

Minutes: Senate Committee on Appropriations

Thursday, February 20, 2025 8:00 AM

Roll Call

Present: Sen. Miskimins, Sen. Vilhauer, Sen. Carley, Sen. Voita, Sen. Howard,
Sen. Foster, Sen. Zikmund, Sen. Lapka, and Sen. Otten

The meeting was called to order by Senator Otten

SB 142 : revise the dates for submission of budget requests.

Presented by: Senator Chris Karr

MOTION: TO TABLE SB 142

Moved by: Howard
Second by: Vilhauer
Action: Prevailed by Majority Members Elect (9-0-0-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Foster, Zikmund, Lapka, and Otten

SB 144 : require legislative approval for significant capital expenditures by the Department of Game, Fish and Parks.

Presented by: Senator Chris Karr (Handout(s) 1)
Opponents: George Morey Vandel III, South Dakota Wildlife Federation, Pierre
Paul Lepisto, SD Division of the Izaak Walton League of America, Pierre
Others: Kevin Robling, Secretary, Game, Fish and Parks

MOTION: AMEND SB 144

144B

On page 1, line 11, of the Introduced bill, delete "The" and insert "Notwithstanding any provision of this title to the contrary, the"
On page 1, line 14, of the Introduced bill, delete " one" and insert " two"
On page 1, line 14, of the Introduced bill, after "million " insert "five hundred thousand "
On page 1, line 16, of the Introduced bill, delete "The" and insert "Notwithstanding any provision of this title to the contrary, the"
On page 1, line 17, of the Introduced bill, delete " one" and insert " two"
On page 1, line 18, of the Introduced bill, after "million" insert " five hundred thousand"
On page 2, line 2, of the Introduced bill, delete " void and unenforceable" and insert " voidable in a legal action initiated by the attorney general"
On page 2, line 2, of the Introduced bill, after "unenforceable." insert "
The applicability of this section includes any action authorized under this title. "
On page 2, line 3, of the Introduced bill, after "unenforceable." delete "Section 3. That § 41-2-21 be AMENDED:
"
On page 2, line 4, of the Introduced bill, after "AMENDED:" delete "41-2-21. "
On page 2, line 4, of the Introduced bill, after "41-2-21. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks may acquire, by any means or methods as specified in § 41-2-19, any public or private real property especially desirable

for purposes of establishing public shooting areas or for the purposes of water conservation or recreation, and may develop and improve the property for such purposes."

On page 2, line 9, of the Introduced bill, after "purposes." delete "Section 4. That § 41-2-22 be AMENDED:

"

On page 2, line 10, of the Introduced bill, after "AMENDED:" delete "41-2-22. "

On page 2, line 10, of the Introduced bill, after "41-2-22. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks may establish and operate controlled hunting areas whenever, in the opinion of the Game, Fish and Parks Commission, the establishment of such the areas is in the best interest of the people of South Dakota this state."

On page 2, line 14, of the Introduced bill, after "state." delete "Section 5. That § 41-2-23 be AMENDED:

"

On page 2, line 15, of the Introduced bill, after "AMENDED:" delete "41-2-23. "

On page 2, line 15, of the Introduced bill, after "41-2-23. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks shall, if directed by the Game, Fish and Parks Commission, expend funds for the improvement of wildlife habitat, access to hunting, and access to fishing or recreation areas on any land, public or private, within the state, notwithstanding the provisions of § 5-14-10. Any land so improved is open to reasonable use by the public."

On page 2, line 20, of the Introduced bill, after "public." delete "Section 6. That § 41-2-24 be AMENDED:

"

On page 2, line 21, of the Introduced bill, after "AMENDED:" delete "41-2-24. "

On page 2, line 21, of the Introduced bill, after "41-2-24. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks shall acquire, by gift, purchase, lease, or condemnation, and shall improve and manage land areas suitable for park purposes in various portions of the state, so that a comprehensive state park system may be established. The department may levy and collect service fees for the use of the facilities in the state parks, upon the conditions as provided in this title. The department may issue its negotiable bonds for such purposes, and in such the amounts, forms, and upon such the conditions as provided in this title. The department may cooperate with the United States, with any agency of the United States, and with any other department or public corporation of this state in such park activities."

