



# Legislative Research Council

SouthDakota

## MINUTES

### GOVERNMENT OPERATIONS AND AUDIT COMMITTEE

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Representative Dan Dryden, Chair  
Senator Larry Tidemann, Vice Chair

Third Meeting  
2015 Interim  
August 25, 2015

Room 412  
State Capitol Building  
Pierre, South Dakota

The third meeting of the 2015 Interim Government Operations and Audit Committee (Committee) was called to order by Chair Dryden at 9:00 a.m., August 25, 2015, in LRC Room 412, State Capitol Building, Pierre, South Dakota.

A quorum was determined with the following members answering the roll call: Representatives Dryden, Hunt, and Hunhoff. Senators Novstrup, Heineman, Tidemann, and Sutton. Representatives Cronin and Bartling and Senator Peters joined by conference call.

Staff members present were Mr. Martin Guindon, Auditor General; Mr. Bob Christianson and Mr. Tim Flannery, State Government Audit Managers for the Department of Legislative Audit (DLA).

*NOTE: For purpose of continuity, the following minutes are not necessarily in chronological order. The bulleted items below each agenda item are documents sent out by the Committee.*

#### Approval of Minutes and Agenda

Senator Tidemann moved, seconded by Senator Heineman, the minutes of the June 29, 2015 meeting be approved ([Minutes 6-29-2015 Meeting Doc.1](#)). Motion prevailed unanimously on a voice vote.

#### Item 1 – Department of Education to discuss their corrective action plans for audit findings included in the Single Audit Report for the fiscal year ended June 30, 2014

- [Letter to Education Doc. 2](#)
- [Education findings Doc. 10](#)

Tamara Darnall, Director of the Division of Finance and Management, Department of Education (DOE) and Dan Guericke, Director of Mid Central Educational Cooperative (MEC) were present to address the Committee regarding the findings for the DOE from the 2014 Single Audit. Director Darnall stated that for the most part, all findings have been resolved. She stated that the first finding, number 2014-002, was a summary finding and a recap of findings 2014-003 and 2014-004. Director Darnall described the accounting software used by MEC to load supporting documentation for program activities and help resolve finding 2014-003. She explained that MEC no longer prepays school districts in response to the finding which explains that for a reimbursement basis grant actual costs must first be incurred before reimbursement is requested.

Director Darnall explained that MEC has worked with the U.S. Department of Education (USDOE) to resolve the indirect cost finding and all questioned costs have been recovered by the USDOE. Senator Sutton asked for more explanation about the indirect cost rate and if this rate was similar to rates charged by other agencies. Director Darnall stated that this was a negotiated rate between MEC and the USDOE. She added that the indirect rate was being applied to the incorrect base and that has now been corrected.

Director Darnall stated that the employees that failed to provide effort logs have since provided signed affidavits as to the time worked on the South Dakota Gaining Early Awareness and Readiness for Undergraduate Program (GEAR UP). She added that the DOE has increased monitoring and oversight activities with regard to GEAR UP.

Director Darnall provided the Committee with information regarding the finding that the MEC did not comply with the federal matching requirements (finding number 2014-004). She stated that the partnership agreement between the partnership agreement between the DOE and MEC should not have been written to indicate a specific dollar amount for the matching requirement. She added that the agreement has been amended to state that MEC will provide a match contribution of one to one, based on total expenses. She added that, in regard to the duplicate matching amounts taken for both the College Access grant and the GEAR Up grant, the College Access match has been removed and monthly reviews have been implemented to prevent this from occurring again. Director Darnall stated that the USDOE has not yet concluded on the resolution of the Microsoft matching amount at this time. Senator Tidemann asked where these matching amounts come from. Director Darnall stated that they come from private sources, school districts and the School of Mines and Technology. Representative Hunhoff asked how the monthly reviews work, with respect to the matching requirements. Director Darnall explained that in addition to the DOE reviewing the monthly claim form from MEC, the DOE will require and review the matching documentation from MEC. Representative Dryden asked for additional explanation of the students that benefited from the Microsoft software. Mr. Guericke stated that this information is not tracked at this time.

Senator Heineman asked how program results were measured and if the program was working. Director Darnall stated that an annual performance report is prepared and submitted to the USDOE. Mr. Guericke stated that about three hundred students participate in the summer program each year. He added that the summer program has been in place for many years, even before the GEAR Up funding became available. For those students in the summer program, ninety-eight percent of them graduate from high school and ninety-five percent go on to attend post-secondary education.

