

Committee: House Commerce and Energy

Wednesday, February 21, 2024 10:00 AM

Roll Call

Present: Rep. Arlint, Rep. Bahmuller, Rep. Callies, Rep. Donnell, Rep. Duffy, Rep. Krohmer, Rep. Mulally, Rep. Nelson, Rep. Pinnow, Rep. Schneider, Rep. Shorma, Rep. Perry, and Rep. Weisgram

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Weisgram

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

Moved by: Pinnow
Second by: Arlint
Action: Prevailed by voice vote

voting Nay-Rep Mulally

SB 86 : allow a municipality authorized to allow legal games of chance to issue additional off-sale liquor licenses to hotel-motel convention facilities.

Presented by: Representative Scott Odenbach
Proponents: Senator Ryan Maher
Nathan Sanderson, South Dakota Retailers Association, Pierre
Caleb Arceneaux, LIV Hospitality, Rapid City
David Knight, Cadillac Jacks Gaming Resort, Deadwood
Roger A. Tellinghuisen, B.Y. Development Inc, Rapid City
Opponents: Matt Krogman, SD Licensed Beverage Dealer & Gaming Assoc., Rapid City

MOTION: DO PASS SB 86

Moved by: Pinnow
Second by: Krohmer
Action: Prevailed by Majority Members Elect (9-4-0-0)

Voting Yes: Arlint, Donnell, Duffy, Krohmer, Nelson, Pinnow, Schneider, Shorma, and Weisgram

Voting No: Bahmuller, Callies, Mulally, and Perry

SB 58 : revise provisions regarding money transmission.

Presented by: Bret Afdahl, Department of Labor and Regulation
Proponents: Justin Bell, Independent Payroll Providers Association, Mission
Dean Krogman, Independent Community of Bankers of South Dakota, Watertown

MOTION: AMEND SB 58

On page 7, line 34, of the Senate Commerce and Energy Engrossed bill, after "Act;" delete " and"

On page 7, line 35, of the Senate Commerce and Energy Engrossed bill, after "company" insert "; and

- (16) A person appointed as an agent of a payor for purposes of providing payroll processing services for which the agent would otherwise need to be licensed, provided all of the following apply:
 - (a) There is a written agreement between the payor and the agent that directs the agent to provide payroll processing services on the payor’s behalf;
 - (b) The payor holds the agent out to employees and other payees as providing payroll processing services on the payor’s behalf; and
 - (c) The payor’s obligation to a payee, including an employee or any other party entitled to receive funds via the payroll processing services provided by the agent, shall not be extinguished if the agent fails to remit the funds to the payee"

Moved by: Bahmuller
Second by: Perry
Action: Prevailed by voice vote

MOTION: DO PASS SB 58 AS AMENDED

Moved by: Schneider
Second by: Callies
Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Krohmer, Nelson, Pinnow, Schneider, Perry, and Weisgram

Voting No: Mulally and Shorma

SB 81 : expand permission on installing electric wiring in a residence.

Presented by: Senator Herman Otten

MOTION: DO PASS SB 81

Moved by: Shorma
Second by: Arlint
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Mulally, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

Voting No: Krohmer

SB 84 : update the edition of the guidebook used for measuring damages to trees or plants.

Presented by: Senator David Johnson
Proponents: Aaron C. Costello, Black Hills Corporation, Rapid City

MOTION: DO PASS SB 84

Moved by: Krohmer

Second by: Perry
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Krohmer, Mulally, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 84 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

MOTION: ADJOURN

Moved by: Krohmer
Second by: Bahmuller
Action: Prevailed by voice vote

Jean Denton, Committee Secretary

/s/ MIKE WEISGRAM
Mike Weisgram, Chair