On page 3, line 1, of the Introduced bill, after "activities." delete "Section 7. That § 41-2-25 be AMENDED:

"

On page 3, line 2, of the Introduced bill, after "AMENDED:" delete "41-2-25. "

On page 3, line 2, of the Introduced bill, after "41-2-25. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks may make capital improvements that the Game, Fish and Parks Commission deems necessary or proper for the extension, improvement, or development of state parks and recreation areas, on all land leased by the department. The provisions of § 5-14-10 do not apply to this section."

On page 3, line 7, of the Introduced bill, after "section." delete "Section 8. That § 41-2-31 be AMENDED:

"

On page 3, line 8, of the Introduced bill, after "AMENDED:" delete "41-2-31. "

On page 3, line 8, of the Introduced bill, after "41-2-31. " delete "The Subject to section 2 of this Act, the Department of Game, Fish and Parks may accept, use, and expend any funds directed to it and provided by any agency of the United States government or provided by any other private or public sources."

On page 3, line 11, of the Introduced bill, after "sources." delete "Section 9. That § 41-2-34. 1 be AMENDED:

"

On page 3, line 12, of the Introduced bill, after "AMENDED:" delete "41-2-34. 1. "

On page 3, line 12, of the Introduced bill, after "41-2-34.1. " delete "An amount equal to thirty-five percent of the resident small game license revenue shall must be used for the purpose of restoring the state pheasant and wildlife population. Any land purchased with such funds shall the moneys must be identified as game production areas. Any such A purchase shall must be from a willing seller and shall must be approved by the Governor. A purchase is subject to section 2 of this Act. No acquisition of land made pursuant to this section may be accomplished through the state's power of eminent domain."

On page 3, line 19, of the Introduced bill, after "domain." delete "Section 10. That § 41-2-34. 2 be AMENDED:

"

On page 3, line 20, of the Introduced bill, after "AMENDED:" delete "41-2-34. 2. "

On page 3, line 20, of the Introduced bill, after "41-2-34.2. " delete "The Game, Fish and Parks Commission shall impose a surcharge in the amount of six dollars on each classification of hunting licenses issued by the Department of Game, Fish and Parks, with the exception of licenses to take fur-bearing animals, one-day small game licenses, predator/varmint licenses, migratory bird certification permits, youth deer licenses, youth small game licenses, and mentored youth big game licenses authorized by § 41-6-81. Of the revenue from the surcharge for each such license, one dollar shall must be deposited in the animal damage control fund established pursuant to § 40-36-10; and five dollars shall must be deposited in a special fund known as the South Dakota sportsmen's access and landowner depredation fund, which is hereby established.

Money in the fund is continuously appropriated for the purposes set forth in this section. Fifty percent of the money in the South Dakota sportsmen's access and landowner depredation fund shall must be available to landowners, pursuant to procedures and amounts to be established in rules promulgated by the commission, pursuant to chapter 1-26, for purposes of providing hunting access on the landowners' land and for wildlife depredation and damage management programs. Fifty percent of the money in the South Dakota sportsmen's access and landowner depredation fund shall must be available for purposes of acquiring free public hunting access by lease agreement. Expenditures under this section are subject to section 2 of this Act."

On page 4, line 9, of the Introduced bill, after "Act." delete "Section 11. That § 41-2-35 be AMENDED:

"

On page 4, line 10, of the Introduced bill, after "AMENDED:" delete "41-2-35. "

On page 4, line 10, of the Introduced bill, after "41-2-35. " delete "All moneys in the Department of Game, Fish and ParksMoneys in the game, fish and parks fund are hereby annually appropriated to must be budgeted through the general appropriation bill and may be used, together with any moneys otherwise appropriated, to pay the necessary expenses of effectuating the purposes of this title. The use of moneys referenced in this section is subject to section 2 of this Act."

On page 4, line 15, of the Introduced bill, after "Act." delete "Section 12. That § 41-4-1 be AMENDED:

"

On page 4, line 16, of the Introduced bill, after "AMENDED:" delete "41-4-1. "

On page 4, line 16, of the Introduced bill, after "41-4-1. " delete "The Department of Game, Fish and Parks may acquire or condemn private property, if the property is necessary to carry out the purposes and intent of this title. If the Game, Fish and Parks Commission deems it necessary to take or condemn any private property for such purposes, the commission shall by proper must, by resolution, declare such the necessity, stating the

purpose and extent of the action. The commission shall communicate the resolution to the attorney general, and thereupon the proceedings to take or condemn the property shall must be conducted as provided by the laws of this state law, in the name of the state as plaintiff. Any acquisition or condemnation under this section is subject to section 2 of this Act."

