

Committee: SB 104 A Conference Committee

Thursday, March 09, 2023 10:30 AM

Roll Call

Present: Rep. Karr, Rep. Lesmeister, Rep. Bartels, Sen. Breitling, Sen. Foster, and Sen. Hunhoff

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Senator Hunhoff**

**SB 104 : reduce certain gross receipts tax rates and a use tax rate, and to repeal a conditional reduction of certain gross receipts tax rates.**

Opponents: Senator John Wiik  
Steven Kohler, Bureau of Finance and Management (Handout(s) 1)  
Ellie J. Bailey, South Dakota Telecommunications Association, Pierre  
Representative Mary J. Fitzgerald  
Representative Trish Ladner

**MOTION: AMEND SB 104**

104C

On page 1, line 1, of the House Engrossed bill, delete "reduce certain gross receipts tax rates and a use tax rate, and to repeal a conditional reduction of certain gross receipts tax rates" and insert "reallocate monies in the state treasury for broadband projects and to declare an emergency"

On the House Engrossed bill, delete everything after the enacting clause and insert:  
"

**Section 1. That section 1 of chapter 218 of the 2021 Session Laws be AMENDED:**

There is hereby appropriated from the general fund the sum of ~~\$75,000,000~~ \$45,000,000 to the Governor's Office of Economic Development, for purposes of expanding broadband throughout the state of South Dakota.

**Section 2.** There is hereby appropriated \$30,000,000 from the American Rescue Plan Act State Fiscal Recovery Fund, to the Governor's Office of Economic Development, for the purpose of providing grants for eligible broadband projects in accordance with federal guidance.

**Section 3.** The commissioner of the Governor's Office of Economic Development shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

**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: Karr  
Second by: Bartels  
Action: Prevailed by voice vote

**MOTION: TO RECOMMEND THE ADOPTION OF THE CONFERENCE COMMITTEE REPORT AS PRESENTED**

Moved by: Karr  
Second by: Breitling  
Action: Prevailed by roll call vote (5-1-0-0)

Voting Yes: Karr, Bartels, Breitling, Foster, and Hunhoff

Voting No: Lesmeister

**MOTION: ADJOURN**

Moved by: Bartels

Second by: Breitling

Action: Prevailed by voice vote

Mary Stewart, Committee Secretary

/s/ JEAN HUNHOFF  
Jean Hunhoff, Chair

/s/ HUGH M. BARTELS  
Hugh M. Bartels, Chair