

MINUTES

Executive Board



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

**First Meeting, 2018 Interim
Monday, March 26, 2018**

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

The first meeting of the Executive Board for the 2018 Interim was called to order by **Senator Brock L. Greenfield** at 1:15 p.m. in room 413 of the State Capitol, Pierre, South Dakota. A quorum was determined with the following members answering the roll call: Senators Jim Bolin, R. Blake Curd, Kris Langer, Jeffrey Partridge, Jim Stalzer, and Billie H. Sutton; Representatives Hugh Bartels, Spencer Gosch, Steven Haugaard, Lee Qualm, and Tim Reed; Representative Spencer Hawley, Ranking Minority Member; Representative G. Mark Mickelson, Vice Chair; and Senator Brock L. Greenfield, Chair. Excused: Representative Mike Stevens.

Staff members present include Jason Hancock, Director; Sue Cichos, Deputy Director; Doug Decker, Code Counsel; David Ortbahn, Chief Analyst for Research; Fred Baatz, Principal Research Analyst; Jessica LaMie, Legislative Attorney; Scott Darnall, Information Technology Manager; Hilary Carruthers, Computer and Web Support Specialist; Tyler Haddix, Senior Software Engineer; 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 sdlegislature.gov.

Board Papers Demonstration

Ms. Hilary Carruthers, Computer and Web Support Specialist, demonstrated the Board Papers computer program, explaining that using this program allows board members easier access to meeting documents. This program allows the board members to access the meeting documents on their iPads from any place where wi-fi is available and can replace the three-ring binder that has been used in the past. This program allows the members to take secure notes on the documents. The documents will continue to be posted to the LRC website as well, so the public will continue to have access to the documents.

Legislator Electronic Device Selection

Representative Spencer Hawley, Chair, Technology Subcommittee, said the Technology Subcommittee met earlier this month to review the Legislative Device Questionnaire results and consider device options for the 2019-2020 legislative term. The subcommittee agreed that the legislators should be given two options for which device they want to use for their legislative needs.

Mr. Scott Darnall, Information Technology Manager, said, after considering the results from the survey conducted of the 2018 legislators and discussion with the subcommittee, the LRC is suggesting giving the 2019-2020 legislators the option of using either a Windows 10 device or Apple iPad Pro.

A MOTION WAS MADE BY REPRESENTATIVE HAWLEY, SECONDED BY SENATOR STALZER, TO PROCEED WITH GIVING THE 2019-2020 LEGISLATORS THE OPTION OF USING EITHER A WINDOWS 10 DEVICE OR APPLE IPAD PRO. The motion prevailed on a roll call vote with 13 voting AYE, 1 voting NAY, and 1 EXCUSED. Those voting AYE: Bolin, Curd, Langer, Stalzer, Sutton, Bartels, Gosch, Haugaard, Qualm, Reed, Hawley, Mickelson, and Greenfield. Voting NAY: Partridge. EXCUSED: Stevens.

Executive Board Interim Calendar

Mr. Jason Hancock, Director, distributed a calendar with the proposed dates for the 2018 Executive Board meetings ([Document #1](#)). The calendar has one less meeting than past years, as the March selection of study topics means the June meeting will not be needed. Mr. Hancock suggested the Executive Board consider setting the 2019 Executive Board meeting and retreat dates at the November 2018 meeting, as that may be a factor when legislators decide whether or not to run for Executive Board.

Mr. Hancock said the Investment Council has invited the Executive Board to hold the May Board meeting in Sioux Falls at the Investment Council office. It is at that meeting the Board considers applicants for a seat on the Investment Council. It was the consensus of the Board that the May meeting be held in Sioux Falls at the Investment Council office.

Representative Jim Bolin said some communities may be observing Veterans' Day on November 9, so that date may cause some problems. **Representative G. Mark Mickelson** suggested waiting to make that decision to change the date until closer to November.

The 2018 Executive Board meeting dates are March 26, April 23, May 21, August 27, and November 9, with the November date subject to change.

LRC Staffing Update

Mr. Hancock reported on staff changes that will be taking place in the LRC office this interim:

Ms. Jessica LaMie, Legislative Attorney, started with LRC in 2015 and will be leaving the office on April 6. Ms. LaMie has accepted the position as Deputy States Attorney for Hughes County.

Ms. Annie Mehlhaff, Chief Analyst for Fiscal Research and Budget Analysis, will be retiring in May. Ms. Mehlhaff has been with the state since 1986 and with LRC since 1996.

Mr. Fred Baatz, Principal Research Analyst, will be retiring May 8. Mr. Baatz has been with the state since 1979, and with LRC since 1995.

