

Committee: Senate Committee on Appropriations

Tuesday, February 25, 2020 8:00 AM

Roll Call

Present: Sen. Nesiba, Sen. White, Sen. Sutton, Sen. Partridge, Sen. Lake,
Sen. Kolbeck, Sen. Brock Greenfield, Sen. Maher, and Sen. Wiik

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Maher

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 24TH

Moved by: Nesiba
Second by: Partridge
Action: Prevailed by voice vote

SB 133 : revise certain provisions to enhance and promote South Dakota and to make an appropriation therefor.

Presented by: Senator Jeff Partridge
Opponents: Curt Everson, South Dakota Bankers Association

MOTION: AMEND SB 133

133A

On page 1, line 1, of the Introduced bill, delete "revise certain provisions to enhance and promote South Dakota and to make an appropriation therefor" and insert " allow public funds not needed for current operating expenses to be invested in certain certificates of deposit or time deposits"

On the Introduced bill, delete everything after the enacting clause and insert:

"

Section 1. That § 4-5-6 be AMENDED:

4-5-6. Investment in securities of or guaranteed by United States, repurchase agreements, or shares of registered investment companies.

Any public funds which will not be needed for current operating expenses may be invested in: (a) securities of the United States and securities guaranteed by the United States government either directly or indirectly including, without limitation, United States treasury bills, notes, bonds, and other obligations issued or directly or indirectly guaranteed by the United States government, or otherwise directly or indirectly backed by the full faith and credit of the United States government; provided that, for other than permanent, trust, retirement, building, and depreciation reserve funds, such securities shall either mature within eighteen months from the date of purchase or be redeemable at the option of the holder within eighteen months from the date of purchase; or (b) repurchase agreements fully collateralized by securities described in (a) and meeting the requirements of § 4-5-9, if the repurchase agreements are entered into only with those primary reporting dealers that report to the Federal Reserve Bank of New York and with the one hundred largest United States commercial banks, as measured by domestic deposits; or (c) in shares of an open-end, no-load fund administered by an investment company registered under the Federal Investment Company Act of 1940, whose shares are registered under the Federal Securities Act of 1933 and

whose only investments are in securities described in (a) and repurchase agreements described in (b); or (d) in certificates of deposit or time deposits issued by any bank, trust company or national banking association organized under the laws of any state or of the United States of America.

"

Moved by: Nesiba
Second by: White
Action: Prevailed by voice vote

MOTION: DO PASS SB 133 AS AMENDED

Moved by: Lake
Second by: Sutton
Action: Prevailed by roll call vote (6-2-1-0)

Voting Yes: White, Sutton, Partridge, Lake, Brock Greenfield, and Maher

Voting No: Nesiba and Kolbeck

Excused: Wiik

SB 55 : require the Board of Regents to prepare a plan providing for the shared administration of South Dakota School of Mines and Technology and Black Hills State University.

Presented by: Senator Ryan Maher
Opponents: Paul B. Beran, Board of Regents

MOTION: AMEND SB 55

55C

On page 1, line 1, of the Introduced bill, delete "prepare a plan providing for the shared administration of South Dakota School of Mines and Technology and Black Hills State University" and insert "assemble a task force to study the possibility of shared administration among the institutions of higher education under the board's authority"

On page 1, line 5, of the Introduced bill, delete "prepare a plan to provide for" and insert "assemble a task force consisting of at least eleven members to examine the possible program and administrative efficiencies and cost effectiveness that may be achieved through"

On page 1, line 6, of the Introduced bill, delete " and" and insert a comma

On page 1, line 6, of the Introduced bill, after "University" insert ", Dakota State University, Northern State University, South Dakota State University, and the University of South Dakota"

On page 1, line 6, of the Introduced bill, after "University. " insert "All expenses incurred in carrying out the work of the task force shall be paid out of funds appropriated or otherwise provided to the board.

"

On page 1, line 7, of the Introduced bill, after "the" delete " plan"

On page 1, line 7, of the Introduced bill, after "plan " insert " findings of the task force "

On page 1, line 8, of the Introduced bill, delete "2021" and insert "2020"

On page 1, line 9, of the Introduced bill, after "2021." delete "Section 2. The plan shall include:

- (1) The timeline in which the transition to shared administrative services will take place;
- (2) The specific administrative services that will be combined;
- (3) The projected reduction in workforce that will occur and how that reduction will be achieved;
- (4) The projected short-term costs associated with the transition;
- (5) The long-term measurable cost savings and financial gains projected to be achieved through shared administrative services;

- (6) The educational enhancements and any other benefits that are likely at each of the institutions based on the projected long-term measurable cost savings and financial gains;
- (7) Any impact the shared administration will have on existing facilities at either of the institutions; and
- (8) The efforts that will be undertaken to ensure that only administrative services of the two institutions are shared and that the history, heritage, mission, traditions, educational offerings, athletic programs, foundation, alumni association, and every other aspect of each individual institution is maintained."

