

Committee: House Commerce and Energy

Wednesday, February 12, 2020 10:00 AM

Roll Call

Present: Rep. Beal, Rep. Chris Johnson, Rep. Milstead, Rep. Miskimins, Rep. Perry, Rep. Wangsness, Rep. Weis, Rep. Willadsen, Rep. Zikmund, Rep. McCleerey, Rep. Sullivan, Rep. Gosch, and Rep. Rounds

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Rounds

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 10TH

Moved by: Milstead
Second by: Beal
Action: Prevailed by voice vote

HB 1098 : authorize certain off-sale licenses for certain entities and to declare an emergency.

Presented by: Representative Jon Hansen
Proponents: Nick Heineman. self
Opponents: Jeremiah M Murphy, Republican National Distributing Co.
Bob Riter, SD Beer Wholesalers

MOTION: AMEND HB 1098

1098A

On page 1, line 1, of the Introduced bill, after "entities" delete " and to declare an emergency"
On page 1, line 10, of the Introduced bill, after "(16)." insert "

Section 2. That § 35-12-19 be AMENDED:

35-12-19. Permitted licenses.

A licensed farm winery may hold on the licensed premises an artisan distiller license, a microbrewery license, or a microcidery license. A licensed farm winery may hold on the licensed premises any license issued pursuant to subdivision 35-4-2(3), (4), (6), (12), or (16).

"

On page 1, line 10, of the Introduced bill, after "(16)." insert "

Section 3. That § 35-13-20 be AMENDED:

35-13-20. Permitted licenses for artisan distiller.

A licensed artisan distiller may hold on the licensed premises a farm winery license, a microbrewery license, or a microcidery license. A licensed artisan distiller may hold on the licensed premises any license issued pursuant to subdivision 35-4-2(3), (4), (6), (12), or (16).

"

On page 1, line 10, of the Introduced bill, after "(16)." insert "

Section 4. That § 35-14-6 be AMENDED:

35-14-6. Permitted licenses for microcidery.

A licensed microcidery may hold on the licensed premises an artisan distiller license, a farm winery license, or a microbrewery license. A licensed microcidery may hold on the licensed premises any license issued pursuant to subdivision 35-4-2(3), (4), (6), (12), or (16).

"

On page 1, line 10, of the Introduced bill, after "(16)." delete "Section 2. Whereas, this Act is necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

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

MOTION: DEFER HB 1098 TO THE 41ST LEGISLATIVE DAY

Moved by: Milstead
Second by: Willadsen
Action: Prevailed by roll call vote (12-1-0-0)

Voting Yes: Beal, Chris Johnson, Milstead, Miskimins, Perry, Wangsness, Weis, Willadsen, Zikmund, McCleerey, Gosch, and Rounds

Voting No: Sullivan

HB 1073 : authorize special event alcohol licenses for full-service restaurant licensees.

Presented by: Representative Jean Hunhoff
Proponents: David Wief, South Dakota Department of Revenue
Matt Krogman, SD License Beverage Dealers and Gaming Association
Bill Van Camp, SD Retailers Association

MOTION: AMEND HB 1073

1073A

On page 1, line 9, of the Introduced bill, remove the overstrikes from " pursuant to"
On page 1, line 9, after "to" delete " under"
On page 1, line 14, remove the overstrikes from " pursuant to"
On page 1, line 14, after "to" delete " under"
On page 1, line 19, remove the overstrikes from " pursuant to"
On page 1, line 19, after "to" delete " under"
On page 1, line 23, remove the overstrikes from " pursuant to"
On page 1, line 23, after "to" delete " under"
On page 2, line 2, remove the overstrikes from " pursuant to"
On page 2, line 2, after "to" delete "under "
On page 2, line 5, remove the overstrikes from " pursuant to"
On page 2, line 5, after "to" delete " under"
On page 2, line 9, remove the overstrikes from " pursuant to"
On page 2, line 9, after "to" delete " under"
On page 2, line 13, remove the overstrikes from "pursuant to"
On page 2, line 13, after "to" delete " under"

Moved by: Milstead
Second by: Gosch
Action: Prevailed by voice vote

MOTION: DO PASS HB 1073 AS AMENDED

Moved by: Perry

Second by: Beal
Action: Prevailed by roll call vote (12-1-0-0)

Voting Yes: Beal, Chris Johnson, Milstead, Miskimins, Perry, Wangsness, Willadsen, Zikmund, McCleerey, Sullivan, Gosch, and Rounds

Voting No: Weis

SB 8 : revise certain provisions regarding insurance holding companies.

Presented by: Travis Jordan, SD Dept of Labor, Division of Insurance
Proponents: Randy Moses, Independent Insurance Agents

MOTION: DO PASS SB 8

Moved by: Willadsen
Second by: Beal
Action: Prevailed by roll call vote (13-0-0-0)

Voting Yes: Beal, Chris Johnson, Milstead, Miskimins, Perry, Wangsness, Weis, Willadsen, Zikmund, McCleerey, Sullivan, Gosch, and Rounds

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 8 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 54 : regulate the use of auxiliary containers.

Presented by: Senator John Wiik
Proponents: Bill Van Camp, SD Retailers Association
Drew Duncan, American Progressive Bag Alliance
Opponents: Yvonne Taylor, South Dakota Municipal League
Paul Lepisto, South Dakota Issac Walton League
Others: Representative Doug Post

MOTION: AMEND SB 54

54F

On page 1, line 10, of the Senate Commerce and Energy bill, after "or" insert "single-use "
On page 1, line 12, of the Senate Commerce and Energy bill, after "or" insert "single-use "
Moved by: Sullivan
Second by: McCleerey
Action: Failed by roll call vote (3-10-0-0)

Voting Yes: Zikmund, McCleerey, and Sullivan

Voting No: Beal, Chris Johnson, Milstead, Miskimins, Perry, Wangsness, Weis, Willadsen, Gosch, and Rounds

MOTION: DO PASS SB 54

Moved by: Gosch
Second by: Beal

Action: Prevailed by roll call vote (11-2-0-0)

Voting Yes: Beal, Chris Johnson, Milstead, Miskimins, Perry, Wangsness, Weis, Willadsen, Zikmund, Gosch, and Rounds

Voting No: McCleerey and Sullivan

MOTION: ADJOURN

Moved by: Beal

Second by: Perry

Action: Prevailed by voice vote

Kelly Thompson, Committee Secretary

/s/ TIM ROUNDS
Tim Rounds, Chair