

Minutes: House State Affairs

Wednesday, March 05, 2025 3:00 PM

Roll Call

Present: Rep. Bahmuller, Rep. Emery, Rep. Gosch, Rep. Hansen, Rep. Healy, Rep. Heinemann, Rep. Jamison, Rep. Lems, Rep. Reisch, Rep. Schaeffbauer, Rep. Soye, Rep. Overweg, and Rep. Odenbach

The meeting was called to order by Representative Odenbach

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, MARCH 05TH

Moved by: Overweg
Second by: Hansen
Action: Prevailed by voice vote

SB 100 : limit the imposition of restrictions on the carrying of a concealed pistol and other items of self-defense while on the campus of a public institution of higher education.

Presented by: Senator Mykala Voita
Proponents: Brian Gosch, National Rifle Association of America, Fairfax, VA
Malachi Swift, Self, Brookings
Senator Kevin D. Jensen
Opponents: Nathan Lukkes, Board of Regents
Jenna Severyn, SD Police Chiefs Association, Pierre
Representative Jim Halverson
Julie Parker, Moms Demand Action for Gun Sense in America, Self, Sioux Falls

MOTION: DO PASS SB 100

Moved by: Gosch
Second by: Overweg
Action: Prevailed by Majority Members Elect (10-3-0-0)

Voting Yes: Bahmuller, Gosch, Hansen, Heinemann, Jamison, Lems, Schaeffbauer, Soye, Overweg, and Odenbach

Voting No: Emery, Healy, and Reisch

SB 191 : limit annual valuation increases on owner-occupied single-family dwellings.

Presented by: Representative Jack R. Kolbeck
Proponents: Senator Amber Hulse (Handout(s) #1)
David Barker, Self, Iowa City, IA
Robert Paul, Self, Hot Springs
Nicholas Prytherch, Self, Hermosa
Lea McWorter, Self, Custer
Lisa Gennaro, Self, Keystone
Opponents: Wendy Semmler, Department of Revenue
Nathan Sanderson, South Dakota Retailers Association, Pierre
Matthew M. Bogue, South Dakota Farm Bureau Federation, Huron

Taya Runyan, South Dakota Cattlemen's Association, Pierre
 Angela Ehlers, SD Association of Conservation Districts, Presho
 Brenda Forman, South Dakota Association of Cooperatives, Pierre
 Brenda Forman, SD Dairy Producers, Brookings
 Rob Skjonsberg, South Dakota Soybean Association, Sioux Falls
 Samuel J. Nelson, Corn Growers Association, Sioux Falls
 Liv Stavick, South Dakota Agri-Business Association, Pierre
 Cash Anderson, South Dakota Wheat Growers Association, Pierre
 Mitch Richter, South Dakota Farmers Union, Huron
 Jeremiah M. Murphy, South Dakota Stockgrowers Association, Rapid City
 Alan Anderson, Self, Whispering Pines, Rapid City
 Tobin J. Morris, Colliers Securities LLC, Pierre
 Denise Hanzlik, South Dakota Multi Housing Association, Sioux Falls
 (Handout(s) #2,3)
 Kim Eichstaat, Self, Huron
 Craig Matson, South Dakota Association of County Commissioners, Pierre
 Brandy Meier, Self, Timber Lake
 David Owen, South Dakota Chamber of Commerce and Industry, Pierre
 Kody Ray Kyriss, South Dakota Association of Towns and Townships, Huron
 Lesley Coyle, Self, Pierre

MOTION: AMEND SB 191

191F

On page 2, line 14, of the Senate Engrossed bill, after "property." insert "
 The limitation in the taxable value of owner-occupied single-family dwellings under this section may not directly result in an increase in taxes imposed on nonagricultural property or agricultural property by any taxing district."

Moved by: Schaeffbauer
 Second by: Overweg
 Action: Prevailed by voice vote

MOTION: AMEND SB 191

191D

On page 1, line 2, of the Senate Engrossed bill, after "dwellings" insert " and provide an exception for mill rate limitations on taxing districts"

On page 2, after line 27, of the Senate Engrossed bill, insert: "

Section 5. That a NEW SECTION be added to chapter 10-12:

Notwithstanding any other provision of law, if the limitation provided by § 10-13-35 constitutes a mill rate for a taxing district greater than a mill rate limitation provided by law for the district, the district may impose a tax levy resulting in a mill rate greater than the limits set forth in law, to the extent that the revenue payable from real property taxation in the district does not exceed the amount of revenue payable from real property taxation in the 2025 tax year, increased annually by:

- (1) The lesser of three percent or the index factor, as defined in § 10-13-38; and
- (2) The percentage of growth in value resulting from:

(a) Improvements or changes in use of the real property within the district;
(b) Annexation or minor boundary changes of the district; and
(c) Adjustment in taxation or classification of property within the district."