On page 4, line 25, of the Introduced bill, after "Act." delete "Section 13. That § 41-4-1. 1 be AMENDED:

"

On page 4, line 26, of the Introduced bill, after "AMENDED:" delete "41-4-1. 1. "

On page 4, line 26, of the Introduced bill, after "41-4-1.1. " delete "Before the Department of Game, Fish and Parks purchases any land pursuant to § 41-2-19, 41-2-21, 41-2-24, 41-4-1, or 41-4-3, the department shall notify the owners of any land, which is located adjacent to the land sought to be purchased by the department, that the department is seeking to purchase such land. The notification shall be by publishing department shall publish notice of the same intended purchase once in each legal newspaper of the county in which the property to be purchased is located. The notification shall be made notice must be published at least thirty days prior to the date of action by the Game, Fish and Parks Commission authorizing the intended purchase. The notice shall must include the time and location of the meeting at which the commission's action is expected and instructions for presenting oral and written comments to the commission. Any purchase under this section is subject to section 2 of this Act."

On page 5, line 6, of the Introduced bill, after "Act." delete "Section 14. That § 41-4-2 be AMENDED:

"

On page 5, line 7, of the Introduced bill, after "AMENDED:" delete "41-4-2. "

On page 5, line 7, of the Introduced bill, after "41-4-2. " delete "Payment for lands acquired by eminent domain, including the cost and expenses of condemnation proceedings, shall must be paid out of the Department of Game, Fish and Parks department of game, fish and parks fund, and such any part of suchthe fund as may be necessary is hereby appropriated for such the stated purposes, and the. The state auditor shall issue warrants upon the state treasurer against such the fund, upon vouchers duly approved by the Game, Fish and Parks Commission. Any payment under this section is subject to section 2 of this Act."

On page 5, line 14, of the Introduced bill, after "Act." delete "Section 15. That § 41-4-3 be AMENDED:

"

On page 5, line 15, of the Introduced bill, after "AMENDED:" delete "41-4-3. "

On page 5, line 15, of the Introduced bill, after "41-4-3. " delete "Three dollars received from the sale of each nonresident small game license shall must be placed in a fund to be known as the land acquisition and development fund. The moneys from this fund shall must be used for the following purposes:

(1) To acquire, subject to the section 2 of this Act, by purchase or lease, real property to be used primarily for game production. Such The real property shall must remain open for public hunting;

(2) To pay the salary and any necessary expenses of any employee of the Department of Game, Fish and Parks engaged in the acquisition of such the real property;

(3) For improving and maintaining game production areas, subject to the section 2 of this Act; and

(4) For the payment of taxes on public shooting areas.

Not more than twenty-five percent of the land acquisition and development fund, after the payment of taxes, may be used for the administration of the fund or for improving and maintaining game production areas."

On page 5, line 29, of the Introduced bill, after "areas." delete "Section 16. That § 41-4-10 be AMENDED:

"

On page 5, line 30, of the Introduced bill, after "AMENDED:" delete "41-4-10. "

On page 5, line 30, of the Introduced bill, after "41-4-10. " delete "The Department of Game, Fish and Parks may acquire by gift or lease, from willing landowners, the right to maintain unused, terminated, or abandoned section-line rights-of-way as game production areas. This section does not apply to section lines where roads have never been developed. No such interest acquired by the department may prevent a roadway from being reopened to public travel.

Every political subdivision of the state east of the Missouri River, having highways or roadways under its jurisdiction, may notify the Department of Game, Fish and Parks of any of its developed rights-of-way that are not being maintained as public highways or roads, and shall cooperate with the department in acquiring and maintaining such the rights-of-way for use as game production areas. Any acquisition under this section is subject to section 2 of this Act."

On page 6, line 10, of the Introduced bill, after "Act." delete "Section 17. That § 41-17-4 be AMENDED:

"

On page 6, line 11, of the Introduced bill, after "AMENDED:" delete "41-17-4. "

On page 6, line 11, of the Introduced bill, after "41-17-4. " delete "The Department of Game, Fish and Parks may, with the approval of the Governor and commissioner of human resources and administration, purchase, construct, or otherwise acquire, or contract for the feasibility survey, construction, completion, equipping, or furnishing, of any recreational or parks facility within any state park or state recreation area, if the Game, Fish and Parks Commission deems the facility to be necessary and feasible. Any purchase, construction, acquisition, or contract under this section is subject to section 2 of this Act."

