Week 4 was very busy with all the bills introduced and committee hearings. As you can see, we are watching a number of bills and trying to get rid of the worst of them. There are a lot of gun bills, marijuana bills, and hunting bills. There are a lot of money bills due to the federal dollars coming in for COVID relief, so it will be very interesting to see what projects get funded with one time money.

SENATE BILLS

SB 5 – Includes a child’s legal parents and custodians in the list of parties who may receive information related to reports of the child’s abuse or neglect – passed Senate 35-0. You don’t have to worry about revealing the people who report child abuse because I checked this out with DSS and all reports are confidential and can only be revealed through a judge’s order. This is designed for non-custodial parents. Bill was amended to replace the word custodian with the word guardian. Passed House committee 12-0 and passed House 69-0.

SB 7 – Permit Medicaid to qualify as a victim for purposes of restitution in criminal cases – bill was amended to delete just Medicaid and language was changed to government entity – passed Senate 35-0 and passed House committee – passed House 67-2

SB 14 – Limit the time children in need of supervision are held in detention under certain circumstances – passed committee 7-0, placed on consent, pulled from consent, then passed Senate 34-0 – passed House and is on Gov’s desk

SB 31 – Provide for release of adult abuse information to certain parties to assist in provision of adult protection services. Passed Senate 34-1

SB 34 – Appropriation of $100 million for broadband expansion – sent to Joint Appropriations Committee

SB 35 – Appropriation of $4 million to Revenue and Health for implementation, regulation, taxation, etc of marijuana – sent to the Joint Appropriation Committee

SB 46 – DOE bill to allow for consideration of certain instruction to count towards the minimum number of hours required in a school term- has emergency clause – passed Senate 35-0 and passed House Committee, passed House 69-1 – on Gov’s desk

SB 49 – Annual levy bill for state aid, special education – will be around all session as this is one of the last bills to pass once budget is decided – sent to Joint Appropriations Committee

SB 64 – General appropriation bill for 2021 – what needs to be adjusted

SB 68 – Provide for creation and funding of Oceti Sakowin community based school – charter school bill that takes funding from public schools, has regulation issues, and you should oppose. Passed Senate Education Committee 6-1, was killed 14-20, reconsidered due to fact Sen. Heinert didn’t get to make closing comments, killed again on Senate floor 12-20.

SB 83- Require the provision of information regarding perinatal hospice – Passed committee 7-0, passed Senate 34-0

SB 90 – Recognize the hair discrimination as an unfair or discriminatory practice – killed in committee/41st day 8-1.

SB 95 – Provide immunity for actions assisting an impaired lawyer or judge – passed committee 7-0, passed Senate 34-0

SB 98 – Limit the application of the death penalty – passed committee 5-1, on Sen floor
SB 102 – Network Bill to provide protection for voter registration for domestic violence persons – passed committee 6-0, on Senate floor
SB 103 – Provides for confidentiality of personal information of persons affiliated with non-profit corporations – not sure how this affects various groups with federal grants – Senate Commerce
SB 124 – Provide for protections for the exercise of religious freedom – hearing on 2/10
SB 125 – Require face masks until September 2021 – bill came to floor with no recommendation and then was not calendared so bill is dead
SB 126 – Establish the crime of possession, manufacturing, or distribution of obscene dolls – support – 2/11 hearing
SB 148 – Establish the crime of torture of a human trafficking victim with penalty – support – 2/16 hearing
SB 166 – Revise provisions regarding hate crimes
SB 170 – Prohibit the conduct of certain physical exams or screenings of students without parental consent – Oppose – this is not happening in schools
SB 177 – Eliminate all requirements for home schooling and allow them to participate in activities – Oppose – Hearing on Wed in Senate Education Committee
SB 183 – Abortion bill
SB 190 – Revises provisions regarding unfair or discriminatory practices – hearing on 2/11
SB 194 – General Appropriations Bill for next funding year