## **Item 2 – The Building South Dakota Fund annual reports**

Commissioner Jason Dilges, Bureau of Finance and Management, provided an overview of the Building South Dakota Fund (BSD). He provided the Committee a handout to help illustrate key points in his presentation (see [BSD Update for GOAC Doc.16](#)). Commissioner Dilges emphasized that the information he was providing was on a cash basis from the State's accounting system. He stated there may be differences between his numbers and the numbers reporting by the agencies, because the agencies will be reporting amounts that are obligated. Commissioner Dilges stated that an important feature of the BSD is that it allows the Board of Economic Development (BED) to look at projects and decide if the project warrants a full or partial refund of sales and use tax. Representative Hunhoff asked for an example of how a refund would work. Commissioner Dilges gave the example of a project with \$20 million of project costs. If the BED determined that the project owner was entitled to a full refund, the project owner would pay into the State Treasury \$800,000 for state sales and use tax (at 4%) and request and receive back the full amount. The BSD fund would then receive all of the contractor's excise tax paid on the project or \$400,000 (at 2%). As another example, he stated that if the BED authorized a \$1 refund of sales and use tax on a \$20 million project, the project owner would receive the \$1 and the BSD would receive the entire \$400,000 in contractor's excise tax. Senator Heineman asked if the municipal sales and use tax collected would still go back to the local governments. Commissioner Pat Costello, Governor's Office of Economic Development stated that municipal sales tax still goes back to the local governments. He added that the local governments will, on occasion, also participate in the economic development project.

Commissioner Dilges explained the transfers from the BSD to the five funds beneath the BSD fund: 1) Economic Development Partnership Fund, 2) Local Infrastructure Improvement Fund, 3) Workforce Development Fund, 4) Housing Opportunity Fund, and 5) South Dakota Jobs. Commissioner Dilges

walked the Committee through the last page of his handout, which includes a number of calculations to arrive at an amount to be transferred into the BSD at year-end.

Director Darnall provided the Committee a report on the operations of the Workforce Education Fund (WEF). She explained that the dollars received from the BSD by the Workforce Education Fund are first allocated to provide for the limited English proficiency (LEP) adjustment in the State-Aid to Education formula. After the LEP adjustment is funded, and if there is a balance in the WEF of \$2 million or more, then \$1.5 million can be used to fund career and technical education (CTE) grants. If there are sufficient funds after this, school districts will receive funding on a prorated basis, based upon fall enrollment counts. Director Darnall stated that in FY15 there were 2,650 LEP students and the WEF provided \$1.6 million of the total LEP adjustment of \$3.1 million. She stated that in FY16 there will be 2,424 LEP students and she anticipates the LEP adjustment will be \$2.9 million, of which she estimates \$1.6 million will be funded from the WEF. Director Darnall reminded the Committee that FY16 will be the last year that the LEP adjustment will be partially funded from the WEF.

Tiffany Sanderson, Director of the Division of Career and Technical Education was present to discuss CTE grants. Director Sanderson stated that administrative rules are now in place to guide the grant application process. She stated that the rules were patterned after the Governor's grants to twelve school districts for CTE programs. She added that these grants are competitive grants for eligible schools and the schools can apply for twenty percent of the available funds or a maximum of \$300,000. The objective of the grants to middle schools and high schools will be to better align their career and technical education programs with post-secondary education or entry into the workforce. She stated the grants will require the schools to provide a one for one match and the schools will have eighteen months to expend the funds they are awarded. Senator Sutton asked if any grants have been made. Director Sanderson stated that applications will go out to the schools this fall and awards will be made in the latter part of fiscal year 2016. Director Darnall added that the DOE will have to ask the Legislature for expenditure authority to award these grants. Senator Sutton stated that the Burke School District was awarded one of the Governor's CTE grants and partnered with three other schools to purchase a mobile lab, which has been very beneficial to the school district. He thanked the DOE for their work and stated that these programs are important for smaller communities. Senator Tidemann asked how the DOE determines workforce needs in the state. Director Sanderson stated that her program works with the Department of Labor and the Governor's Office of Economic Development to obtain labor market information.

