allow the parole of inmates sentenced to life imprisonment without parole for crimes committed under age twenty-one.

Presented by: Representative Kady Wittman

Proponents: Senator Tom Pischke
Cash Anderson, South Dakota Association of Criminal Defense Lawyers, Rapid City
Michael Huber, self, Sioux Falls
Steve Siegel, South Dakota Trial Lawyers Association, Pierre
Sam Lopez, self, Sioux Falls
Representative Eric Emery
Angela Schoffelman, self, Sioux Falls

Opponents: Doug Clark, Department of Corrections
Stephen Gemar, Attorney General
Jessica LaMie, Self, Pierre (Handout(s) 2)
Grant M. Flynn, South Dakota State's Attorneys Association, Pierre
Wendy Kloeppner, Lake County State's Attorney, Madison

MOTION: DEFER HB 1182 TO THE 41ST LEGISLATIVE DAY

Moved by: Fitzgerald

Second by: Reisch
Action: Prevailed by Majority Members Elect (8-2-3-0)

Voting Yes: Fitzgerald, Kull, Massie, Odenbach, Reimer, Reisch, Stevens, and Hansen

Voting No: Teunissen and Tordsen

Excused: Pourier, Soye, and St. John

MOTION: ADJOURN

Moved by: Reisch
Second by: Stevens
Action: Prevailed by voice vote

Janelle Toman, Committee Secretary

/s/ JON HANSEN
Jon Hansen, Chair