Mr. Tyler Haddix is the new Senior Software Engineer and started with LRC just prior to the 2018 Legislative Session, so was introduced to the Board today.

The Board thanked Ms. LaMie, Ms. Mehlhaff, and Mr. Baatz for their time with LRC and commended them on jobs well done. The Board welcomed Mr. Haddix to the LRC office.

Mr. Hancock indicated recruiting for the vacant positions as well as the two new Fiscal/Program Analyst positions will begin soon.

Program Evaluation Function and Implementation Discussion

The addition of two Fiscal/Program Analysts to the LRC staff was approved by the Executive Board at the November 13, 2017, meeting. Mr. Hancock gave an update on this program's suggested timeline ([Document #2](#)). The timeline includes the Executive Board approving at their April meeting one or two programs for evaluation during the 2018 interim.

Mr. Hancock asked the Executive Board members how the one or two programs to be evaluated in 2018 should be selected, including possibly soliciting input from the Appropriations and Government Operations and Audit Committees and other standing committee chairs. Senator Greenfield said the Chairs and Vice Chairs of the Joint Committee on Appropriations (JCA) should be involved in the selection process.

Representative Steven Haugaard said he would also like to include input from standing committee chairs and vice chairs.

Representative Mickelson commented that this process should not be made too complicated and asked if the selections need to be completed by the April meeting or if it could wait until the May meeting.

Mr. Hancock said April is preferred but things could be altered to fit selections being made in May.

A MOTION WAS MADE BY REPRESENTATIVE MICKELSON, SECONDED BY SENATOR PARTRIDGE, THAT THE JOINT APPROPRIATIONS COMMITTEE PRESENT THE EXECUTIVE BOARD WITH PROGRAM SUGGESTIONS FOR EVALUATION. The motion prevailed on a roll call vote with 14 voting AYE and 1 EXCUSED. Those voting AYE: Bolin, Curd, Langer, Partridge, Stalzer, Sutton, Bartels, Gosch, Haugaard, Qualm, Reed, Hawley, Mickelson, and Greenfield. EXCUSED: Stevens.

Proposed Interim Committee Study Topics and Selection Process

Senator Greenfield explained the process used by LRC in gathering suggested study topics for the Executive Board's final decision. The 2018 Interim Study Rankings document was distributed to and discussed by the board members ([Document #3](#)). Once the topics are finalized, the legislators will be polled as to who is interested in serving on which studies.

A MOTION WAS MADE BY REPRESENTATIVE HAWLEY, SECONDED BY SENATOR BOLIN, THAT STUDY TOPICS E, MENTAL HEALTH AND SAFETY IN K-12, AND K, ACCESS TO MENTAL HEALTH, BE COMBINED AS ONE TOPIC TO BE STUDIED AND TOPIC J, EXTRAORDINARY COST FUND FOR SPECIAL EDUCATION, BE THE SECOND STUDY TOPIC.

A SUBSTITUTE MOTION WAS MADE BY SENATOR LANGER, SECONDED BY REPRESENTATIVE QUALM, TO KEEP STUDIES E AND K SEPARATE AND ALONG WITH STUDY J CONDUCT THREE SUMMER STUDIES THIS INTERIM.

SENATOR LANGER AND REPRESENTATIVE QUALM WITHDREW THEIR SUBSTITUTE MOTION.

A SUBSTITUTE MOTION WAS MADE BY REPRESENTATIVE MICKELSON, SECONDED BY SENATOR CURD, TO SELECT TOPIC J, EXTRAORDINARY COST FUND FOR SPECIAL EDUCATION, AS A 2018 INTERIM STUDY TOPIC. The motion prevailed on a roll call vote with 14 voting AYE and 1 EXCUSED. Those voting AYE: Bolin, Curd, Langer, Partridge, Stalzer, Sutton, Bartels, Gosch, Haugaard, Qualm, Reed, Hawley, Mickelson, and Greenfield. EXCUSED: Stevens.

A MOTION WAS MADE BY REPRESENTATIVE MICKELSON, SECONDED BY SENATOR BOLIN, TO SELECT TOPIC K, ACCESS TO MENTAL HEALTH SERVICES, AS A 2018 INTERIM STUDY TOPIC. The motion prevailed on a roll call vote with 14 voting AYE and 1 EXCUSED. Those voting AYE: Bolin, Curd, Langer, Partridge, Stalzer, Sutton, Bartels, Gosch, Haugaard, Qualm, Reed, Hawley, Mickelson, and Greenfield. EXCUSED: Stevens.

The Executive Board will appoint the committee members, chairs, and vice chairs at the April Executive Board meeting, as well as finalize the scope for each selected study topic.

Adjourn

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

The Board adjourned at 3:15 p.m.