Commissioner Pat Costello, Governor's Office of Economic Development (GOED), provided an overview of the four programs under the GOED. He stated that three of the four programs receive funds from the BSD fund and one program, the Reinvestment Payment Program, receives sales and use tax from project owners. He first explained the two primary purposes of the Economic Development Partnership Program (EDPP): 1) to help local economic development programs hire a full-time executive position, and 2) to help local economic development programs recapitalize local revolving loan funds. He stated that communities will work through their planning districts to prepare and submit EDPP applications to the GOED on a quarterly basis. The GOED makes recommendations to the Board of Economic Development (BED), based upon the applications received. He described an EDPP award where the BED approved the grant to hire a full-time local economic development position and the EDPP's share of the position will be funded over a four year period (40% year one, 30% year two, 20% year three, and 10% in year four). He explained that this situation is one reason why there can be a difference between what the GOED sees as available cash and what Commissioner Dilges shows as a cash balance in the fund on the State's accounting system. Commissioner Costello went through the fiscal year 2015 quarterly activity in the EDPP (see [Building South Dakota Packet Doc.15](#)). Commissioner Costello referred to the International Economic Development Corporation (IEDC) Basic Training chart that was included in the report. The IEDC offers basic economic development training. The GOED asked the board to set aside \$25,000 of the partnership program money to allow communities to take part in this pre-approved program. The cost would be matched for them to send someone to the training. Lastly, Commissioner Costello reported on the fiscal year 2015 performance

measures for the EDPP. The report included the applicants, communities served, project descriptions, amounts requested, dollars awarded, applicant contributions, and projected jobs created. Commissioner Costello stated that there were twenty-four grants awarded totaling \$2.4 million and \$5.7 million in applicant contributions going toward those projects.

Next, Commissioner Costello provided an overview of the Local Infrastructure Improvement Program (LIIP). He stated that communities will work through their planning districts to prepare and submit LIIP applications to the GOED on a quarterly basis. The GOED makes recommendations to the Board of Economic Development (BED), based upon the applications received. Commissioner Costello went through the fiscal year 2015 quarterly activity in the LIIP. Commissioner Costello reviewed all applicant requests that were received during the fiscal year, included requests that were denied by the BED. Lastly, Commissioner Costello reported on the fiscal year 2015 performance measures for the LIIP. The report included the applicants, communities served, project descriptions, amounts requested, dollars awarded, and projected jobs created. Senator Tidemann asked how long do grantees have to complete a project. Cherissa Wright, Grant Administrator for the Governor's Office of Economic Development, stated that grantees have one year to complete the project unless they have received an extension from the BED.

Commissioner Costello provided an overview of the South Dakota Jobs Grant Program (JGP). He explained that this program is available to assist companies in offsetting the upfront costs associated with relocating or expanding operations and/or upgrading equipment in South Dakota. Commissioner Costello mentioned that this program allows for project owners to receive a JCP grant for new or expanded facilities with project costs less than \$20 million, or for equipment upgrades with project costs less than \$2 million. He stated that this program has not had the activity that was expected when the economic development legislation was passed. Commissioner Costello went through the fiscal year 2015 quarterly activity in the JGP. Commissioner Costello reported on the fiscal year 2015 performance measures for the LIIP. The report included the applicants, communities served, project descriptions, amounts requested, dollars awarded, and projected jobs created. He stated there were two grants awarded during fiscal year 2015 and there is a significant amount of money available for fiscal year 2016. Commissioner Costello stated that he is open to discussing future legislation to allow the GOED to transfer funds to other economic development programs where there are more project opportunities. Senator Heineman stated that she was surprised to see that this program, which was designed for smaller businesses, had such little interest during the fiscal year.

Commissioner Costello provided an overview of the Reinvestment Payment Program (RPP). He explained that this program is available to assist companies in offsetting the upfront costs associated with relocating or expanding operations and/or upgrading equipment in South Dakota. This program allows for project owners to receive a reinvestment payment, not to exceed the sales and use tax paid on project costs, for new or expanded facilities with project costs in excess of \$20 million, or for equipment upgrades with project costs in excess of \$2 million. Commissioner Costello went through the fiscal year 2015 activity in the RPP. Commissioner Costello reported on the fiscal year 2015 performance measures for the RPP. The report included the applicants, communities served, project descriptions, amounts requested, dollars awarded, and projected jobs created. He stated there were six grants awarded that were associated with total project costs of \$282 million during fiscal year 2015. Senator Tidemann thanked Commissioner Costello for providing the Committee the performance measures relating to each program and acknowledged this important work for the State.