On page 6, line 18, of the Introduced bill, after "Act." delete "Section 18. That § 41-17-14 be AMENDED:

"

On page 6, line 19, of the Introduced bill, after "AMENDED:" delete "41-17-14. "

On page 6, line 19, of the Introduced bill, after "41-17-14. " delete "The total net receipts from license fees under § 41-17-13 shall must be deposited in the parks and recreation fund established by § 41-17-21 and be used by the Game, Fish and Parks Commission, subject to section 2 of this Act, for operating and maintaining the existing state park system as defined in § 41-17-1. 1, in such a manner as to advance and promote that advances and promotes the tourist industry in South Dakota this state. No portion of the moneys raised by these fees may be used to purchase land for park sites."

On page 6, line 26, of the Introduced bill, after "sites." delete "Section 19. That § 41-17-14. 1 be AMENDED:

"

On page 6, line 27, of the Introduced bill, after "AMENDED:" delete "41-17-14. 1. "

On page 6, line 27, of the Introduced bill, after "41-17-14.1. " delete "The Department of Game, Fish and Parks may issue permits for camping in the state park system. The camping permits shall must be issued according to rules adopted pursuant to § 41-17-1. 1. Fees collected for camping permits shall must be deposited in the parks and recreation fund established by § 41-17-21. The funds shall must be used, subject to section 2 of this Act, for development, capital improvement, operating, and maintaining the state park system, as defined in § 41-17-1. 1. No portion of the moneys raised by these fees may be used to purchase land for park sites."

On page 7, line 3, of the Introduced bill, after "sites." delete "Section 20. That § 41-17-15 be AMENDED:

"

On page 7, line 4, of the Introduced bill, after "AMENDED:" delete "41-17-15. "

On page 7, line 4, of the Introduced bill, after "41-17-15. " delete "All income realized from the collection of park service fees established by rules adopted pursuant to § 41-17-1. 1 shall must be deposited in the parks and recreation fund established by § 41-17-21. The income shall may, subject to section 2 of this Act, be expended by the Department of Game, Fish and Parks only for the improvement and development of the state parks, or in payment of any revenue bond issued under the provisions of this chapter."

On page 7, line 10, of the Introduced bill, after "chapter." delete "Section 21. That § 41-2-35. 1 be REPEALED.

"

On page 7, line 11, of the Introduced bill, after "REPEALED." delete "Notwithstanding any other provisions of law, all funds received by the Department of Game, Fish and Parks shall be set forth in an informational budget as described in § 4-7-7. 2 and be annually reviewed by the Legislature. Nothing in this section affects department control over expenditures of any portion of dedicated revenues received by the department."

Moved by: Howard
Second by: Voita
Action: Prevailed by voice vote

MOTION: DO PASS SB 144 AS AMENDED

Moved by: Howard
Second by: Lapka
Action: Prevailed by Majority Members Elect (9-0-0-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Foster, Zikmund, Lapka, and Otten

SB 145 : require legislative approval of real property leases that are necessary for the operation of state government and exceed specified durations or rental payments.

Presented by: Senator Chris Karr
Proponents: Darin Seeley, Commissioner, Bureau of Human Resources and Administration

MOTION: AMEND SB 145

145C

On page 2, line 13, of the Introduced bill, delete " 2" and insert " 3"
On page 2, line 19, of the Introduced bill, after "action." delete "Section 2. That a NEW SECTION be added to chapter 1-33:
"

On page 2, line 20, of the Introduced bill, after "1-33:" delete "The Bureau of Human Resources and Administration may not, without legislative consent, enter into or otherwise authorize the lease of real property necessary for the operation of state government, if the term of the lease exceeds ten years or the amount of rental payments due during the term of the lease exceeds five million dollars.

In order to receive legislative consent, the commissioner of bureau human resources and administration shall:

(1) If the legislature is in session, seek the introduction and adoption of a joint resolution consenting to the lease; or

(2) If the Legislature is in a recess or between legislative sessions, request that the Executive Board of the Legislative Research Council review and consent to the terms and conditions of the lease.

