

Committee: Joint Committee on Appropriations Wednesday, February 22, 2023 8:00 AM

Roll Call

Present: Rep. Ernie Otten, Rep. Kassin, Rep. Mills, Sen. Wiik, Rep. Duba, Sen. Foster, Sen. David Johnson, Rep. Krull, Sen. Maher, Rep. Karr, Rep. Koth, Sen. Jack Kolbeck, Sen. Bolin, Sen. Wink, Rep. Venhuizen, Sen. Breitling, Rep. Derby, and Sen. Hunhoff

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Hunhoff

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 21ST

Moved by: Karr
Second by: Breitling
Action: Prevailed by voice vote

HB 1117 : make an appropriation to support the small and mid-sized manufacturers, and to declare an emergency.

Presented by: Representative Hugh M. Bartels
Proponents: Tiffany Sanderson, Lake Area Technical College
Julie M. Johnson, Aberdeen Development Corporation, Aberdeen
Karlton Adam, South Dakota Bankers Association, Pierre
Dean Krogman, Independent Community of Bankers of South Dakota, Watertown
David Owen, South Dakota Chamber of Commerce & Industry, Pierre
Debra Owen, Greater Sioux Falls Chamber of Commerce, Sioux Falls
Matthew McCaulley, South Dakota Board of Technical Education, Pierre
Mike Bockorny, EDPA, Aberdeen

MOTION: AMEND HB 1117

1117A

On page 1, line 4, of the Introduced bill, after "of" delete " \$875,000"
On page 1, line 4, of the Introduced bill, after "\$875,000 " insert "\$1 "

Moved by: Breitling
Second by: Jack Kolbeck
Action: Prevailed by voice vote

MOTION: DO PASS HB 1117 AS AMENDED

Moved by: Breitling
Second by: Venhuizen
Action: Prevailed by Majority Members Elect (16-0-2-0)

Voting Yes: Ernie Otten, Mills, Wiik, Duba, Foster, David Johnson, Krull, Maher, Koth, Jack Kolbeck, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Excused: Kassin and Karr

HB 1118 : make an appropriation to support the South Dakota Small Business Development Center and the South Dakota Procurement Technical Assistance Center, and to declare an emergency.

Presented by: Representative Hugh M. Bartels
Proponents: Mark Slade, SD Small Business Development Center
Julie M. Johnson, Aberdeen Development Corporation, Aberdeen
Dean Krogman, Independent Community of Bankers of South Dakota, Watertown
Karlton Adam, South Dakota Bankers Association, Pierre
Others: Jim Terwilliger, Bureau of Finance and Management

MOTION: AMEND HB 1118

1118A

On page 1, line 5, of the Introduced bill, after "of" delete " \$1,411,217"
On page 1, line 5, of the Introduced bill, after "\$1,411,217 " insert "\$1 "
Moved by: Breitling
Second by: Ernie Otten
Action: Prevailed by voice vote

MOTION: DO PASS HB 1118 AS AMENDED

Moved by: Breitling
Second by: Venhuizen
Action: Prevailed by Majority Members Elect (18-0-0-0)

Voting Yes: Ernie Otten, Kassin, Mills, Wiik, Duba, Foster, David Johnson, Krull, Maher, Karr, Koth, Jack Kolbeck, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

SB 35 : make an appropriation to expand laboratory space at the Sanford Underground Research Facility and to declare an emergency.

Presented by: Senator Ryan Maher
Proponents: Mike Headley, SD Science & Technology Authority
Casey Peterson, SD Science & Technology Authority
Dana James Dykhouse, SURF foundation board, Sioux Falls
Mike Bockorny, EDPA, Aberdeen
Roger Tellinghuisen, Elevate Rapid City
Opponents: Jim Terwilliger, Bureau of Finance and Management

MOTION: DO PASS SB 35

Moved by: Breitling
Second by: Bolin
Action: Prevailed by Majority Members Elect (15-3-0-0)

Voting Yes: Ernie Otten, Kassin, Wiik, Duba, Foster, David Johnson, Krull, Maher, Koth, Jack Kolbeck, Bolin, Venhuizen, Breitling, Derby, and Hunhoff

Voting No: Mills, Karr, and Wink

HB 1016 : authorize the South Dakota Department of Corrections to construct a prison facility for offenders committed to the Department of Corrections in Rapid City, to make an appropriation therefor, and to declare an emergency.

