

# SB 3 - Special Education Interim Legislative Committee

(1) The Executive Board of the Legislative Research Council shall appoint the following:

- (a) Five legislators including, if possible, the chair or vice-chair of the Senate standing committee on education and the chair or vice-chair of the House standing committee on education and one member of the minority party who serves on either the Senate or House standing committee on education; and
- (b) A person who is an advocate for persons with disabilities;

Appointing Authority	Criteria	Appointee/Member	Chair/VC
Executive Board	Legislator (1a above)		
Executive Board	Legislator (1a above)		
Executive Board	Legislator (1a above)		
Executive Board	Legislator (1a above)		
Executive Board	Legislator (1a above)		
Executive Board	A person who is an advocate for persons with disabilities (1b above)		
Secretary of Education	School Dist. Superintendent		
Secretary of Education	School Dist. Superintendent		
Secretary of Education	School Dist. Superintendent		
Secretary of Education	Local School Board Member		
Secretary of Education	Special Education Director		
Secretary of Education	School District Business Manager		
Governor	At least one special needs parent		
Governor			

**Full Language of SB3:**

ENTITLED, An Act to create the Special Education Interim Legislative Committee.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That chapter 2-6 be amended by adding a NEW SECTION to read:

There is hereby created the Special Education Interim Legislative Committee. The **purpose of the interim committee is:**

- (1) To examine the diagnostic tools and assessments used to identify students in South Dakota schools in need of special education or special education and related services;
- (2) To examine the disability categories that are rising at the greatest rate and review eligibility requirements;
- (3) To review the funding levels of the disability categories;
- (4) To examine the common costs associated with extraordinary cost fund applications, including out-of-district placements; and
- (5) To develop recommendations to address the increasing costs of services.

Section 2. That chapter 2-6 be amended by adding a NEW SECTION to read:

The interim committee created in section 1 of this Act shall consist of the following fourteen members:

(1) The Executive Board of the Legislative Research Council shall appoint the following:

- (a) Five legislators including, if possible, the chair or vice-chair of the Senate standing committee on education and the chair or vice-chair of the House standing committee on education and one member of the minority party who serves on either the Senate or House standing committee on education; and
- (b) A person who is an advocate for persons with disabilities;

(2) The secretary of education shall appoint the following:

- (a) Three school district superintendents; one representing a school district located east of the Missouri River, one representing a school district located west of the Missouri River, and one representing a school district with a fall enrollment of four hundred or fewer;
- (b) One current member of a local school board;

(c) One special education director who is currently employed in a school district other than a school district represented by a superintendent or school board member appointed to serve on the interim committee pursuant to this section; and

(d) One school district business manager; and

(3) The Governor shall appoint two persons, at least one of whom is the parent of a child who attends a public school and is in need of special education or special education and related services.

Section 3. That chapter 2-6 be amended by adding a NEW SECTION to read:

The interim committee shall be under the supervision of the Executive Board of the Legislative Research Council and shall report to the board on the interim committee's activities from time to time. The interim committee shall be funded and staffed as an interim legislative committee.

Section 4. That chapter 2-6 be amended by adding a NEW SECTION to read:

The interim committee shall conclude its work and report its findings and recommendations to the Legislature and to the Governor no later than the next legislative session.

Section 5. The provisions of this Act are repealed on June 30, 2020.

## SB 66 - Electric Services in an Annexed Area

Comprised of a total of nine legislators, consisting of legislators from both the House of Representatives and the Senate, with **no more than five members from either chamber**, to be selected by the Executive Board.

Appointing Authority	Nine Legislators	Appointee/Member	Chair/VC
Executive Board			

**Full language of SB66:**

An Act to establish an interim legislative committee to study issues related to electric services in an annexed area.

Section 1. That chapter 49-34A be amended by adding a NEW SECTION to read:

There is hereby established an interim legislative committee comprised of a total of nine legislators, consisting of legislators from both the House of Representatives and the Senate, with no more than five members from either chamber, to be selected by the Executive Board. The interim committee shall hold at least four hearings at locations of the committee's choosing.

Section 2. That chapter 49-34A be amended by adding a NEW SECTION to read:

The interim legislative committee shall study and evaluate:

- (1) The option of a municipal electric utility to provide electric service in an annexed area and associated processes;
- (2) Economic development practices of electric utilities as it relates to subdivision (1);
- (3) The history of assigned service territories;
- (4) The process by which electric utilities set rates.