HOUSE BILLS

HB 1025 – DOE bill on deleting/revising certain outdated language related to education – passed House 70-0 – passed Senate 31-0
HB 1030,1031,1032, 1033 – Retirement bills
HB 1046 – Limit liability for COVID 19 – includes non-profits, schools, businesses, insurance, etc – Support – bill passed committee 12-1 with 3 amendments – sunset date of 3 years, language addition to the health care section, and deletion of some language in Section 5. All are minor and fine with the coalition. Passed House 60-10, passed Senate committee 5-0 and is on Senate floor - support
HB 1051 – Maintain the life of any child born alive – FYI – passed House 59-8, hearing in Senate committee 2/8
HB 1052 – Provides a rebuttable presumption in favor of joint physical custody of a minor child – same bill as we have seen for the past 10 years – they proponents want to start at 50/50 for custody of a child. Current law leaves the custody issue in the hands of the judge. Killed in House committee/41st day 8-5
HB 1055 – Authorizes certain children who are subject to military relocation to be eligible for registration with a state approved distance learning provider – Assigned to Military and Veterans Affairs Committee – was reassigned to the House Education Committee
HB 1067 – Modifies identification requirements for a marriage license and provides for a name change – passed committee with a minor amendment, passed House 70-0
HB 1075 – Limit directives and incentives for extreme risk protection orders with a penalty – this is a bill to NOT limit guns to people convicted of Domestic Violence – is a pre-emptive bill in case President issues any orders on taking guns away – ridiculous and dangerous bill
HB 1076 – Require that birth certificate reflect the biological sex - anti transgender bill and allowing them to change their birth certificate – killed in committee 6-7, smoked to the House floor and then passed 39-31. Bill was killed in Sen Health Committee/41st day 6-0
HB 1077 – Gov’s bill on providing for licensure by endorsement for certain licensed professionals and occupations – passed House 67-3 and hearing in Senate committee 2/9
HB 1080 – Bill to increase the enhanced penalty for simple assault – a 4th and 5th offense will have an enhanced felony charge
HB 1081 – Bill to increase the penalty for protection order violations – for a 4th and 5th offenses or subsequent offense, there will be an enhanced felony charge.
HB 1082 – Revises state aid for certain EL students testing option – this is a waiver bill to use either 2019-20 or 2020-21 data – passed committee – passed House 65-0 and passed Senate 31-0
HB 1083 – Allows Sec of Educ to waive accountability requirements in emergency situations – passed committee – passed House 64-2, passed Senate 31-0
HB 1097 – Provide for philosophical exceptions to required vaccinations – oppose – killed in committee /41st day 7-6
HB 1102 – Revise certain definitions for sex offender registry – deals with facility that may be used incidentally to the primary purpose – passed House committee 11-1, on House floor
HB 1108 – Permit the playing of honor song or Lakota Flag Song at graduation
HB 1110, HB 1114, HB 1130 – all abortion related bills
HB 1132 – Adds dental hygienists to the mandatory reporters of child abuse – House Judiciary
HB 1150 – Bill on providing definitions regarding crime of rape – House Jud Committee – hearing on 2/8
HB 1157 – Establish restrictions governing instructional standards and curricular materials – oppose – withdrawn by sponsor
HB 1158 – Prohibit the use of curricular materials that promote racial divisiveness and displace history – withdrawn by sponsor
HB 1159 – Prohibit interference with the right to bodily integrity in contagious disease – anti vax bill – ridiculous
HB 1161 – Provide for provisions regarding pregnancy help center consultations
HB 1178 – Rescind the statute of limitations for any civil cause of action arising out of childhood sexual abuse
HB 1187 – Require schools to provide instruction on SD Tribal history, culture, and govt – House State Affairs
HB 1204 – Revises criminal provisions regarding certain visual recordings or photographic devices
HB 1205 – Repeals the National Board for Teaching Standards – oppose – hearing on 2/8
HB 1212 – Clarify use of force
HB 1216 – Appropriates $15 million of federal money for family visitation rooms
HB 1217 – Promote continued fairness in women’s sports – totally an anti-transgender bill
HB 1218 – Title bill
HB 1220 – Authorize the provisions of informed consent by a pregnant minor
HB 1223 – Prohibit certain social media censorship
HB 1224 – Requires the display of state motto in classrooms
HB 1236 – Remove irreconcilable differences as a cause for divorce
HB 1241 – Provide for participation in a parent education program upon filing for divorce
HB 1248, HB 1251 – Abortion bills
HB 1279 – Appropriation bill for $900,000 for development of a K-12 civics and history curriculum
HB 1280 – Appropriates $1.5 million for updating educator certification system
HB 1283 – Appropriates $200,000 for updating the SD virtual school website, registration, and reporting system

Have a good weekend and stay safe!