

Roll Call

Present: Rep. Andera, Rep. Bathke, Rep. DeGroot, Rep. Fitzgerald, Rep. Heermann, Rep. Kull, Rep. Ladner, Rep. Mulally, Rep. Roby, Rep. Van Diepen, Rep. Wittman, Rep. Auch, and Rep. Jamison

**The meeting was called to order by Representative Jamison**

**HB 1059 : clarify the meaning of teleconference for purposes of open meeting requirements.**

Presented by: Representative Mary J. Fitzgerald

Proponents: David Bordewyk, South Dakota NewsMedia Association, Brookings  
Sara Rankin, South Dakota Municipal League, FORT PIERRE  
Kellen Willert, Self, Belle Fourche

**MOTION: AMEND HB 1059**

1059B

On page 1, line 8, of the Introduced bill, remove the overstrikes from " one"

On page 1, line 8, of the Introduced bill, after "one" delete " a"

On page 1, line 8, of the Introduced bill, remove the overstrikes from " its"

On page 1, line 8, of the Introduced bill, after "its" delete ":

(1) Its"

On page 1, line 10, of the Introduced bill, remove the overstrikes from the period

On page 1, line 10, of the Introduced bill, remove the overstrikes from "It is not an official meeting of a public body if its"

On page 1, line 11, of the Introduced bill, after "its" delete ";

(2) Its"

On page 1, line 13, of the Introduced bill, after "body" delete ";

(3) Its members communicate via teleconference or other electronic means for the sole purpose of scheduling, or confirming availability to attend, a future meeting"

On page 2, line 20, of the Introduced bill, after "teleconference" insert " or electronic means, including electronic mail, instant messaging, social media, text message, or virtual meeting platform, provided the term does not include communications solely to schedule a meeting or confirm attendance availability for a future meeting"

On page 2, line 20, of the Introduced bill, remove the overstrikes from the semicolon

On page 2, line 22, of the Introduced bill, after "internet" delete ", including electronic mail, instant messaging, social media, text message, or virtual meeting platform;"

On page 2, line 24, of the Introduced bill, delete " city" and insert " municipality"

On page 2, line 26, of the Introduced bill, after "entity" insert ", which is created by statute, ordinance, or resolution, and is vested with the authority to exercise any sovereign power derived from state law"

On page 2, line 28, of the Introduced bill, after "each" insert " agency,"

On page 2, line 28, of the Introduced bill, remove the overstrikes from " board, commission,"

On page 2, line 28, of the Introduced bill, after "commission," insert " or"

On page 2, line 28, of the Introduced bill, remove the overstrikes from " department"

On page 2, line 28, of the Introduced bill, remove the overstrikes from " of the State of South Dakota"

On page 2, line 29, of the Introduced bill, after "include" delete " agency of this state"

Moved by: Wittman  
Second by: Andera  
Action: Prevailed by voice vote

**MOTION: DO PASS HB 1059 AS AMENDED**

Moved by: Roby  
Second by: Ladner  
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Andera, Bathke, DeGroot, Fitzgerald, Heermann, Kull, Ladner, Roby, Van Diepen, Wittman, Auch, and Jamison

Voting No: Mulally

**HB 1064 : permit the selling of fireworks throughout the year.**

Presented by: Representative Dylan Jordan  
Proponents: Kathleen Puttmann, Self, Colton  
Opponents: Representative Lana Greenfield  
Steve Willard, South Dakota Joint Fire Council, Rapid City  
Jenna R. Severyn, South Dakota Police Chiefs Association, FORT PIERRE

**MOTION: DEFER HB 1064 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: DeGroot  
Second by: Wittman  
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Andera, Bathke, DeGroot, Fitzgerald, Heermann, Kull, Ladner, Roby, Van Diepen, Wittman, Auch, and Jamison

Voting No: Mulally

**MOTION: ADJOURN**

Moved by: Mulally  
Second by: Van Diepen  
Action: Prevailed by voice vote

James Sapp, Committee Secretary

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/s/ GREG JAMISON  
Greg Jamison, Chair