Section 3. That chapter 49-34A be amended by adding a NEW SECTION to read:

The interim legislative committee shall report to the Legislature and the Governor before the beginning of the Ninety-fifth Legislative Session. The interim legislative committee may introduce a bill implementing its policy recommendations.

Section 4. That chapter 49-34A be amended by adding a NEW SECTION to read:

The interim legislative committee shall be under the supervision of the Executive Board of the Legislative Research Council and staffed and funded as an interim legislative committee.

Section 5. This Act is repealed on July 1, 2020.

## SB 167 - Offenses Regarding Controlled Substances (including study to fight Methamphetamine Addiction)

There is hereby established a legislative study comprised of a total of fifteen members, with any vacancy on the study to be filled in the same manner as the original appointment, and including:

- (1) Three members of the Senate, two of whom to be members of the Republican party and one of whom to be a member of the Democrat party;
- (2) Three members of the House of Representatives, two of whom to be members of the Republican party and one of whom to be a member of the Democrat party;
- (3) The secretary of the Department of Social Services;
- (4) The secretary of the Department of Corrections;
- (5) The attorney general;
- (6) Two members to be appointed by the Governor who are members of the law enforcement community, including a sheriff and a state's attorney;
- (7) Two members from the Unified Judicial System; and
- (8) Two members who are representatives of the South Dakota Association of County Commissioners, including a county commissioner.

Appointing Authority	Criteria - reference	Appointee/Member	Chair/VC
Executive Board	Senator (R) - 1(1)		
Executive Board	Senator (R) - 1(1)		
Executive Board	Senator (D) - 1(1)		
Executive Board	Representative (R) - 1(2)		
Executive Board	Representative (R) - 1(2)		
Executive Board	Representative (D) - 1(2)		
ex officio	Secretary, DSS - 1(3)	Greg DeSautel	
ex officio	Secretary, DOC - 1(4)	Mike Leidholt	
ex officio	Attorney General - 1(5)	Jason Ravnsborg	
Governor	Law enforcement/sheriff - 1(6)	Kevin Thom	
Governor	Law enforcement/state's attorney - 1(6)	Aaron McGowan	
<i>UJS will recommend up to five people.</i>			
Executive Board	UJS - 1(7)		
Executive Board	UJS - 1(7)		
<i>The Association of County Commissioners will recommend up to five people.</i>			
Executive Board	Rep. of Assoc of County Commissioners-County Commissioner - 1(8)		
Executive Board	Rep. of Assoc of County Commissioners - 1(8)		

Sections 2-5 of SB 167 and Study G Fighting Meth Addiction on reverse:

Section 2. That chapter 2-6 be amended by adding a NEW SECTION to read:

The legislative study established under section 1 of this Act shall study and evaluate:

- (1) Alternatives to imprisonment for any person charged and convicted of controlled substance offenses in order to more adequately assist the person with substance abuse issues;
- (2) Possible funding alternatives as well as the financial ramifications of controlled substance offenses on the state, the counties of the state, law enforcement, substance abuse treatment facilities, and any other interested person that may be affected.

Section 3. That chapter 2-6 be amended by adding a NEW SECTION to read:

The legislative study established under section 1 of this Act shall report to the Legislature and the Governor before the beginning of the Ninety-fifth Legislative Session, including any draft legislation or policy recommendations.

Section 4. That chapter 2-6 be amended by adding a NEW SECTION to read:

The legislative study established under section 1 of this Act shall be under the supervision of the Executive Board of the Legislative Research Council and staffed and funded as an interim legislative committee.

Section 5. This Act is repealed on July 1, 2020.

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Study G was added to SB167 at the March 29 Executive Board meeting

Title of Requested Study: Study on Fighting Methamphetamine Addiction.

Scope of Requested Study: The study would include an examination of all the state government resources currently devoted to fighting the methamphetamine addiction problem in the state. Are any of the state's efforts duplicative? What efforts are succeeding, and what efforts are not succeeding? What rehabilitation services are available with the state's prisons? The study would also include a look at how the problem is being addressed on the local level. Are community support providers able to adequately address the problem? If not, how might their efforts be enhanced?

# Industrial Hemp Study

**Title of Requested Study (B):** Industrial Hemp Study

**Scope of Requested Study:** The Industrial Hemp Study Committee shall study the regulation and cost of implementing an industrial hemp program. What are the economic impacts of the production and sale of industrial hemp? What are potential costs or challenges for law enforcement? Study requirements for registration, licenses and permits; as well as seed certification and access.

