

Committee: House State Affairs

Monday, January 31, 2022 7:45 AM

Roll Call

Present: Rep. Anderson, Rep. Beal, Rep. Chaffee, Rep. Goodwin, Rep. Gosch,
Rep. Hansen, Rep. Kevin Jensen, Rep. Lesmeister, Rep. Jamie Smith,
Rep. Wiese, and Rep. Chris Johnson
Present (Remote): Rep. Kent Peterson
Excused: Rep. Reimer

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Chris Johnson

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, JANUARY 26TH

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

HB 1005 : provide for the designated use of public school multi-occupancy rooms and sleeping rooms.

Presented by: Representative Fred Deutsch, District 4 (Handout(s) #1)

Proponents: Matt Sharp, self, Lawrenceville, GA
Kara Dansky, Self, Washington D.C.
Carson Merkwan, Self, Vermillion
Thomas Tiaht, Self, Wakonda
Donna Schafer, Self, Vermillion
Victoria Rettig, Self, Vermillion
Keira Rettig, Self, Vermillion
Clare Dahlhoff, Self, Vermillion
Mary Dahlhoff, Self, Vermillion
Marie Dahlhoff, Self, Vermillion
Glen Pulse, Self, Vermillion
Sara Taggart, Self, Vermillion
Opponents: Mike Phelan, Self, Vermillion
Bree Oatman, Self, Pierre
Roger Tellinghuisen, Human Rights Campaign, Washington
Jett Jonelis, American Civil Liberties Union Foundation Inc, New York
Richard Tieszen, Associated School Boards of South Dakota, Pierre
Susan Williams, Self, Sioux Falls
Josephine Hultgren, Self, Sioux Falls
Rebecca Dodds, Self, Rapid City
Shane Nordyke, Self, Vermillion
Stephanie Marty, Self, Sioux Falls
Dianna Miller, Large School Group, Pierre
Rob L Monson, School Administrators of South Dakota, Pierre

MOTION: DEFER HB 1005 TO THE 41ST LEGISLATIVE DAY

Moved by: Jamie Smith
Second by: Lesmeister

Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS HB 1005

Moved by: Hansen
Second by: Gosch
Action: Prevailed by Majority Members Elect (7-5-1-0)

Voting Yes: Beal, Chaffee, Gosch, Hansen, Kevin Jensen, Wiese, and Chris Johnson

Voting No: Anderson, Goodwin, Lesmeister, Jamie Smith, and Kent Peterson

Excused: Reimer

HB 1116 : modify the date for the state's presidential primary elections.

Presented by: Representative Drew Dennert, District 3 (Handout(s) #2)
Opponents: Roger Tellinghuisen, South Dakota Association of County Officials, Pierre

MOTION: DEFER HB 1116 TO THE 41ST LEGISLATIVE DAY

Moved by: Goodwin
Second by: Anderson
Action: Failed by Majority Members Elect (6-6-1-0)

Voting Yes: Anderson, Chaffee, Goodwin, Lesmeister, Jamie Smith, and Kent Peterson

Voting No: Beal, Gosch, Hansen, Kevin Jensen, Wiese, and Chris Johnson

Excused: Reimer

MOTION: DO PASS HB 1116

Moved by: Gosch
Second by: Hansen
Action: Failed by Majority Members Elect (6-6-1-0)

Voting Yes: Beal, Gosch, Hansen, Kevin Jensen, Wiese, and Chris Johnson

Voting No: Anderson, Chaffee, Goodwin, Lesmeister, Jamie Smith, and Kent Peterson

Excused: Reimer

MOTION: FISCAL NOTE REQUEST ON HB 1116

Moved by: Gosch
Second by: Kevin Jensen
Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Beal, Chaffee, Gosch, Hansen, Kevin Jensen, Wiese, Chris Johnson, and Kent Peterson

Voting No: Anderson, Goodwin, Lesmeister, and Jamie Smith

Excused: Reimer

HB 1055 : require informational transparency regarding the issuance of executive orders.

Presented by: Representative Ernie Otten, District 6
Opponents: Katie Hruska, Governor's Office

MOTION: DO PASS HB 1055

Moved by: Gosch
Second by: Hansen
Action: Failed by Majority Members Elect (6-6-1-0)

Voting Yes: Beal, Gosch, Hansen, Kevin Jensen, Lesmeister, and Wiese

Voting No: Anderson, Chaffee, Goodwin, Jamie Smith, Chris Johnson, and Kent Peterson

Excused: Reimer

MOTION: DEFER HB 1055 TO THE 41ST LEGISLATIVE DAY

Moved by: Anderson
Second by: Jamie Smith
Action: Prevailed by Majority Members Elect (9-3-1-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Lesmeister, Jamie Smith, Chris Johnson, and Kent Peterson

Voting No: Hansen, Kevin Jensen, and Wiese

Excused: Reimer

HB 1051 : amend certain provisions relating to the small business credit initiative fund.

Presented by: Travis Dovre, Governor's Office of Economic Development
Proponents: Julie M Johnson, Aberdeen Development Corporation, Aberdeen
Julie M Johnson, Mitchell Area Development Corp., Mitchell

MOTION: AMEND HB 1051

1051A

On page 1, line 10, of the Introduced bill, delete " Governor's Office" and insert " Board"
On page 1, line 17, of the Introduced bill, delete " Governor's Office" and insert " Board"
On page 2, after line 4, of the Introduced bill, insert: "

Section 4. That § 1-53-18 be AMENDED:

1-53-18. The ~~Governor's Office~~ Board of Economic Development may take title by foreclosure or transfer in lieu of foreclosure to any property given as security if the acquisition is necessary to protect or collect any small business credit

initiative loan and may sell, transfer, or convey any such property to any responsible buyer."

On page 2, after line 4, of the Introduced bill, insert: "

Section 5. That § 1-53-19 be AMENDED:

1-53-19. ~~The meetings and deliberations of the Governor's Office Board~~ of Economic Development concerning small business credit initiative loans are confidential and are exempt from public disclosure. Any documentary material or data made or received by the Board of Economic Development or the Governor's Office of Economic Development for the purpose of acting upon an application for a small business credit initiative loan or administering the loan, to the extent that such material or data consists of trade secrets or commercial or financial information regarding the operation of such business, are not considered public records, and are exempt from disclosure. Nothing in this section prohibits the disclosure of confidential information to the extent necessary to collect or recoup the loan or as may be required under applicable federal law."

Moved by: Chaffee
Second by: Hansen
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Lesmeister, Jamie Smith, Wiese, Chris Johnson, and Kent Peterson

Excused: Reimer

MOTION: REFER HB 1051 TO HOUSE COMMITTEE ON APPROPRIATIONS AS AMENDED

Moved by: Gosch
Second by: Beal
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Gosch, Hansen, Kevin Jensen, Lesmeister, Jamie Smith, Wiese, Chris Johnson, and Kent Peterson

Excused: Reimer

MOTION: ADJOURN

Moved by: Chaffee
Second by: Beal
Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Anderson, Beal, Chaffee, Goodwin, Kevin Jensen, Lesmeister, Jamie Smith, Wiese, Chris Johnson, and Kent Peterson

Voting No: Gosch and Hansen

Excused: Reimer

Pam Kean, Committee Secretary

/s/ CHRIS JOHNSON
Chris Johnson, Vice-Chair