Mark Lauseng, Executive Director of the South Dakota Housing Development Authority (SDHDA), was present to address the Committee regarding the South Dakota Housing Opportunity Fund (HOF). He provided the Committee with the 2015 SDHOF Annual Report handout (see [Housing Handout Doc.17](#)). He stated the SDHDA has developed an allocation plan that provides a system to award HOF funds and HOF program income. SDHDA distributes HOF funds geographically throughout the State with thirty percent of the funds targeted for Sioux Falls and Rapid City and seventy percent of the funds targeted for the rest of the State.

Mr. Lauseng stated that applications for the 2015 fiscal year were due by February 28, 2015. A total of \$3.25 million was requested. As a result of the application cycle, 347 families will benefit from more than \$2.7 million awarded to fifteen projects. Mr. Lauseng stated that the projects consisted of new construction of single family homes and multifamily units, homelessness prevention programs and homebuyer assistance. Mr. Lauseng concluded his remarks by providing the Committee summary information of projects since the inception of the program and information on the distribution of projects throughout South Dakota. Senator Sutton asked for information on area median income. Mr. Lauseng stated that he would provide this information to the Committee as follow-up information. Senator Heineman asked if these projects were tied to an economic development project. Mr. Lauseng stated that there is no requirement that the housing projects be associated with a particular economic development project. He added that communities need the housing in place first and the economic development projects typically follow. Senator Sutton asked if apartment buildings qualify for HOF funds. Mr. Lauseng said that apartment buildings do qualify.

**Item 3 – South Dakota High School Activities Association to discuss their corrective action plans for audit findings included in their Annual Report for the fiscal year ended June 30, 2014**

- [Letter to SDHSAA Doc.5](#)
- [SDHSAA findings Doc.11](#)

John Krogstrand, Assistant Executive Director of the South Dakota High School Activities Association (SDHSAA), was present to address the Committee. He referred the Committee to a handout that was also provided to the Legislature's Interim Summer Study Committee (see [SDHSAA Handout Doc.18](#)). He explained corrective actions associated with each fiscal year 2014 audit finding.

Mr. Krogstrand explained that finding 2014-001 related to the organization's cash flows. He stated that when SDHSAA changed local financial firms, the investment accounting practices did not conform to government generally accepted accounting principles. He stated that the necessary changes have been made.

Mr. Krogstrand explained that finding 2014-002 related to accounts receivable from corporate partners. He stated the SDHSAA has now implemented a system for invoicing so that future payments are not missed.

Mr. Krogstrand explained that finding 2014-003 related to the SDHSAA's policy manual for expenditure reimbursements. He stated the Board of Directors is scheduled to meet and approve a new travel reimbursement policy for employee travel.

Mr. Krogstrand explained that finding 2014-004 related to unclaimed property. He stated that a common reason for unclaimed property was that SDHSAA officials may not cash their officiating checks. The SDHSAA has developed a policy to ensure that outstanding checks are properly turned over to the State Treasurer's Office. He concluded his remarks by referring to a March 25, 2015 letter, addressed to the Auditor General, which outlines the corrective actions the SDHSAA has agreed to take with regard to the audit findings.

**Item 4 – Juvenile Corrections Monitor Semi-Annual Report for the period January 1, 2015 through June 30, 2015**

- [Letter to DHS Doc.6](#)
- [Letter from Attorney General Doc. 19](#)

Bruce Rook, Juvenile Corrections Monitor (JCM), was present to address the Committee. He gave a brief background of the responsibilities of his position. He also discussed the JCM Semi-Annual Report for the period from January 1, 2015 through June 30, 2015 ([Semi-Annual Report Doc.20](#)), which was provided to the Committee prior to the meeting. He discussed the number of youth involved in the

different programs. He also discussed the number of juvenile contacts he received in the six month reporting period, what the contact was regarding, and how the contact was handled.

Mr. Rook then discussed the five investigations that were done in the six month reporting period. None of the instances investigated were determined to be substantiated abuse or neglect.

**Item 5 – Department of Corrections – Report on Abuse and Neglect in Private Placement Facilities for the period January 1, 2015 through June 30, 2015**

- [Letter to Corrections Doc. 7](#)

Doug Herrmann, Department of Corrections (DOC), was present to speak to the Committee regarding the confidential report of abuse and neglect as well as injuries sustained during restraint. He stated there were no reports of abuse and neglect in the reporting period.

Mr. Herrmann stated there were twelve incidents of injury during restraint.

