

Committee: House Local Government

Thursday, February 20, 2020 10:00 AM

Roll Call

Present: Rep. Barthel, Rep. Chaffee, Rep. Cwach, Rep. Frye-Mueller, Rep. Lana Greenfield, Rep. Hammock, Rep. Mulally, Rep. Overweg, Rep. Reed, Rep. Sullivan, Rep. York, and Rep. Herman Otten
Excused: Rep. Reimer

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Herman Otten

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 11TH

Moved by: Chaffee
Second by: Mulally
Action: Prevailed by voice vote

HB 1241 : revise requirements for legal newspapers.

Presented by: Representative Thomas Brunner (Handout(s) 1)
Proponents: Doug Cole, self, Belle Fourche
Ken Wetz, self, Newell
Yvonne Taylor, South Dakota Municipal League
Tonchi Weaver, self, Rapid City
Opponents: David Bordewick, SD Newspaper Association
Letti Lister, self, Spearfish

MOTION: DEFER HB 1241 TO THE 41ST LEGISLATIVE DAY

Moved by: Lana Greenfield
Second by: Barthel
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS HB 1241

Moved by: Frye-Mueller
Second by: Chaffee
Action: Failed by roll call vote (3-9-1-0)

Voting Yes: Chaffee, Frye-Mueller, and Mulally

Voting No: Barthel, Cwach, Lana Greenfield, Hammock, Overweg, Reed, Sullivan, York, and Herman Otten

Excused: Reimer

Revert to previous motion

MOTION: DEFER HB 1241 TO THE 41ST LEGISLATIVE DAY

Moved by: Lana Greenfield

Second by: Barthel
Action: Prevailed by roll call vote (9-3-1-0)

Voting Yes: Barthel, Cwach, Lana Greenfield, Hammock, Overweg, Reed, Sullivan, York, and Herman Otten

Voting No: Chaffee, Frye-Mueller, and Mulally

Excused: Reimer

MOTION: AMEND HB 1269

1269A

On page 1, line 6, of the Introduced bill, after "any" delete " land record"
On page 1, line 7, of the Introduced bill, after "record " insert "property title or property deed "
On page 1, line 7, of the Introduced bill, after "landowner." delete " A land record includes:
(1) Plats;
(2) Deeds;
(3) Mortgages;
(4) Covenants or restrictions;
(5) Appurtenances;
(6) Satisfactions; or
(7) Foreclosures."

Moved by: Reed
Second by: Chaffee
Action: Prevailed by voice vote

HB 1269 : prohibit the internet publication of certain land records.

Presented by: Representative Julie Frye-Mueller
Proponents: Florence Thompson, South Dakota Citizens for Liberty
Opponents: Donna Mayer, self, Aberdeen
 Roberta Nichols, self, Aberdeen
 Lana Anderson, self, Sturgis
 Deb Young, self, Mitchell
 Justin Smith, S D Newspaper Association
 Amy Frink, PAASD
 Justin Bell,Pierre, Design Professionals Coalition
 Terry Leibel, ASFMRA
 Mike Houdyshell, Department of Revenue

MOTION: DEFER HB 1269 TO THE 41ST LEGISLATIVE DAY

Moved by: Hammock
Second by: Sullivan
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: AMEND HB 1269

1269B

On page 1, line 1, of the Introduced bill, delete "prohibit the internet publication of certain land records" and insert " revise the amount of the real estate transfer fee"
On the Introduced bill, delete everything after the enacting clause and insert:

"

Section 1. That § 43-4-21 be AMENDED:

43-4-21. Imposition and amount of real estate transfer fee.

A fee is hereby imposed at the rate of ~~fifty cents for each five hundred dollars~~ one dollar and fifty cents for each one thousand dollars of value or fraction thereof upon the privilege of transferring title to real property in the State of South Dakota, which fee shall be paid by the grantor.

"

Moved by: Cwach
Second by: Sullivan
Action: Was not acted on.

Revert to previous motion

Chairman Otten ruled the motion out of order due to lack of germaneness.

MOTION: DEFER HB 1269 TO THE 41ST LEGISLATIVE DAY

Moved by: Hammock
Second by: Sullivan
Action: Prevailed by roll call vote (11-0-2-0)

Voting Yes: Barthel, Chaffee, Cwach, Lana Greenfield, Hammock, Mulally, Overweg, Reed, Sullivan, York, and Herman Otten

Excused: Frye-Mueller and Reimer

HB 1279 : require property owners to receive notification of property tax reduction programs.

Presented by: Representative Michael Diedrich
Proponents: Tonchi Weaver, Citizens for Liberty

MOTION: DO PASS HB 1279

Moved by: Hammock
Second by: Reed
Action: Prevailed by roll call vote (11-0-2-0)

Voting Yes: Barthel, Chaffee, Cwach, Lana Greenfield, Hammock, Mulally, Overweg, Reed, Sullivan, York, and Herman Otten

Excused: Frye-Mueller and Reimer

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1279 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

MOTION: ADJOURN

Moved by: Chaffee
Second by: Mulally
Action: Prevailed by voice vote

Jean Denton, Committee Secretary

/s/ HERMAN OTTEN
Herman Otten, Chair