A lease of real property necessary for the operation of state government may not be divided or structured in order to avoid or otherwise defeat the approval threshold established in this section.

Any lease entered into in violation of this section is void and unenforceable."

On page 3, after line 1, of the Introduced bill, insert: "

Section 2. That a NEW SECTION be added to chapter 1-33:

Terms used in section 3 of this Act mean:

- (1) "Base rent," the amount paid by the state to a party for the use of real property pursuant to the terms of a written lease. "Base rent" does not include expenses or lease charges for taxes, insurance, utilities, maintenance, repairs, common area charges, and improvements; and
- (2) "Long-term lease," any proposed real property lease by the state where the initial term of the lease exceeds a commitment of fifteen years and the base rent due during the initial term either exceeds \$5,000,000 in total for the rental payments due during the term of the lease or \$50,000 per month during the term of the lease. "

On page 3, after line 1, of the Introduced bill, insert: "

Section 3. That a NEW SECTION be added to chapter 1-33:

Before the Bureau of Human Resources and Administration may enter a long-term lease on behalf of the state, the Legislature must authorize the proposed long-term lease. The legislative authorization must be in the form of a concurrent resolution, adopted by both chambers of the Legislature.

To be a valid legislative authorization under this section, the concurrent resolution must only contain content related to the following:

- (1) The maximum initial term of the proposed long-term lease;
- (2) The maximum amount of base rent for the initial term of the proposed long-term lease;
- (3) A description of the project for which the proposed long-term lease is required; and
- (4) The county and municipality, if any, where the project is to be located.

The Bureau of Human Resources and Administration may not, without receiving legislative authorization as required by this section, enter or otherwise authorize the lease of real property necessary for the operation of state government under any long-term lease.

A lease of real property for a proposed project at a single site may not be divided or structured as multiple leases to avoid the requirements of this section.

A lease renewal or extension or any amendment to a long-term lease after the initial lease term ends is excluded from the requirements of this section, if the renewal, extension, or amendment does not exceed fifteen years and the base rent due resulting from the renewal, extension, or amendment does not either exceed \$5,000,000 in total for the rental payments due during the new term or \$50,000 per month during the new term.

Any long-term lease entered in violation of this section is voidable in a legal action initiated by the attorney general. "

On page 3, after line 1, of the Introduced bill, insert: "

Section 4. This Act applies to long-term leases entered into on or after July 1, 2025. "

Moved by: Howard
Second by: Voita
Action: Prevailed by voice vote

MOTION: DO PASS SB 145 AS AMENDED

Moved by: Vilhauer
Second by: Howard
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Zikmund, Lapka, and Otten

Excused: Foster

SB 146 : revise provisions on interim transfers and appropriations.

Presented by: Senator Chris Karr
Proponents: Steven Kohler, Bureau of Finance and Management

MOTION: AMEND SB 146

146B

On page 1, line 12, of the Introduced bill, delete "(3) "Fund source," general fund, federal fund, or other fund expenditure authority appropriated in the general appropriation bill; (4)" and insert "(3)"

On page 1, line 17, of the Introduced bill, delete "(5)" and insert "(4)"

On page 1, line 21, of the Introduced bill, after "institutions;" insert " and"

On page 2, line 3, of the Introduced bill, after "plant;" delete "(4)(6) "Program," major services rendered by a department an agency for a single identifiable purpose as appropriated within a department an agency budget; and
"

On page 2, line 5, of the Introduced bill, delete "(7)" and insert "(5)"

On page 2, line 11, of the Introduced bill, delete " adoption" and insert " creation"

On page 2, line 11, of the Introduced bill, delete " programs" and insert " budget units"

On page 3, line 13, of the Introduced bill, delete "An agency may transfer appropriations made in the general appropriation bill, on a one-time basis, within each budget unit using the same fund source, in accordance with procedures established by the Bureau of Finance and Management and only upon written approval of the bureau. Transfers of appropriations between budget units or between fund sources must be approved by the special committee. Agencies may not transfer appropriations on a permanent basis except to make pool distributions as approved by the special committee or to reflect a reorganization pursuant to S. D. Const. , Art. IV, § 8." and insert "Any transfer of appropriations made in the general appropriation bill may only occur upon approval by an agency head or designee, in accordance with procedures established by the Bureau of Finance and Management, and upon approval of the bureau. An agency may transfer appropriations within a budget unit, on a one-time or ongoing basis, or between budget units within an agency, on a one-time basis. An agency may transfer appropriations between agencies to reflect a reorganization pursuant to S.D. Const., Art. IVA, § 8. Transfers of appropriations between budget units within an agency, on an ongoing basis, or between agencies, on a one-time or ongoing

basis, must be approved by the special committee. Notwithstanding this section, transfers of appropriations between institutions under the control of the Board of Regents, on a one-time or ongoing basis, must be approved by the special committee. "