**Item 6 – Department of Public Safety – Annual report from the State 911 Coordinator for state fiscal year 2015**

- [Letter to Public Safety Doc.8](#)

Ms. Shawnie Rechtenbaugh, State 911 Coordinator, Department of Public Safety (DPS), was present to address the Committee. Ms. Rechtenbaugh stated that as the state coordinator she works directly with the South Dakota 911 Coordination Board, an eleven member board appointed by the Governor. She stated that there are currently thirty-two Public Safety Answering Points (PSAPs), one number less than last year. A map was provided that shows the locations of the PSAPs ([PSAP Map Doc.21](#)).

Ms. Rechtenbaugh discussed the annual report ([State 911 Report 2015 Doc.13](#)) and some of the changes that have taken place in the last year. She discussed a flow chart in the report that shows the distribution of the \$1.25 surcharge. In fiscal year (FY) 2015 the total revenue collected for this surcharge was \$12 million. After the \$1.25 surcharge is collected, the surcharge is transferred to the DPS which disburses seventy percent of the revenue to the public agencies which have adopted an ordinance authorizing a 911 emergency reporting system (back to the county/municipality where the funds were collected). The remaining thirty percent of the \$1.25 surcharge is deposited into the Public Safety 911 Emergency Fund and that money is split into two sections. Qualifying PSAPs (a PSAP that serves three counties or 30,000 people and is compliant with all administrative rules) receive twenty-six percent (there are currently eleven qualifying PSAPs that receive this funding – also described as incentive funds) and the other seventy-four percent goes into the State 911 Coordination Fund. At the end of FY 2015 the State 911 Coordination Fund had a cash balance of \$7.57 million.

Ms. Rechtenbaugh discussed the PSAP reviews that are done on a yearly basis. The eleven PSAPs that receive the incentive money, for being in full compliance, are reviewed on an annual basis. The other PSAPs are reviewed as time permits. Of the twenty eight PSAPs that are non-tribal PSAPs, there are five PSAPs that have not been reviewed this year. Eight of the twenty eight PSAPs have been found to be noncompliant and the type of noncompliance varies. Representative Hunhoff asked if those noncompliant PSAPs still receive funding. Ms. Rechtenbaugh answered that they do. Representative Hunt asked of all thirty-two PSAPs are open seven days a week, 24 hours per day. Ms. Rechtenbaugh answered that they are.

Ms. Rechtenbaugh provided an update on the Next Generation (Nexgen) 911 project. She stated the project has been the primary focus of the board for the last year. In March 2015, equipment was installed in two host sites in Sioux Falls and Rapid City. Ms. Rechtenbaugh stated that each site has a secure data center and these host sites will be connected to all the PSAPs in the state. She added that Pennington County was the first PSAP connected to the new system. Brookings County will switch to the new system on August 26, 2015. She stated that throughout 2016 and 2017 all PSAPs will be migrated to the new 911

system and will be interconnected. PSAPs will no longer be islands, calls will be easily transferred and information easily shared between PSAPs. Representative Hunt asked how many years it will take for the new system to accept video. Ms. Rechtenbaugh stated that the new system will open the door for texts, video, and other technologies.

Senator Tidemann asked what the effect will be when the sunset provisions of Senate Bill 174, 2012 Session, reduces the \$1.25 surcharge back to \$1.00. Ms. Rechtenbaugh stated that the 911 Coordination fund will have a positive balance through 2018 and in 2019 the balance will be negative. She stated that the 911 Coordination Board is aware of this and is in the process of preparing a position paper, which will explain various options. If nothing is done, 911 maintenance costs may have to be shared among the benefiting local governments.

#### **Item 7 – Legislative Research Council to discuss budget transfers**

- [Letter to LRC Doc. 9](#)

Annie Mehlhaff, Legislative Research Council (LRC), was present to address the Committee. She provided the Committee with historical information on budget transfers in South Dakota and where they are at today. Ms. Mehlhaff stated that prior to 1997 the Legislature had no role in the appropriation transfer process. Funds could be transferred between personal services to operating expenses, between programs, budget units, and departments. She stated that transfers of appropriated funds need only the approval of the Bureau of Finance and Management. She stated that during the 1997 Legislative Session the Legislature amended South Dakota Codified Law 4-8A-8 to differentiate between transfers relating to the reorganization of State government and transfers between departments that did not relate to the reorganization of State government. She stated that, for the first time, transfers between departments needed the approval of the Special Committee on Appropriations. She added that the Legislature has no role relating to transfers within agencies.