Presented by: Kellie Wasko, Department of Corrections

MOTION: DO PASS HB 1016

Moved by: Duba

Second by: Jack Kolbeck

Action: Prevailed by Majority Members Elect (17-0-1-0)

Voting Yes: Ernie Otten, Kassin, Mills, Wiik, Duba, Foster, David Johnson, Krull, Maher, Koth, Jack Kolbeck, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Excused: Karr

HB 1017 : authorize the Department of Corrections to purchase certain real property, to contract for the design of a prison facility for offenders committed to the Department of Corrections, to make an appropriation therefor, to transfer funds to the incarceration construction fund, and to declare an emergency.

Presented by: Kellie Wasko, Department of Corrections

Others: Brittni Skipper, Department of Corrections

MOTION: DO PASS HB 1017

Moved by: Ernie Otten

Second by: Jack Kolbeck

Action: Prevailed by Majority Members Elect (17-0-1-0)

Voting Yes: Ernie Otten, Kassin, Wiik, Duba, Foster, David Johnson, Krull, Maher, Karr, Koth, Jack Kolbeck, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Excused: Mills

SB 63 : authorize the Board of Regents to contract for the design and construction of a year-round rodeo practice facility on the campus of South Dakota State University, together with equipment and furnishings, to make an appropriation therefor, and to declare an emergency.

Presented by: Senator Erin Tobin

Proponents: Sam Cordes, SDSU Rodeo Coalition, Hartford
Madison Rotenberger, SDSU Rodeo Team, Ludlow
Dana James Dykhouse, SDSU Rodeo Coalition, Sioux Falls
Elle Piper, SDSU Rodeo Team, Gary
Jim Woster, self, Sioux Falls
Chuck Donnelly, self, Elk Point

Opponents: Morgan Gruebele, Bureau of Finance and Management

MOTION: AMEND SB 63

63C

On page 1, line 1, of the Introduced bill, delete "authorize" and insert " make an appropriation to"
 On page 1, line 1, after "Regents" delete " to contract"
 On page 1, line 1, after "the " insert "study and "
 On page 1, line 1, after "design" delete " and construction"
 On page 1, line 3, after "University," delete " together with equipment and furnishings, to make an appropriation therefor,"
 On the Introduced bill, delete everything after the enacting clause and insert:

- "
- Section 1.** There is hereby appropriated from the general fund the sum of \$750,000 to the Board of Regents, for the purpose of contracting for the study and design of a year-round rodeo practice facility on the campus of South Dakota State University in Brookings.
 - Section 2.** The executive director of the Board of Regents shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.
 - Section 3.** Any amounts appropriated in this Act not lawfully expended or obligated shall revert in accordance with the procedures prescribed in chapter 4-8.
 - Section 4.** Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval.

"
 Moved by: Breitling
 Second by: Kassin
 Action: Prevailed by voice vote

MOTION: DEFER SB 63 TO THE 41ST LEGISLATIVE DAY

Moved by: Derby
 Second by: Ernie Otten
 Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS SB 63 AS AMENDED

Moved by: Foster
 Second by: David Johnson
 Action: Failed by Majority Members Elect (7-11-0-0)

Voting Yes: Kassin, Mills, Duba, Foster, David Johnson, Karr, and Jack Kolbeck

Voting No: Ernie Otten, Wiik, Krull, Maher, Koth, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Revert to previous motion

MOTION: DEFER SB 63 TO THE 41ST LEGISLATIVE DAY

Moved by: Derby
 Second by: Ernie Otten
 Action: Prevailed by Majority Members Elect (12-6-0-0)

Voting Yes: Ernie Otten, Wiik, Krull, Maher, Karr, Koth, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Voting No: Kassin, Mills, Duba, Foster, David Johnson, and Jack Kolbeck

SB 59 : make an appropriation to the Department of Education for grants to support career and technical education infrastructure projects, and to declare an emergency.

