

Committee: Senate Local Government

Friday, February 21, 2020 8:30 AM

Roll Call

Present: Sen. Cammack, Sen. Ewing, Sen. Schoenfish, Sen. Youngberg, Sen. Wismer, and Sen. Duhamel

Excused: Sen. Phil Jensen

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Senator Duhamel**

**MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 19<sup>TH</sup>**

Moved by: Cammack

Second by: Ewing

Action: Prevailed by voice vote

**HB 1165 : revise provisions regarding the acceptance of gifts by municipalities.**

Presented by: Senator Jim Stalzer

Proponents: Yvonne Taylor, South Dakota Municipal League

**MOTION: DO PASS HB 1165**

Moved by: Cammack

Second by: Ewing

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

Voting Yes: Cammack, Ewing, Schoenfish, Wismer, and Duhamel

Excused: Youngberg and Phil Jensen

**HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1165 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.**

**HB 1116 : revise provisions regarding the use of perpetual care trust funds to maintain cemeteries.**

Presented by: Senator Rocky Blare

**MOTION: TO TABLE HB 1116**

Moved by: Cammack

Second by: Ewing

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

Voting Yes: Cammack, Ewing, Schoenfish, Youngberg, Wismer, and Duhamel

Excused: Phil Jensen

**MOTION: RECONSIDER SB 79**

Moved by: Ewing  
Second by: Youngberg  
Action: Prevailed by roll call vote (6-0-1-0)

Voting Yes: Cammack, Ewing, Schoenfish, Youngberg, Wismer, and Duhamel

Excused: Phil Jensen

**MOTION: AMEND SB 79**

79A

On page 1, line 1, of the Introduced bill, delete "modify " and insert "revise "  
On page 1, line 1, delete "building of fences across certain unimproved highways" and insert "  
construction or replacement of bridges and culverts on township secondary roads"  
On the Introduced bill, delete everything after the enacting clause and insert:  
"

**Section 1.** That § 31-14-27 be AMENDED:

31-14-27. County construction or replacement of bridges and culverts on township secondary roads--Reimbursement of county.

If a township board of supervisors or county highway superintendent requests the board of county commissioners to construct or replace in its entirety any bridge or the placing or replacing of any culvert with an opening of sixteen square feet or more including material upon the secondary roads within the township, the board of county commissioners ~~may~~ shall cause the work to be done and the township shall reimburse the county up to and including five hundred dollars. If the cost is in excess of five hundred dollars, the county and township ~~may~~ shall enter into an agreement as to how the cost in excess of ~~five hundred~~ one thousand dollars will be split between the county and the township. After the placing or replacing of any culvert as provided in this section, the culvert shall be maintained and kept clean at the expense of the township. The construction or replacing of any bridge or the placing or replacing of any culvert with an opening of less than sixteen square feet upon a secondary road within a township shall be at the total expense of the township. The bridge or culvert shall be maintained and kept clean at the expense of the township.

"  
Moved by: Ewing  
Second by: Youngberg  
Action: Prevailed by roll call vote (6-0-1-0)

Voting Yes: Cammack, Ewing, Schoenfish, Youngberg, Wismer, and Duhamel

Excused: Phil Jensen

**THE CHAIR DEFERRED SB 79 UNTIL MONDAY, FEBRUARY 24<sup>TH</sup> 2020**

**MOTION: ADJOURN**

Moved by: Youngberg  
Second by: Schoenfish

Action:       Prevailed by voice vote

Mary Kirk, Committee Secretary

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/s/ HELENE DUHAMEL  
Helene Duhamel, Vice-Chair