

Committee: House State Affairs

Wednesday, February 22, 2023 7:45 AM

Roll Call

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

Excused: Rep. Bartels and Rep. Wangsness

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Mortenson

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 15TH

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

SB 20 : authorize the awarding of deobligated grants in accordance with policies of the Board of Water and Natural Resources.

Presented by: Andy Bruels, Dept. of Agriculture and Natural Resources (Handout(s) #1)

Proponents: Lindsey Riter-Rapp, South Dakota Association of Rural Water Systems,
Madison
Julie M. Johnson, WEB Water, Aberdeen
David Reiss, South Dakota Municipal League, Fort Pierre

MOTION: DO PASS SB 20

Moved by: Cammack
Second by: Drury
Action: Prevailed by Majority Members Elect (11-0-2-0)

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

Excused: Bartels and Wangsness

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 20 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 86 : require candidates for party precinct committeeman or committeewoman to include an email address and phone number in the written statement submitted to the county auditor.

Presented by: Senator Jim Stalzer

MOTION: DO PASS SB 86

Moved by: Chaffee
Second by: Drury
Action: Prevailed by Majority Members Elect (10-0-3-0)

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

Excused: Bartels, Blare, and Wangsness

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 86 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 102 : require the continued maintenance of the official list of candidates prior to an election.

Presented by: Representative Joe Donnell

Proponents: Senator Jack Kolbeck

MOTION: DO PASS SB 102

Moved by: Blare

Second by: Chase

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

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

Excused: Bartels and Wangsness

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 102 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 116 : authorize legislative intervention into certain cases pertaining to election law.

Presented by: Representative Mike Stevens

Proponents: T.J. Nelson, Opportunity Solutions Project, Tallahassee, FL
Representative Tina L. Mulally

Opponents: Samantha Chapman, American Civil Liberties Union Foundation Inc, NY
Rick Weible, Self, Elkton

MOTION: DO PASS SB 116

Moved by: Chase

Second by: Blare

Action: Failed by Majority Members Elect (4-7-2-0)

Voting Yes: Blare, Cammack, Chaffee, and Chase

Voting No: Drury, Hansen, Healy, Lesmeister, Reimer, Rehfeldt, and Mortenson

Excused: Bartels and Wangsness

MOTION: DEFER SB 116 TO THE 41ST LEGISLATIVE DAY

Moved by: Drury

Second by: Lesmeister
Action: Prevailed by Majority Members Elect (7-4-2-0)

Voting Yes: Drury, Hansen, Healy, Lesmeister, Reimer, Rehfeldt, and Mortenson

Voting No: Blare, Cammack, Chaffee, and Chase

Excused: Bartels and Wangsness

SB 140 : revise certain provisions relating to voter registration.

Presented by: Senator Steve Kolbeck

Proponents: T.J. Nelson, Opportunity Solutions Project, Tallahassee, FL
Representative Tina L. Mulally
Kristie Jacobsen, South Dakota Association of County Officials, Pierre
Rick Weible, Self, Elkton
Deb Halverson, Lyman County Auditor, self, Kennebec
Lindley Howard, McPherson County Auditor, self, Leola

MOTION: DO PASS SB 140

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

MOTION: SUBSTITUTE MOTION: AMEND SB 140

140G

On page 2, line 10, of the Senate Engrossed bill, after "website." delete "Section 6. That § 12-4-5. 3 be AMENDED:"

On page 2, line 11, of the Senate Engrossed bill, after "AMENDED:" delete "12-4-5. 3. When a voter registration application is received by the county auditor, the county auditor or an individual designated by the county auditor shall review the application for eligibility and completeness. If the applicant is not eligible to be registered or sufficient information to complete the registration card cannot be obtained from the applicant, the applicant shall be sent county auditor must send an acknowledgment notice by nonforwardable mail to the applicant indicating the reason the registration was not filed. In addition, the The acknowledgment notice shall must state that the voter applicant needs to submit the corrected information to the county auditor within thirty days or the voter registration form may not be processed. The county auditor or an individual designated by the county auditor may contact the applicant by phone or electronic communication to collect the required additional information. Any applicant whose registration is accepted The county auditor shall be sent send an acknowledgment notice by nonforwardable mail to the applicant whose registration is accepted. The acknowledgment notice shall be prescribed by the State Board of Elections and sent by nonforwardable mail The State Board of Elections shall promulgate rules, pursuant to chapter 1-26, prescribing the form of the acknowledgement notice. The same confirmation mailing required by § 12-4-19 shall must be sent immediately to any person whose registration acknowledgment notice is returned undeliverable."

Moved by: Hansen
Second by: Reimer
Action: Withdrawn

MOTION: SUBSTITUTE MOTION: **AMEND SB 140**

140F

On page 2, line 19, of the Senate Engrossed bill, after "processed." delete " The county auditor or an individual designated by the county auditor may contact the applicant by phone or electronic communication to collect the required additional information."

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

MOTION: **DO PASS SB 140 AS AMENDED**

Moved by: Cammack
Second by: Hansen
Action: Prevailed by Majority Members Elect (11-0-2-0)

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

Excused: Bartels and Wangsness

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 140 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 147 : change provisions regarding the appointment of legislators to represent South Dakota in the Streamlined Sales and Use Tax Agreement.

Presented by: Senator Jack Kolbeck
Proponents: Senator Tim Reed

MOTION: **DO PASS SB 147**

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

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

Excused: Bartels and Wangsness

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 147 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

MOTION: **ADJOURN**

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

Pam Kean, Committee Secretary

/s/ WILL MORTENSON Will Mortenson, Chair