

Committee: Senate Transportation

Wednesday, February 22, 2023 8:00 AM

Roll Call

Roll Call Missing

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Castleberry

MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 17TH

Moved by: Zikmund

Second by: Deibert

Action: Prevailed by voice vote

SR 701 : Urging the South Dakota Department of Transportation to reconsider the three-lane proposal for State Highway 46.

Presented by: Senator Erin Tobin

Proponents: Representative Marty Overweg

Jeff Doom, self, Wagner

Leo Soukup, self, Wagner (Handout(s) 1)

Jeff Stewart, self, Wagner

Dana Sanderson, self, Wagner

Michele Juffer, self, Wagner

Brenda Jatón, self, Wagner

Frank Kloucek, self, Scotland

Opponents: Mike Behm, Department of Transportation

MOTION: AMEND SR 701

SR701B

On page 1, line 1, of the Introduced resolution, after "RESOLUTION, " delete "Urging the South Dakota Department of Transportation to reconsider the three-lane proposal for State Highway 46"

On page 1, line 2, after "46" insert " Supporting the South Dakota Department of Transportation Wagner four-lane proposal"

On the Introduced resolution, delete everything after the title and insert:

"

WHEREAS, the need to keep the South Dakota Department of Transportation proposed four lane total road package including drainage, sewer, and lighting is of vital importance to the future of Wagner in any new construction or repair on Highway 46 through Wagner; and

WHEREAS, the four-lane plays a vital role in tourism, economic development, Wagner retail business, access to health care including Indian Health Services, emergency services, public education, elderly living, regional agriculture and tourism, and much more; and

WHEREAS, the four-lane has played a pivotal role in the expansion of commerce in and around Wagner; and

WHEREAS, the four-lane has provided a safe, reliable, efficient, and effective means of travel to and through Wagner for almost forty years; and

WHEREAS, on December 6, 2022, the citizens of Wagner overwhelmingly verified their rejection of the Wagner City Council's August 29, 2022, vote to support the South Dakota Department of Transportation three-lane proposal by 133 to 64, a two to one margin; and

WHEREAS, the South Dakota Department of Transportation accident rate charts show this stretch of road significantly lower compared to similar roads in the state. It does not appear that this proposed road change will be done to improve safety. The Urban Principal Arterial Crash rate in Wagner from 2015 to 2019 was 1.16 crashes per million vehicle miles traveled while the state average is 1.95; and

WHEREAS, there is only a six percent cost difference between the four-lane and three-lane reconstruction proposals; and

WHEREAS, the South Dakota Senate recognizes the overwhelming across the board public support for the Wagner four-lanes proposal as witnessed by 1561 petition signers and overwhelming public input in support of rebuilding the four-lane highway through Wagner;

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninety-Eighth Legislature of the State of South Dakota, supports the South Dakota Department of Transportation four-lane reconstruction proposal for Highway 46 through Wagner."

Moved by: Deibert
Second by: Zikmund
Action: Prevailed by voice vote

MOTION: DO PASS SR 701

Moved by: Beal
Second by: Zikmund
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DEFER SR 701 TO THE 41ST LEGISLATIVE DAY

Moved by: Deibert
Second by: Schoenfish
Action: Prevailed by Majority Members Elect (4-2-1-0)

Voting Yes: Deibert, Larson, Schoenfish, and Castleberry

Voting No: Beal and Zikmund

Excused: Klumb

HB 1158 : ban counterfeit airbags.

Presented by: Senator Michael Diedrich

Proponents: Representative Steve Duffy (Handout(s) 2)
Grace Beck, Alliance for Automotive Innovation, Washington, DC (Handout(s) 3)
Craig Matson, South Dakota Insurance Alliance, Sioux Falls
Craig Matson, Farmers Mutual of Nebraska, Lincoln, NE
Christine Vinatieri-Erickson, South Dakota Auto Dealers Association, Sioux Falls

Doug Abraham, American Property Casualty Insurance Association, Chicago, IL

MOTION: DO PASS HB 1158

Moved by: Zikmund

Second by: Beal

Action: Prevailed by Majority Members Elect (6-0-1-0)

Voting Yes: Beal, Deibert, Larson, Schoenfish, Zikmund, and Castleberry

Excused: Klumb

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1158 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

HB 1215 : revise certain provisions regarding the operation of a golf cart on a state or county highway.

Presented by: Representative Tim Reisch

Proponents: Christine Vinatieri-Erickson, South Dakota Auto Dealers Association, Sioux Falls

Opponents: Joel Peterson, Department of Public Safety
Jenna R Severyn, South Dakota Police Chiefs Association, Fort Pierre
Deb Fischer-Clemens, self, Madison

MOTION: DEFER HB 1215 TO THE 41ST LEGISLATIVE DAY

Moved by: Zikmund

Second by: Larson

Action: Failed by Majority Members Elect (3-3-1-0)

Voting Yes: Deibert, Larson, and Zikmund

Voting No: Beal, Schoenfish, and Castleberry

Excused: Klumb

MOTION: DO PASS HB 1215

Moved by: Beal

Second by: Schoenfish

Action: Failed by Majority Members Elect (3-3-1-0)

Voting Yes: Beal, Schoenfish, and Castleberry

Voting No: Deibert, Larson, and Zikmund

Excused: Klumb

MOTION: DEFER HB 1215 UNTIL FRIDAY, FEBRUARY 24TH, 2023

Moved by: Deibert
Second by: Beal
Action: Prevailed by Majority Members Elect (5-1-1-0)

Voting Yes: Beal, Deibert, Larson, Schoenfish, and Castleberry
Voting No: Zikmund
Excused: Klumb

MOTION: ADJOURN

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

Amber Hodgins, Committee Secretary

/s/ JESSICA CASTLEBERRY
Jessica Castleberry, Vice-Chair