

**Codington County Republican Women
Legislative Update
2.16.24**

HB1201 - make an appropriation for the teacher apprenticeship pathway program.

*Online program designed to help paraprofessionals obtain a teacher certification. They must be employed full-time. It would be the first program of this type in the country. Mostly sp. ed. paras to begin with. They have had 299 applicants. 88 participants already. Started last year and asking for funding to continue as they are halfway thru the first group (4 years). With this funding, they could add 75 more paras. This would address a great need in our state.

*Bill sent to House Committee on Appropriations (bills requiring money usually end up in this committee).

*I like that these paras are working under certified teachers in the classroom as part of the requirement. I believe this to be a good bill for SD and would like to see it expanded.

SB79 - revise provisions related to the possession, distribution, and manufacture of child pornography.

*includes computer generated images and much more detailed with the digital side of child pornography.

***SIGNED INTO LAW!**

HB 1197 - require the publication of measures taken to restrict the access of obscene materials by minors.

*This bill provides an avenue for parents/citizens to express concern/complaints about material in the public libraries and public schools.

*It would also include providing public access computers with filter services to limit obscene material.

*Cleared committee/floor side in the House and now in Senate Ed.

HB 1192 - enhance the penalty for rape of a child twelve years of age or under.

*This bill has greater penalties. Moves it to a Class B felony and allows for a life sentence.

*Cleared committee and House floor without objection in either; moves to Senate Judiciary and hopefully Senate floor.

HB 1178 - prohibit the Board of Regents or any institution under its control from using state resources for obscene live conduct.

- *This ONLY applies to state owned properties like universities; NOT on private properties.
- *"obscene live conduct" is NOT protected by the 1st amendment as it was argued by opponents of the bill in committee.
- *Regents have made efforts to make policies re: this issue but hard to enforce; this is a law and more uniform and enforceable.
- *Passed House State Affairs and House floor (59-8); most likely moves to State Senate Affairs.

HB 1250 - provide for the creation and use of South Dakota educational empowerment accounts.

- *ESA (Education Savings Account) in 11 states now; Iowa and AZ being two.
- *Can be used for private schools, homeschooling, public schools (tutoring/supplies)
- *STRONG school choice bill
- *Much discussion; amendments were made; passed out of House Education committee; it is good to see SD move in this direction. I would expect to see this again next year.
- *Motion was made to "calendar" the bill on the House floor (move to another day), but this failed to get enough votes (Yeas 23/Nays 41).

HB 1198 - revise the process for nominating candidates for the offices of lieutenant governor, attorney general, and secretary of state.

- *This bill had FIVE amendments; lasted two days; most having to do with removing Lt. Gov and keeping AG and SOS in GOP convention
- *In the end, it failed to pass on the House floor (Yeas 31/Nays 36)
- *Be watching SB 13 - revise the process for nominating candidates for lieutenant governor.

PLEASE keep making your voice heard on bills!

To find bills and where they are as well as how to contact legislators, you can find it at:

<https://sdlegislature.gov/>

- *Keep emails/texts short.
- *Be respectful (and thankful if they have voted well on a bill!)
- *Include bill number in "subject" field on email. Some may only have time to read those! So "subject" may say, "Please vote YES on HB1234"

Property Rights Bills Still in Play

2.14.24

Heard in the **House Commerce and Energy Committee**

Members;

Chair: **Weisgram**, Mike (Republican)

Vice-Chair: **Perry**, Carl (Republican)

Arlint, Amber (Republican)

Bahmuller, Jessica (Republican)

Callies, Byron (Republican)

Donnell, Joe (Republican)

Duffy, Steve (Republican)

Krohmer, Ben (Republican)

Mulally, Tina (Republican)

Nelson, Kameron (Democrat)

Pinnow, Neal (Republican)

Schneider, Lynn (Republican)

Shorma, William (Republican)

(Two average bills for landowners...HB1185 & HB 1186)

HB1185 - amend provisions regarding entry on private property for examination and survey of a project requiring a siting permit.

Sponsors

Prime: Mortenson

Callies, Perry, Pinnow, Wangsness and Senator Crabtree

***Adds requirements necessary in order for a private company to access land to do survey work.**

(Passed through House Commerce and Energy committee and House floor. In Senate Affairs as of 2.14.24)

Arlint Yea

Bahmuller Excused.

Pinnow Yea

Schneider Yea

Shorma Yea

Perry Yea

Weisgram Yea

Callies Yea

Donnell Yea

Duffy Yea

Krohmer Nay

Mulally Excused

Nelson Yea

Pinnow Yea

Schneider Yea
Shorma Yea
Perry Yea
Weisgram Yea

Amended and passed on the floor of the house, YEAS 47, NAYS 17.

HB1186 - define the requirements for granting a carbon pipeline easement.

Sponsors

Prime: Mortenson, Senator Crabtree
Blare, Lesmiester, Wangsness, Weisgram

***States "Carbon pipeline easements" will be treated the same as all other easements.**

Passed through committee

Arlint Yea
Bahmuller Excused
Callies Nay
Donnell Yea
Duffy Yea
Krohmer Nay
Mulally Excused
Nelson Nay
Pinnow Yea
Schneider Yea
Shorma Yea
Perry Yea
Weisgram Yea

Amended and passed on the floor of the house YEAS 40, NAYS 24.

