



# LEGISLATIVE UPDATE

January 20, 2023

Newsletter #2



**By Kody Kyriss,  
SDATAT Lobbyist**

## 2023 LEGISLATIVE NOTES

The second week of the 98th legislative session is nearing an end. It has been a quiet legislative session so far with a total of 99 House bills and 76 Senate bills. As the final day for unlimited bill submission is next Thursday, January 26th, it can be expected that things will be much busier in the coming weeks.

Bills that may be of interest to your Association continue to make their mark in the legislature. If you recall from last week's newsletter, **HB 1050** allows counties to issue bonds which may be used for (1) construction, repair, or renovation of courthouses, public safety centers, or jails; and (2) construction, repair, or renovation of facilities used as an accredited prevention or treatment center. This bill was sent to the 41st legislative day by a vote of 7 yeas and 6 nays on January 19, 2023. Next, **SB 17**, which appropriates over \$16,000,000 from various sources for water and environmental purposes, was referred to Joint Committee on Appropriations with a vote of 7-0 on January 19, 2023. Finally, several bills have been introduced that amend the state sales tax on food – everything from reducing the tax or eliminating the tax altogether. These bills are **HB 1075**, **HB 1095**, and **HB 1096**.

Your Association continues to work to have several bills passed through the legislature. The bill that will allow townships who own their self-propelled machinery equipment and vehicles to be exempt from the fuel excise tax officially has a number of SB 73 with the prime sponsors of Senator Klumb and Representative Blare. SB 73 has been assigned to Senate Taxation and can be expected to be heard in committee soon.

The several bills that clarify existing law relating to registration and residence voting, petitions to organize, reorganize townships, and the determination of challenges to voters as it relates to their residence are being reviewed by legislators and will hopefully be introduced into the legislature soon.

Finally, I have been discussing your Association's rural access infrastructure (RAIF) bill with a couple legislators in hopes of having it introduced to the legislature. The RAIF bill takes extra care and time due to it amending the carefully crafted rural access infrastructure fund that was put in place a couple years ago. By the end of next week, your Association should have a good idea of the direction its bills will be heading. The legislature may seem slower now, but it will certainly pick up momentum soon. When it does, your Association's leadership and I will be ready.

### SDATAT Bills

**SB 70** exclude township-owned self-propelled machinery, equipment, and vehicles from fuel excise tax

Sponsors: Senators Klumb (prime), Wiik, Zikmund, Representatives Blare (prime), Lems, Olson, and Perry

### The Following SDATAT Propose Bill

#### Have Not Yet Been Numbered

Revise Eligibility of RAIF

Clarify Conditions of Merger, Organization, Reorganization of townships

Clarify resident voter of a township

Bill	Bills To Watch
HB 1021	<p><b>Make an appropriation to the State Conservation Commission and to declare an emergency.</b></p> <p>01/11/2023      Referred to Joint Committee on Appropriations H.J.24</p>
HB 1029	<p><b>Revise certain provisions regarding the county zoning and appeals process</b></p> <p>01/11/2023      Referred to House Agriculture and Natural Resources H.J.24 01/19/2023      Passed Committee 6 No, &amp; 7 Yea</p>
HB 1043	<p><b>Make an exemption from certain property taxation for owner-occupied single-family dwellings.</b></p> <p>01/12/2023      Referred to House Committee on Appropriations, Passed H.J. 28</p>
HB 1060	<p><b>Modify provisions related to procurement for the state and other purchasing agencies</b></p> <p>01/13/2023      First read in House and referred to House Local Government H.J.3</p>
HB 1075	<p><b>To lower the state sales tax rate and the state use tax rate on food to zero percent</b></p> <p>01/18/2023      First read in House and referred to House Taxation H.J.52</p>
HB 1084	<p><b>Grant a common carrier the right of eminent domain for public use.</b></p> <p>01/18/2023      First read in House and referred to House State Affairs H.J.53</p>
HB 1090	<p><b>Modify protections for agricultural operations from nuisance claims</b></p>
SB44	<p><b>Repeal provisions regarding the creation of river basin natural resource districts</b></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](http://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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