

# MINUTES

## Executive Board



Representative G. Mark Mickelson, Chair  
Senator Brock L. Greenfield, Vice Chair  
Representative Spencer Hawley, Ranking Minority Member

**First Meeting, 2017 Interim  
Monday, March 27, 2017**

**Room 413 – State Capitol  
Pierre, South Dakota**

The first meeting of the Executive Board for the 2017 Interim was called to order by **Representative G. Mark Mickelson** at 2:00 p.m. in room 413 of the State Capitol, Pierre, South Dakota. A quorum was determined with the following members answering the roll call: Representatives Spencer Gosch, Steven Haugaard, Lee Qualm, Tim Reed, and Mike Stevens; Senators Jim Bolin, Kris Langer, Jeffrey Partridge, Jim Stalzer, and Billie H. Sutton; Representative Spencer Hawley, Ranking Minority Member; Senator Brock L. Greenfield, Vice Chair; and Representative G. Mark Mickelson, Chair. Excused: Representative Craig Tieszen and Senator R. Blake Curd.

Staff members present include Jason Hancock, Director; Sue Cichos, Deputy Director; Doug Decker, Code Counsel; Annie Mehlhaff, Chief Analyst for Fiscal; David Ortbahn, Chief Analyst for Research; Scott Darnall, Information Technology Manager; Carol Huber, Business Manager; and Cindy Tryon, Senior Secretary.

*NOTE: For purpose of continuity, the following minutes are not necessarily in chronological order. Also, all referenced documents distributed at the meeting are attached to the original minutes on file in the Legislative Research Council office. This meeting was web cast live. The archived web cast is available at the LRC web site at <http://sdlegislature.gov>.*

### **Approval of Agenda**

**A MOTION WAS MADE BY SENATOR BOLIN, SECONDED BY SENATOR GREENFIELD, TO APPROVE THE AGENDA. Motion prevailed on a voice vote.**

### **Proposed Interim Committee Study Topics and Selection Process**

**Mr. Jason Hancock, Director**, explained the process used by LRC in preparing suggested study topics for the Executive Board's final decision. Mr. Hancock shared the suggested topics the LRC received prior to the Executive Board meeting. The Board members discussed the various suggestions and commented on their preferred topics. The Executive Board will take final action on this issue at the April meeting after LRC conducts a survey of all members of the House and Senate.

### **Discussion with Congresswoman Noem's Deputy Chief of Staff**

**Mr. Andrew Christianson, Deputy Chief of Staff, Congresswoman Kristi Noem's Office**, answered questions from the Board members via telephone. Mr. Christianson said that although the Affordable Care Act was not repealed in Congress, the Secretary of the Department of Health will be finding ways to alleviate some of the problems created by the Affordable Care Act.

Representative Mickelson told Mr. Christianson the states are losing more and more sales tax to internet sales and there will be a long-term effect on South Dakota's tax structure if the states do not receive taxing authority over internet sales.

### **Executive Board Interim Calendar**

**Mr. Jason Hancock, Director**, distributed a calendar with proposed dates for the 2017 Executive Board meetings. Representative Mickelson asked for a change to the dates and location of the Board retreat.

**A MOTION WAS MADE BY SENATOR GREENFIELD, SECONDED BY SENATOR SUTTON, THAT THE PROPOSED CALENDAR BE CHANGED PER REPRESENTATIVE MICKELSON'S SUGGESTION REGARDING THE RETREAT AND THEN BE ADOPTED FOR THE 2017 EXECUTIVE BOARD SCHEDULE. The motion prevailed on a voice vote.**

The 2017 Executive Board meeting dates are April 18, May 15, June 6, August 28, and November 13.

Senator Langer told the Board she will not be able to attend the May 15 meeting.

### **Legislative Travel Policies**

Representative Mickelson asked for more information regarding the legislative travel policies.

**Ms. Sue Cichos, Deputy Director**, explained the current travel policies. In accordance with SDCL 2-9-4 (9), the Speaker of the House and the President Pro Tempore are authorized to approve travel for the respective chambers. The State Auditor does require prior approval from the presiding officers for legislator travel.

Further discussion on legislative travel policies can be held at a future Executive Board meeting and action to revise the policies can be taken at that time.

### **Other Business**

Senator Greenfield said the Executive Board appoints two members and two alternates to the Midwestern Higher Education Compact (MHEC) and those appointments need to be made prior to the next MHEC meeting.

**A MOTION WAS MADE BY SENATOR GREENFIELD, SECONDED BY REPRESENTATIVE HAWLEY, TO REAPPOINT SENATOR TIDEMANN AND REPRESENTATIVE BARTLING TO MHEC WITH SENATOR NESIBA AND REPRESENTATIVE DUVALL SERVING AS ALTERNATES.**

### **Executive Session**

**A MOTION WAS MADE BY SENATOR GREENFIELD, SECONDED BY SENATOR LANGER, THAT THE EXECUTIVE BOARD GO INTO EXECUTIVE SESSION TO DISCUSS ITEMS RELATING TO PERSONNEL. The motion prevailed on a voice vote.**

The Executive Board went into Executive Session at 3:10 pm.

**A MOTION WAS MADE BY SENATOR GREENFIELD, SECONDED BY REPRESENTATIVE HAWLEY, THAT THE EXECUTIVE BOARD COME OUT OF EXECUTIVE SESSION. The motion prevailed on a voice vote.**

The Executive Board came out of Executive Session at 3:20 pm. No action was taken.

### **Other Business**

The Board acted on the pending motion made by Senator Greenfield prior to going into Executive Session.

**A MOTION WAS MADE BY SENATOR GREENFIELD, SECONDED BY REPRESENTATIVE HAWLEY, TO REAPPOINT SENATOR TIDEMANN AND REPRESENTATIVE BARTLING TO MHEC WITH SENATOR NESIBA AND REPRESENTATIVE DUVALL SERVING AS ALTERNATES. The motion prevailed on a roll call vote with 12 members voting AYE, 1 voting NAY, and 2 EXCUSED. Those voting AYE: Gosch, Qualm, Reed, Stevens, Bolin, Langer, Partridge, Stalzer, Sutton, Hawley, Greenfield, and Mickelson. Voting NAY: Haugaard. Those EXCUSED: Tieszen and Curd.**

### **Adjourn**

**A MOTION WAS MADE BY REPRESENTATIVE STEVENS, SECONDED BY SENATOR BOLIN, THAT THE EXECUTIVE BOARD BE ADJOURNED. The motion prevailed unanimously on a voice vote.**

The Board adjourned at 3:30 p.m.