A terrible bill that must be stopped...SB201

Will be heard in the **Senate Commerce and Energy committee (2.15.24)**

Members;

Chair: **Wheeler**, David (Republican)
Vice Chair: **Beal**, Arch (Republican)
Crabtree, Casey (Republican)
Hoffman, Brent (Republican)
Johnson, David (Republican)
Kolbeck, Steve (Republican)
Nesiba, Reynold (Democrat)
Schoenbeck, Lee (Republican)
Stalzer, Jim (Republican)

SB201 - provide new statutory requirements for regulating linear transmission facilities and to declare an emergency.

Sponsors

Prime: Crabtree

Mortenson and Drew Peterson

***A bad bill for landowners and counties as it weakens the counties abilities to protect their constituents.**

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Top bills to PROTECT property rights...

Heard in the **House Commerce and Energy Committee**

Members;

Chair: **Weisgram**, Mike (Republican)

Vice-Chair: **Perry**, Carl (Republican)

Arlint, Amber (Republican)

Bahmuller, Jessica (Republican)

Callies, Byron (Republican)

Donnell, Joe (Republican)

Duffy, Steve (Republican)

Krohmer, Ben (Republican)

Mulally, Tina (Republican)

Nelson, Kameron (Democrat)

Pinnow, Neal (Republican)

Schneider, Lynn (Republican)

Shorma, William (Republican)

HB1203 - clarify references to the court in a condemnation proceeding.

Sponsors

Prime: Lems

Auch, Aylward, Phil Jensen, Krohmer, Moore, Overweg, Perry, Schaeffbauer, Sjaarda, Wangsness and senators Frye-Mueller, Hoffman

***Requires the landowner attorney fees and expert witness costs be reimbursed if the court declares the condemning party must pay at least 20% more than the original offer for an easement to a landowner.**

Arlint Yea
Bahmuller Excused
Callies Nay
Donnell Yea
Duffy Nay
Krohmer Yea
Mulally Excused
Nelson Yea
Pinnow Yea
Schneider Nay
Shorma Yea
Perry Yea
Weisgram Yea

(Passed on the floor YEAS 61, NAYS 3)

Will be heard in the **Senate Commerce and Energy Committee**

Members:

Chair: **Wheeler**, David (Republican)
Vice Chair: **Beal**, Arch (Republican)
Crabtree, Casey (Republican)
Hoffman, Brent (Republican)
Johnson, David (Republican)
Kolbeck, Steve (Republican)
Nesiba, Reynold (Democrat)
Schoenbeck, Lee (Republican)
Stalzer, Jim (Republican)

HB1231 - place restrictions on the ownership of agricultural land.

Sponsor

Prime: Wangsness

Blare, Fitzgerald, Moore, Mortenson, Perry, Sauder, Teunissen, Weisgram and senators Tobin (prime), Breitling, Hoffman and Novstrup.

***Seeks to prohibit any foreign state-controlled entity from buying or holding agricultural land in South Dakota and require the land to be forfeited if violated.**

Was heard in **House Agriculture and Natural Resources Committee**

Members:

Chase, Roger (Republican)
Vice Chair: **Overweg**, Marty (Republican)
Auch, Julie (Republican)
Gross, Randy (Republican)
Ladner, Trish (Republican)
Lems, Karla (Republican)
Peterson, Drew (Republican)
Sauder, Stephanie (Republican)
Schneider, Lynn (Republican)
Sjaarda, John Republican)
St. John, Tamara (Republican)
Wangsness, James (Republican)
Wittman, Kadya (Democrat)
(Passed. Deferred with pending amendment.)

Auch Yea
Gross Yea
Ladner Yea
Lems Yea
Peterson (Drew) Yea
Sauder Excused
Schneider Yea
Sjaarda Yea
St. John Yea
Wangsness Yea
Wittman Yea
Overweg Yea
Chase Yea

Will be heard in the **Senate Commerce and Energy committee**

Members;

Chair: **Wheeler**, David (Republican)
Vice Chair: **Beal**, Arch (Republican)
Crabtree, Casey (Republican)
Hoffman, Brent (Republican)
Johnson, David (Republican)
Kolbeck, Steve (Republican)
Nesiba, Reynold (Democrat)
Schoenbeck, Lee (Republican)
Stalzer, Jim (Republican)

SB218 - Restrict the power of eminent domain to a utility used for a public purpose.

Sponsors

Prime: Nesiba

Larson

*Declares that only a company recognized as a public utility qualifies for the use of eminent domain.

*Bill is in Senate and Commerce Committee

HB1219 prohibit the exercise of eminent domain for the construction of pipelines carrying carbon oxide.

*Didn't pass in House Commerce and Energy first time around. Smoked out of committee and passed. Down to the full House it goes.

Committee votes:

Bahmuller

Yea

Callies

Nay

Donnell

Yea

Duffy

Nay

Krohmer

Yea

Mulally

Yea

Nelson

Yea

Pinnow

Nay

Schneider

Yea

Shorma

Nay

Perry