Selected Study Topic by the Executive Board on March 29, 2019

Scope to be finalized on April 23, 2019

Membership to be determined on April 23

NOTE: This is just a worksheet - the size of the committee has not been determined.

Appointee/Member	Chair/ VC
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SENATE CONCURRENT RESOLUTION NO. 2

A CONCURRENT RESOLUTION, To provide for legislative task forces to study, report, and develop and consider recommendations and proposed legislation regarding sustainable improvements to the continuum of mental health services available in the state.

WHEREAS, mental health issues in the State of South Dakota constitute a public health crisis; and

WHEREAS, communities, families, and individuals face a broad spectrum of mental health challenges on a daily basis; and

WHEREAS, South Dakota is faced with a high rate of suicide; and

WHEREAS, productive, long-term solutions are needed to address mental health access; and

WHEREAS, regionally focused solutions are the pathway to provide mental health access for all citizens; and

WHEREAS, separate task forces should be established to study, review, and identify each of the following:

- (1) Redefine acute mental health hospitalizations in the areas of short, intermediate, and long-term placement, with emphasis on keeping individuals needing placement in community whenever possible;
- (2) Reduce the overall use of acute mental health hospitalizations by developing and supporting existing alternatives where appropriate, create community-based short-stay alternatives, and develop day treatment options;
- (3) Leverage telehealth and telemedicine to the full appropriate extent, with focus on the areas of acute assessment and crisis supports, along with mental health assessments and counseling;
- (4) Redefine Human Service Center nursing home admission criteria and build mental health nursing home capacity for persons with organic brain damage; and
- (5) Increase the capacity for transitional housing and residential services in communities to keep individuals closer to home, and develop caregiver supports; and

WHEREAS, the task forces should consist of subgroups to study each recommended area, as

appointed by the Legislature, and task force subgroups should meet at least three times per year; and

WHEREAS, the task forces should make recommendations in a report to the Legislature no later than December 31, 2019, which should address changes necessary within state and county programs and any other areas deemed necessary:

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninety-Fourth Legislature of the State of South Dakota, the House of Representatives concurring therein, that the Executive Board of the Legislative Research Council is hereby directed to establish task forces on the status of mental health care in order to further the objectives described in this resolution.

## Cost of Legislative Meetings

FY2019-FY2020

Number of Meetings: **5**

	<b>LEGISLATOR MEMBERS</b>	<b>STATE EMPLOYEE MEMBERS</b>	<b>NON-LEGIS CITIZEN MEMBERS</b>
Number of Members:	<b>4</b>	<b>3</b>	<b>5</b>

### Per Member Cost

	Per Meeting	Per Meeting***	Per Meeting
<b>Per Diem</b>			
Meeting Per Diem	\$ 149	\$ -	\$ 149
Social Security @ .0765	\$ 11	\$ -	\$ 11
<b>Total Per Diem</b>	<b>\$ 160</b>	<b>\$ -</b>	<b>\$ 160</b>
<b>Travel Expenses</b>			
Mileage/trip *	\$ 156	\$ -	\$ 156
Motel/night **	\$ 77	\$ -	\$ 77
Meals/day	\$ 32	\$ -	\$ 32
<b>Total Travel Expenses</b>	<b>\$ 265</b>	<b>\$ -</b>	<b>\$ 265</b>
<b>Total Per Member Per Meeting</b>	<b>\$ 425</b>	<b>\$ -</b>	<b>\$ 425</b>

### Calculations

<b>Total Per Member</b>	<b>\$ 2,126</b>	<b>\$ -</b>	<b>\$ 2,126</b>
<b>Total for all Members of Category</b>	<b>\$ 8,504</b>	<b>\$ -</b>	<b>\$ 10,630</b>

\* 42 cents x 372 average miles

\*\* \$70 + 6.5% tax + \$2/night city fee; Check-in on June 1 through check-out on September 1

\*\*\* State agencies pay the costs for their employee members

<b>Total Cost Per Team</b>	<b>\$ 19,133</b>
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<b>GRAND TOTAL FOR FIVE TEAMS</b>	<b>\$ 95,667</b>
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# Access to Mental Health Services Study — 2018

