

Committee: Senate Commerce and Energy

Tuesday, February 11, 2020 10:00 AM

Roll Call

Present: Sen. Curd, Sen. Monroe, Sen. Steinhauer, Sen. Kennedy, Sen. Schoenbeck, and Sen. Stalzer

Excused: Sen. Novstrup

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Stalzer

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 06TH

Moved by: Steinhauer

Second by: Schoenbeck

Action: Prevailed by voice vote

JOSEPH F. KAFKA OF MINNEHAHA COUNTY, VALLEY SPRINGS, SOUTH DAKOTA, TO THE SOUTH DAKOTA LOTTERY COMMISSION

Presented by: Norm Lingle, Department of Revenue

MOTION: THAT THE SENATE ADVISE AND CONSENT TO THE REAPPOINTMENT OF JOSEPH F. KAFKA OF MINNEHAHA COUNTY, VALLEY SPRINGS, SOUTH DAKOTA, TO THE SOUTH DAKOTA LOTTERY COMMISSION

Moved by: Schoenbeck

Second by: Steinhauer

Action: Prevailed by roll call vote (5-0-2-0)

Voting Yes: Monroe, Steinhauer, Kennedy, Schoenbeck, and Stalzer

Excused: Curd and Novstrup

MOTION: PLACE REAPPOINTMENT ON CONSENT CALENDAR

The Chair Deferred the reappointment of Tom Graham, Minnehaha County, Sioux Falls South Dakota to the South Dakota Building Authority.

SB 119 : revise certain provisions regarding private placement insurance.

Presented by: Senator Lee Schoenbeck

Proponents: Terra Fisher, South Dakota Trust Association
Matt Tobin, Sioux Falls, South Dakota Trust Association

MOTION: DO PASS SB 119

Moved by: Monroe

Second by: Steinhauer

Action: Prevailed by roll call vote (5-1-1-0)

Voting Yes: Curd, Monroe, Steinhauer, Schoenbeck, and Stalzer

Voting No: Kennedy

Excused: Novstrup

MOTION: TO TABLE SB 108

Moved by: Kennedy

Second by: Schoenbeck

Action: Prevailed by roll call vote (5-1-1-0)

Voting Yes: Curd, Steinhauer, Kennedy, Schoenbeck, and Stalzer

Voting No: Monroe

Excused: Novstrup

SB 139 : revise provisions regarding replacement nursing facilities.

Presented by: Senator Wayne Steinhauer

Proponents: Representative Jean Hunhoff

Tim Rave, SD Association of Healthcare Organizations

Deb Fischer-Clemens, Avera

Opponents: Lynne Valenti, Department of Health

MOTION: AMEND SB 139

139A

On page 1, line 17, of the Introduced bill, after "deficiencies;" insert " or"

On page 1, line 18, of the Introduced bill, after "deficiencies;

(6)" delete "Improve operations or increase services; or"

On page 1, line 19, of the Introduced bill, after "or" delete "(7) "

Moved by: Schoenbeck

Second by: Kennedy

Action: Prevailed by voice vote

MOTION: DO PASS SB 139 AS AMENDED

Moved by: Schoenbeck

Second by: Curd

Action: Prevailed by roll call vote (6-0-1-0)

Voting Yes: Curd, Monroe, Steinhauer, Kennedy, Schoenbeck, and Stalzer

Excused: Novstrup

SB 146 : revise provisions related to tribal identification cards.

Presented by: Senator Troy Heinert

Proponents: Doug Abraham, South Dakota Retailers Association

Lester Thompson, Fort Thompson, Crow Creek Sioux Tribe

Remi Bald Eagle, Cheyenne River Sioux Tribe, Eagle Butte, SD

Jason Cook, Wagner, Yankton Sioux Tribe
Representative Peri Pourier
Mark Winegar, Sierra Club

MOTION: SUBSTITUTE MOTION: **AMEND SB 146**

146B

On page 1, line 15, of the Introduced bill, after "member." insert " Reasonable reliance upon a tribal identification card as proof of age of the purchaser or the recipient of an age restricted product is a complete defense to any action brought against a person for the sale or distribution of a product that is subject to state or federal age -related purchase and possession restrictions."

Moved by: Steinhauer
Second by: Kennedy
Action: Prevailed by voice vote

MOTION: **DO PASS SB 146 AS AMENDED**

Moved by: Steinhauer
Second by: Kennedy
Action: Prevailed by roll call vote (5-0-2-0)

Voting Yes: Curd, Monroe, Steinhauer, Kennedy, and Stalzer

Excused: Novstrup and Schoenbeck

MOTION: **ADJOURN**

Moved by: Kennedy
Second by: Curd
Action: Prevailed by voice vote

Mary Beth Fravel, Committee Secretary

/s/ JIM STALZER
Jim Stalzer, Chair