



# LEGISLATIVE UPDATE

February 5, 2021

Newsletter #4



By Kody Kyriss,  
SDATAT Lobbyist

## 2021 LEGISLATIVE NOTES

As predicted, this was a very busy week in the legislature due to all the new bills being dropped. There are now 283 House bills and 194 Senate bills. The last day for introduction of individual bills was February 3rd, 2021. Looking ahead. Crossover Day is February 25th, 2021. This week was a big one for the Township bill. After months of preparation and weeks of waiting during legislative session, your Association's bill dropped: **HB 1259, An Act to create the rural access infrastructure fund, to provide for the use and distribution of the fund, make an appropriation, and to declare an emergency.**

After review of the bill, your Association leadership and I discussed some components or provisions that will need to be included in the form of an Amendment. I have provided this information to Representative Finck and will continue to work with him to ensure the best possible bill for your Association. So far, the sponsors are Representatives Finck, Gross, Hoffman, and Vasgaard and Senator Crabtree. Next week will be a busy week in working with Representative Finck to improve our bill and gaining new sponsors and other associations as allies.

I am continuing to monitor various pieces of legislation for your Association. First, **HB 1050, An act to modify certain publishing requirements in official newspapers**, failed to pass the House floor by a vote of 29 – 41. The primary concern for the “nay” votes were the unknown increases of costs in publishing notices. Another bill your Association leadership and I monitored closely was **HB 1120, An Act to establish a website for the posting of notices of certain local governments**. After reviewing the bill, we wanted to make sure Townships were not going to be required to post notices on a website. After speaking to Representative Hansen, he made it clear that was not the case and had intentionally avoided that as he

recognized rural South Dakota does not always have easy access to internet.

Perhaps the most interesting legislation this week in which your Association was engaged is **SB 136, An Act to change the criteria for a petition to vacate a highway, and HB 1190, An Act to revise the process to vacate a part of certain highways**. After speaking with both Senator Cammack and Representative Mulally, they both stated their specific issue with current law was the language requiring a number of signatures greater than one percent of the ballots cast for the last gubernatorial election in the affected county. After reviewing this with their proposed bills, it was clear that their issue was with the Board of County Commissioners rather than the Townships. As such, we offered to help Senator Cammack modify his bill with Amendment 136C so that Township voters could still petition to vacate but also giving the unorganized township residents – county residents – an additional option to petition by receiving two thirds of the adjacent landowner's signatures. Senator Cammack was pleased as SB 136 as amended passed Senate Transportation with a vote of 5-1. HB 1190 is currently scheduled for hearing on February 9th. I will work with your Association leadership to decide the best way to approach this bill and hearing.

### HB 1259 is SDATAT Rural Access Infrastructure Fund

HB 1259

02/03/2021

Introduced

Bill	Title
SB 74	revise certain provisions regarding drones. 01/27/2021 Transportation Do Pass Amended , Passed, YEAS 6, NAYS 0.
	02/01/2021 Senate Do Pass Amended , Passed, YEAS 34, NAYS 0. S.J. 14
	<u>02/03/2021</u> Referred to <u>House Transportation</u> H.J.195
	<u>02/09/2021</u> Scheduled for hearing
SB 76	revise provisions regarding public access to certain meandered bodies of water. 01/26/2021 Agriculture & Natural Resources Deferred to the <b>41st Day</b> Passed, YEAS 4, NAYS 3.
SB 136	change the criteria for a petition to vacate a highway. 01/28/2021 First read in Senate and referred to Senate Transportation S.J.136
	<u>02/05/2021</u> <u>Transportation</u> Do Pass Amended, Passed, <u>YEAS 5, NAYS 1.</u>
SB 161	revise the qualifications to serve as a trustee of a county road district. 02/01/2021 First read in Senate and referred to <u>Senate Local Government</u> S.J.143
HB 1028	revise petition requirements and the criteria for issuance of a water right permit. 01/26/2021 Agriculture and Natural Resources Do Pass , Passed, YEAS 12, NAYS 1.
	01/27/2021 House of Representatives Do Pass , Passed, YEAS 49, NAYS 21. H.J. 142
	01/28/2021 First read in Senate and referred to Senate Agriculture and Natural Resources S.J.13
	<u>02/09/2021</u> Scheduled for hearing
HB 1034	revise certain youth hunting requirements. 01/21/2021 Certified uncontested, placed on consent
	<u>02/04/2021</u> <u>House of Representatives</u> Do Pass Amended, Passed, <u>YEAS 56, NAYS 13.</u> H.J. 217
	<u>02/05/2021</u> First read in Senate and referred to <u>Senate Agriculture and Natural Resources</u> S.J.201
HB 1047	provide limited deer and antelope licenses to landowners. 01/13/2021 Referred to House Agriculture and Natural Resources H.J.3
	02/04/2021 Scheduled for hearing
HB 1050	modify certain publishing requirements in official newspapers. 01/21/2021 Local Government Do Pass Amended , Passed, YEAS 8, NAYS 5.
	01/26/2021 Fiscal Note Requested , Passed, H.J. 131
	<u>02/03/2021</u> <u>House of Representatives</u> Do Pass Amended, Failed, <u>YEAS 29, NAYS 41.</u> H.J. 198
HB 1117	revise provisions for public meetings held by teleconference. 01/28/2021 First read in House and referred to House Local Government H.J.154
	<u>02/04/2021</u> <u>Local Government</u> Do Pass, Passed, <u>YEAS 7, NAYS 6.</u>
HB 1128	establish requirements for public meeting notices and materials. 01/28/2021 First read in House and referred to House Local Government H.J.154
HB 1129	establish requirements for livestreamed public meetings. 01/28/2021 First read in House and referred to House Local Government H.J.154

<p><u>HB 1190</u></p>	<p>revise the process to vacate a part of certain highways.  <u>02/02/2021</u> Referred to <u>House Transportation</u> H.J.179</p>
<p><u>HJR 5001</u></p>	<p>To apply for a convention of states under Article V of the Constitution of the United States to impose fiscal restraints on the federal government, to limit the power and jurisdiction of the federal government, and to limit the terms of office for federal officials and members of Congress.  <u>02/01/2021</u> <u>State Affairs</u> Deferred to the 41st legislative day , Passed, <u>YEAS 8, NAYS 5.</u></p>

## IMPORTANT CONTACT INFORMATION

**To Track Legislation** <http://sdlegislature.gov>

**To Email at Legislator:** First Name.Last Name@ sdlegislature.gov

**To write a Senator or Representative:** c/o LRC 500 E Capitol Ave Pierre, SD 57501

**Call and Leave a Message:**

Senators- Senate Lobby: 605-773-3821

Representatives-House Lobby: 605-773-3851

**Contact Governor Kristi Noem**

**Email:** [sd.gov/governor](mailto:sd.gov/governor) and click on Contact

**Write:** Office of the Governor 500 E Capitol Ave Pierre, SD 57501

**Phone:** 605-773-3212



## Remote Testimony Is Available

**If you wish to testify before the committee remotely, please submit your request to the Committee Chair at least 24 hours before the start of the committee meeting at which you would like to speak.**

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