On page 2, after line 2, of the Introduced bill, insert "

Section 2.

"

On page 2, line 3, of the Introduced bill, after "maintained. " insert "The task force examination shall include the following:

- (1) The possible combining of administration at all levels of operation within an institution;
- (2) The possible combining of operations and functions across multiple institutions;
- (3) The possible combining of the administration of programs across multiple institutions;
- (4) A review of the duplication of program offerings;
- (5) A review of the academic majors with low enrollments and low numbers of graduates;
- (6) A review of functions outside the core missions of teaching, learning, and research;
- (7) A review of the operations and functions provided as an efficiency through the central office of the Board of Regents;
- (8) A review of the viability of the university centers; and
- (9) Any other possible cost-effective measures the task force determines are worthy of examination. "

Moved by: Brock Greenfield

Second by: Kolbeck

Action: Prevailed by voice vote

MOTION: AMEND SB 55

55D

On the previously adopted amendment (55C), On page 1, line 15, remove the overstrikes from "2021"

On the previously adopted amendment (55C), On page 1, line 15, after "2021" delete "2020"

Moved by: Brock Greenfield

Second by: Maher

Action: Prevailed by voice vote

MOTION: DO PASS SB 55 AS AMENDED

Moved by: Brock Greenfield

Second by: Kolbeck

Action: Prevailed by roll call vote (8-0-1-0)

Voting Yes: Nesiba, White, Sutton, Partridge, Lake, Kolbeck, Brock Greenfield, and Maher

Excused: Wiik

SB 177 : cap increases in the rates of tuition for certain institutions.

Presented by: Senator Jack Kolbeck (Handout(s) No. 1)

Opponents: Paul B. Beran, Board of Regents (Handout(s) No. 2)

Heather Forney, Board of Regents

Derek Johnson, Bureau of Finance and Management

MOTION: TO TABLE SB 177

Moved by: Wiik
Second by: Nesiba
Action: Prevailed by roll call vote (7-2-0-0)

Voting Yes: Nesiba, White, Sutton, Partridge, Lake, Maher, and Wiik

Voting No: Kolbeck and Brock Greenfield

SB 123 : make an appropriation for the Literacy Intervention Program.

Presented by: Senator Brock Greenfield
Proponents: Mitch Richter, Imagine Learning (Handout(s) No. 3, No. 4)
Dianna Miller, Large School Group
Opponents: Derek Johnson, Bureau of Finance and Management
Dr. Ben Jones, Secretary, South Dakota Department of Education

MOTION: AMEND SB 123

123A

On page 1, line 1, of the Introduced bill, after "Program" insert " and to declare an emergency"
On page 1, line 3, of the Introduced bill, delete "seven hundred fifty thousand dollars (\$750,000)" and insert " one dollar (\$1)"
On page 1, line 10, of the Introduced bill, after "4. " insert "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: Maher
Second by: Kolbeck
Action: Prevailed by voice vote

MOTION: DO PASS SB 123 AS AMENDED

Moved by: Maher
Second by: Nesiba
Action: Prevailed by roll call vote (6-3-0-0)

Voting Yes: Nesiba, Sutton, Lake, Brock Greenfield, Maher, and Wiik

Voting No: White, Partridge, and Kolbeck

THE CHAIR DEFERRED SB 130, 118, AND 131

MOTION: TO TABLE SB 132

Moved by: Maher
Second by: Wiik
Action: Prevailed by roll call vote (9-0-0-0)

Voting Yes: Nesiba, White, Sutton, Partridge, Lake, Kolbeck, Brock Greenfield, Maher, and Wiik

MOTION: TO TABLE SB 134

Moved by: Maher
 Second by: Wiik
 Action: Prevailed by roll call vote (9-0-0-0)

Voting Yes: Nesiba, White, Sutton, Partridge, Lake, Kolbeck, Brock Greenfield, Maher, and Wiik

MOTION: RECONSIDER SB 133

Moved by: Wiik
 Second by: Maher
 Action: Prevailed by roll call vote (7-2-0-0)

Voting Yes: White, Sutton, Partridge, Lake, Brock Greenfield, Maher, and Wiik

Voting No: Nesiba and Kolbeck

MOTION: AMEND SB 133

133B

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banking association organized under the laws of any state or of the United States of America and insured by the Federal Deposit Insurance Corporation.

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Moved by: Wiik
Second by: Maher
Action: Prevailed by voice vote

MOTION: DO PASS SB 133 AS AMENDED

Moved by: Wiik
Second by: Maher
Action: Prevailed by roll call vote (8-1-0-0)

Voting Yes: Nesiba, White, Sutton, Partridge, Lake, Brock Greenfield, Maher, and Wiik

Voting No: Kolbeck

MOTION: ADJOURN

Moved by: Wiik
Second by: Sutton
Action: Prevailed by voice vote

Crystal Ortbahn, Committee Secretary

/s/ JOHN WIIK
John Wiik, Chair