Moved by: Hansen
Second by: Overweg
Action: Prevailed by voice vote

MOTION: DEFER SB 191 TO THE 41ST LEGISLATIVE DAY

Moved by: Heinemann
Second by: Overweg
Action: Failed by Majority Members Elect (6-7-0-0)

Voting Yes: Bahmuller, Hansen, Heinemann, Jamison, Lems, and Overweg

Voting No: Emery, Gosch, Healy, Reisch, Schaeftbauer, Soye, and Odenbach

MOTION: DO PASS SB 191 AS AMENDED

Moved by: Gosch
Second by: Schaeftbauer
Action: Prevailed by Majority Members Elect (7-6-0-0)

Voting Yes: Bahmuller, Emery, Gosch, Reisch, Schaeftbauer, Soye, and Odenbach

Voting No: Hansen, Healy, Heinemann, Jamison, Lems, and Overweg

SB 216 : reduce the growth in the assessed value of owner-occupied property, limit increases in certain property tax revenues, revise provisions regarding school district excess tax levies, and revise eligibility requirements for a property tax assessment freeze.

Presented by: Mike Houdyshell, Department of Revenue

Proponents: Nathan Sanderson, South Dakota Retailers Association, Pierre
Matthew M. Bogue, South Dakota Farm Bureau Federation, Huron
David Owen, South Dakota Chamber of Commerce and Industry, Pierre
Jennifer Stalley, AARP South Dakota, Sioux Falls
Jason Alan Glodt, National Federation of Independent Business, Washington, D.C.

Opponents: Senator Amber Hulse
Eric Erickson, South Dakota Association of County Commissioners, Pierre
Sara Rankin, South Dakota Municipal League, Fort Pierre
Mitch Rave, Greater Sioux Falls Chamber of Commerce, Sioux Falls
Denise Hanzlik, South Dakota Multi Housing Association, Sioux Falls
Mitch Richter, South Dakota Farmers Union, Huron
Jon Thum, Chief of Police Sioux Falls, Self, Sioux Falls
Dean Krogman, SD Multi-Housing Association, Sioux Falls
Shawn Pritchett, Finance Director, Self, Sioux Falls
Chris Lilla, Minnehaha County Director of Equalization, Self, Sioux Falls

MOTION: DO PASS SB 216

Moved by: Reisch
Second by: Heinemann
Action: Prevailed by Majority Members Elect (9-4-0-0)

Voting Yes: Bahmuller, Gosch, Hansen, Heinemann, Lems, Reisch, Schaeffbauer, Soye, and Odenbach

Voting No: Emery, Healy, Jamison, and Overweg

SB 136 : make an appropriation to enhance the economic health of South Dakota.

MOTION: TO TABLE SB 136

Moved by: Healy
Second by: Hansen
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Bahmuller, Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeffbauer, Soye, Overweg, and Odenbach

Voting No: Gosch

SB 137 : make an appropriation for the economic development of South Dakota.

MOTION: TO TABLE SB 137

Moved by: Overweg
Second by: Hansen
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Bahmuller, Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeffbauer, Soye, Overweg, and Odenbach

Voting No: Gosch

SB 138 : make an appropriation for developing the economic viability of South Dakota.

MOTION: TO TABLE SB 138

Moved by: Overweg
Second by: Hansen
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Bahmuller, Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeffbauer, Soye, Overweg, and Odenbach

Voting No: Gosch

SB 152 : promote the future success and development of South Dakota.

MOTION: TO TABLE SB 152

Moved by: Overweg

Second by: Hansen

Action: Prevailed by Majority Members Elect (10-3-0-0)

Voting Yes: Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeffbauer, Overweg, and Odenbach

Voting No: Bahmuller, Gosch, and Soye

SB 198 : establish conditions a prospective condemnor must satisfy before commencing condemnation proceedings.

MOTION: TO TABLE SB 198

Moved by: Overweg

Second by: Hansen

Action: Prevailed by Majority Members Elect (11-2-0-0)

Voting Yes: Bahmuller, Emery, Hansen, Healy, Heinemann, Jamison, Lems, Reisch, Schaeffbauer, Overweg, and Odenbach

Voting No: Gosch and Soye

MOTION: ADJOURN

Moved by: Gosch

Second by: Healy

Action: Prevailed by voice vote

Pam Kean, Committee Secretary

/s/ SCOTT ODENBACH
Scott Odenbach, Chair