Presented by: Senator David Wheeler

Proponents: Mark Naugle, Superintendent, Custer School District
Kraig Steinhoff, Superintendent, Huron School District
Sara Anderson, Superintendent, Gregory School District
Jeff Danielson, Superintendent, Watertown School District
Tiffany Sanderson, Lake Area Technical College
Grace Beck, South Dakota Board of Technical Education, Pierre
Sandra Marie Waltman, South Dakota Education Association, Pierre
Wade Pogany, Associated School Boards of South Dakota, Pierre
Deb Mortenson, Associated General Contractors of South Dakota, Pierre
Tim Dougherty, South Dakota Home Builders Association, Pierre
Rob L. Monson, School Administrators of South Dakota, Pierre
Dianna Miller, Large School Group (Aberdeen), Aberdeen

Opponents: Morgan Gruebele, Bureau of Finance and Management

MOTION: DO PASS SB 59

Moved by: Venhuizen

Second by: Breitling

Action: Prevailed by Majority Members Elect (12-6-0-0)

Voting Yes: Ernie Otten, Kassin, Duba, Foster, David Johnson, Krull, Koth, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Voting No: Mills, Wiik, Maher, Karr, Jack Kolbeck, and Bolin

HB 1021 : make an appropriation to the State Conservation Commission and to declare an emergency.

Presented by: Bill Smith, Department of Agriculture and Natural Resources

Proponents: Angela Ehlers, SD Association of Conservation Districts, Pierre
Paul Lepisto, SD Division of the Izaak Walton League of America, Pierre

MOTION: DO PASS HB 1021

Moved by: Wiik

Second by: Jack Kolbeck

Action: Prevailed by Majority Members Elect (18-0-0-0)

Voting Yes: Ernie Otten, Kassin, Mills, Wiik, Duba, Foster, David Johnson, Krull, Maher, Karr, Koth, Jack Kolbeck, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

HB 1143 : make an appropriation for the restoration, maintenance, and repair of the state capitol and to declare an emergency.

Presented by: Representative Tony Venhuizen
 Proponents: Yvonne Taylor, self, Pierre
 Tim Daugherty, self, Pierre
 Opponents: Scott Bollinger, Bureau of Administration

MOTION: AMEND HB 1143

1143B

On page 1, line 5, of the House State Affairs Engrossed bill, after "for" delete " purposes of"
 On page 1, line 5, of the House State Affairs Engrossed bill, delete " the" and insert " any"
 On page 1, line 6, of the House State Affairs Engrossed bill, after "building" insert " historic area"
 On page 1, line 6, of the House State Affairs Engrossed bill, after "building." insert "
 For purposes of this section, the term, historic area, means the following state capitol building areas

- or objects:
- (1) The hallways of the first, second, third, and fourth floors;
 - (2) The rotunda;
 - (3) The chambers of the Supreme Court;
 - (4) The legislative chambers and their lobbies;
 - (5) The reception area traditionally used by the Governor; and
 - (6) Any mural, painting, statue, or decoration created for or attached to the state capitol building.

Before any money is expended under this Act, the Capitol Complex Restoration and Beautification Commission shall review each proposed restoration, maintenance, or repair project. If the commission determines that the project will protect and preserve the integrity of a historic area, money appropriated under this section may be expended for the project as prescribed by this Act. "

Moved by: Breitling
 Second by: Wiik
 Action: Prevailed by voice vote

MOTION: DO PASS HB 1143 AS AMENDED

Moved by: Derby
 Second by: Mills
 Action: Prevailed by Majority Members Elect (11-7-0-0)

Voting Yes: Ernie Otten, Kassin, Mills, Krull, Karr, Koth, Bolin, Wink, Venhuizen, Breitling, and Derby

Voting No: Wiik, Duba, Foster, David Johnson, Maher, Jack Kolbeck, and Hunhoff

SB 79 : make an appropriation to the Department of Game, Fish and Parks to improve and repair infrastructure around Hiddenwood Lake and to declare an emergency.

MOTION: AMEND SB 79

79A

On page 1, line 5, of the Introduced bill, after "of" delete " \$3,500,000"

On page 1, line 5, of the Introduced bill, after "\$3,500,000 " insert "\$1 "

Moved by: Breitling
Second by: Wink
Action: Prevailed by voice vote

MOTION: DO PASS SB 79 AS AMENDED

Moved by: Venhuizen
Second by: Koth
Action: Prevailed by Majority Members Elect (15-3-0-0)

Voting Yes: Ernie Otten, Kassin, Mills, Duba, Foster, David Johnson, Krull, Maher, Koth, Bolin, Wink, Venhuizen, Breitling, Derby, and Hunhoff

Voting No: Wiik, Karr, and Jack Kolbeck

MOTION: ADJOURN

Moved by: Wiik
Second by: Jack Kolbeck
Action: Prevailed by voice vote

Gerry Baucom, Committee Secretary

/s/ JEAN HUNHOFF
Jean Hunhoff, Co-Chair

/s/ MIKE DERBY
Mike Derby, Co-Chair