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**Chair:**

Soholt, Deb

**Vice-Chair:**

Otten, Herman

**Representatives:**

Diedrich, Michael(R);

Haugaard, Steven(R);

Howard, Taffy(R);

Hunhoff, Jean(R);

Jensen, Kevin(R);

Johns, Timothy(R);

Otten, Herman(R);

Reed, Tim(R);

Wismer, Susan(D)

**Senators:**

Ewing, Bob(R);

Kennedy, Craig(D);

Langer, Kris(R);

Soholt, Deb(R);

Solano, Alan(R);

Stalzer, Jim(R)

## SCR 2 - Sustainable Improvements to the Continuum of Mental Health Services *Task Force (1)*

(1) Redefine acute mental health hospitalizations in the areas of short, intermediate, and longterm placement, with emphasis on keeping individuals needing placement in community whenever possible

Appointing Authority	Criteria - reference	Appointee/Member	Chair/VC
Executive Board	Senator		
Executive Board	Senator		
Executive Board	Representative		
Executive Board	Representative		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	Citizen		

## SCR 2 - Sustainable Improvements to the Continuum of Mental Health Services *Task Force (2)*

(2) Reduce the overall use of acute mental health hospitalizations by developing and supporting existing alternatives where appropriate, create community-based short-stay alternatives, and develop day treatment options

Appointing Authority	Criteria - reference	Appointee/Member	Chair/VC
Executive Board	Senator		
Executive Board	Senator		
Executive Board	Representative		
Executive Board	Representative		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	Citizen		

## SCR 2 - Sustainable Improvements to the Continuum of Mental Health Services *Task Force (3)*

(3) Leverage telehealth and telemedicine to the full appropriate extent, with focus on the areas of acute assessment and crisis supports, along with mental health assessments and counseling

Appointing Authority	Criteria - reference	Appointee/Member	Chair/VC
Executive Board	Senator		
Executive Board	Senator		
Executive Board	Representative		
Executive Board	Representative		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	State Employee		
Executive Board	Citizen		





## Worksheet - List of all Legislators

### SENATORS - 2019-2020

Blare(R)	Heinert(D)	Nesiba(D)	Solano(R)
Bolin(R)	Jensen (Phil)(R)	Novstrup(R)	Stalzer(R)
Cammack(R)	Kennedy(D)	Otten (Ernie)(R)	Steinhauer(R)
Cronin(R)	Klumb(R)	Partridge(R)	Sutton(R)
Curd(R)	Kolbeck(R)	Rusch(R)	White(R)
DiSanto(R)	Langer(R)	Russell(R)	Wiik(R)
Ewing(R)	Maher(R)	Schoenbeck(R)	Wismer(D)
Foster(D)	Monroe(R)	Smith (V.J.)(R)	Youngberg(R)
Greenfield (B)(R)	Nelson(R)	Soholt(R)	

### REPRESENTATIVES - 2019-2020

Anderson(R)	Goodwin(R)	Latterell(R)	Randolph(R)
Bartels(R)	Gosch(R)	Lesmeister(D)	Rasmussen(R)
Barthel(R)	Greenfield	Livermont(R)	Reed(R)
Beal(R)	(Lana)(R)	Marty(R)	Reimer(R)
Bordeaux(D)	Gross(R)	McCleerey(D)	Ring(D)
Borglum(R)	Hammock(R)	Mills(R)	Rounds(R)
Brunner(R)	Hansen(R)	Milstead(R)	Saba(D)
Chaffee(R)	Haugaard(R)	Miskimins(R)	Schoenfish(R)
Chase(R)	Healy(D)	Mulally(R)	Smith (Jamie)(D)
Cwach(D)	Howard(R)	Olson(R)	St. John(R)
Dennert(R)	Hunhoff(R)	Otten (Herman)(R)	Steele(R)
Deutsch(R)	Jensen (Kevin)(R)	Perry(R)	Sullivan(D)
Diedrich(R)	Johns(R)	Peterson (Kent)(R)	Weis(R)
Duba(D)	Johnson (Chris)(R)	Peterson (Sue)(R)	Wiese(R)
Duvall(R)	Johnson (David)(R)	Pischke(R)	Willadsen(R)
Finck(R)	Karr(R)	Post(R)	York(R)
Frye-Mueller(R)	Koth(R)	Pourier(D)	Zikmund(R)
Glanzer(R)	Lake(R)	Qualm(R)	