On page 3, line 25, of the Introduced bill, delete " authorized by this section" and insert " requiring approval by the special committee"

On page 3, line 27, of the Introduced bill, after "designees." insert " For all other transfers between budget units, the bureau shall transmit a detailed explanation of the transfer to the special committee and its designees immediately after approving the transfer. "

On page 4, line 19, of the Introduced bill, delete " program line item" and insert " budget unit"

On page 4, line 20, of the Introduced bill, delete " other program line items" and insert " another budget unit"

Moved by: Howard
Second by: Lapka
Action: Prevailed by voice vote

MOTION: DO PASS SB 146 AS AMENDED

Moved by: Howard
Second by: Lapka
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Zikmund, Lapka, and Otten

Excused: Foster

SB 153 : require that expenditures from the department of game, fish and parks fund be budgeted through the general appropriation bill.

Presented by: Senator Chris Karr

MOTION: TO TABLE SB 153

Moved by: Howard
Second by: Voita
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Zikmund, Lapka, and Otten

Excused: Foster

SB 214 : repeal the expiration of a reduction in certain gross receipts and use tax rates.

Presented by: Senator Chris Karr

MOTION: TO TABLE SB 214

Moved by: Howard
Second by: Voita
Action: Prevailed by Majority Members Elect (8-0-1-0)

Voting Yes: Miskimins, Vilhauer, Carley, Voita, Howard, Zikmund, Lapka, and Otten

Excused: Foster

SB 126 : establish the manner of determining payments for the child care assistance program.

Presented by: Senator Tim Reed

Proponents: Kerri Tielgen, EMBE, Self, Sioux Falls
Brookland Rollag, LALC, Self, Madison
Mike Bockorny, Economic Development Professionals Association, Aberdeen
Mike Bockorny, Aberdeen Development Corporation, Aberdeen
Mike Bockorny, Aberdeen Area Chamber of Commerce, Aberdeen
Mike Bockorny, South Dakota Association for Education of Young Children,
Box Elder
Michael Lee Bockorny, Webster Area Development Corporation

Opponents: Jason Simmons, Department of Social Services

MOTION: DEFER SB 126 TO THE 41ST LEGISLATIVE DAY

Moved by: Howard

Second by: Carley

Action: Prevailed by Majority Members Elect (5-3-1-0)

Voting Yes: Carley, Voita, Howard, Lapka, and Otten

Voting No: Miskimins, Vilhauer, and Zikmund

Excused: Foster

MOTION: DO PASS SB 3 AS AMENDED

Moved by: Miskimins

Second by: Zikmund

Action: Prevailed by Majority Members Elect (6-2-1-0)

Voting Yes: Miskimins, Vilhauer, Voita, Zikmund, Lapka, and Otten

Voting No: Carley and Howard

Excused: Foster

MOTION: AMEND SB 70

70B

On page 1, line 11, of the Introduced bill, delete " seventy-five" and insert " thirty-seven"

Moved by: Lapka

Second by: Howard

Action: Prevailed by voice vote

MOTION: AMEND SB 70

70C

On amendment (70B),
On page 1, line 12, after "year." delete "Beginning on July 1, 2026, the maximum amount that a sparse school district may receive under this section increases annually by the index factor, as defined in § 13-13-10. 1. "

Moved by: Carley
Second by: Howard
Action: Prevailed by voice vote

MOTION: DO PASS SB 70 AS AMENDED

Moved by: Lapka
Second by: Carley
Action: Prevailed by Majority Members Elect (5-3-1-0)

Voting Yes: Miskimins, Carley, Voita, Howard, and Lapka

Voting No: Vilhauer, Zikmund, and Otten

Excused: Foster

MOTION: ADJOURN

Moved by: Howard
Second by: Voita
Action: Prevailed by voice vote

Joslyn Jessop, Committee Secretary

/s/ ERNIE OTTEN
Ernie Otten, Chair