Ms. Mehlhaff then went through a handout (see [LRC Handout Doc.22](#)) of what other States allow for budget transfers. She stated that all States allow budget transfers within an agency. She added that seventeen States don't allow any transfers between two different State agencies. Ms. Mehlhaff stated that budget transfers have decreased over the last five years, from sixty in 2011 to forty-six in 2014.

Ms. Mehlhaff stated that the main concern with the transfer of appropriations is that policy changes can be made without Legislative approval. She stated that South Dakota's transfer laws are in step with other States. She added that she was unable to find where other States allow agencies to convert federal expenditure authority to other fund expenditure authority or other fund authority to federal fund authority. In fiscal year 2015, \$17 million was converted from federal expenditure authority to other fund expenditure authority and in fiscal year 2016 this amount was \$9 million. Ms. Mehlhaff explained that summary reports of budget transfers are available on LRC's website. Senator Heineman was curious about fiscal year 2016 budget transfers that occurred at the beginning of the fiscal year. Ms. Mehlhaff said that LRC can include this information in the budget analysis before the next session. Representative Bartling asked if LRC keeps track of budget transfers within agencies and if they have noticed consistent patterns for the Appropriations Committee to consider. Ms. Mehlhaff stated that LRC does track this and have not noticed perpetual problems. She stated that the Board of Regents typically transfers the most dollars from federal expenditure authority to other fund expenditure authority, \$10 million in fiscal year 2015, and \$7 million so far in fiscal year 2016. Ms. Mehlhaff stated that it is difficult for the Board of Regents to predict the amount of federal grants they will be receiving.

#### **Item 8 – Department of Health to discuss the use of Tobacco Prevention funds**

- [Letter to Health Doc.14](#)

Kimberley Malsam-Rysdon, Secretary of the Department of Health (DOH) and Colleen Winter, Director of the Division of Health and Medical Services were present to address the Committee. Secretary Malsam-Rysdon provided the Committee a handout (see [Health Handout Doc.23](#)). She explained that

initiated measure two, from 2006, increased the tax on tobacco products. She added that all revenue in excess of \$30 million is deposited in the tobacco prevention and reduction trust fund, of which \$5 million is to be used to implement the tobacco prevention and reduction program. She stated that in fiscal year 2015 the Legislature approved using \$500,000 of the tobacco tax dollars for mosquito control efforts and the remaining \$4.5 million for the tobacco control program.

Secretary Malsam-Rysdon provided the Committee with the four goals developed as part of the five year tobacco control program's strategic plan (see [Tobacco Goals Doc.24](#)):

- Prevent initiation of tobacco use
- Promote quitting among adults and youth
- Eliminate exposure to secondhand smoke
- Identify and eliminate tobacco-related disparities among population groups

Ms. Winter provided a summary of how the fiscal year 2016 budget, of \$5.4 million, is broken out. She explained that \$925,072 of other funds is used for tobacco control marketing. This is the public education portion of the budget. The community/school partnership program receives \$1,641,628 of the budget. She stated that the focus is on the communities. Ms. Winter stated that this portion of the budget funds fourteen community and school partnership grants for tobacco prevention and control activities at the local level. In addition, this portion funds twenty-five school districts to support the implementation of evidence-based youth prevention and cessation programs. Another portion of the budget, \$1,933,300, provides comprehensive evidence-based tobacco cessation services throughout South Dakota, including the South Dakota QuitLine. Ms. Winter concluded that the last portion of the budget, \$912,510 of federal funds, provides for personnel and program evaluations.

Representative Hunhoff asked if there had been a change to the dollars allocated to the community partners. Ms. Winter stated that they have expanded their efforts to determine how tobacco is marketed to youth, by vendors at the local level. Representative Hunhoff asked that there be more communication from the DOH to the communities when these types of changes are being implemented. Secretary Malsam-Rysdon stated that the DOH would be glad to contact any community partner that may have follow-up questions.

#### **Item 6 – Committee discussion of future topics and the next meeting date**

The Committee discussed future topics and selected September 22, 2015 as the next meeting date. Senator Heineman moved to adjourn the meeting at 3:30 p.m., seconded by Senator Tidemann, and carried by a voice vote.

**This meeting is being held in a physically accessible location. Any individual needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) in advance of the meeting to make further arrangements.**

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