



Legislative Research Council

SOUTH DAKOTA CODE COMMISSION MINUTES

One hundred fourth Meeting
Thursday, January 15, 2009

Room 412
State Capitol Building
Pierre, SD

The one hundred fourth meeting of the South Dakota Code Commission was called to order by Chair Michael DeMersseman at 3:30 p.m., January 15, 2009, in Room 412 of the State Capitol Building in Pierre, South Dakota.

A quorum was determined with the following members answering the roll call: Commissioners Thomas Deadrick, Michael DeMersseman (Chair), Tom Lee, Lee McCahren (Vice Chair), and Nancy Turbak Berry.

In attendance as interested parties was Mr. Rick Brown representing West and Mr. Larry Zastrow representing the State Bar of South Dakota. Staff members present were Doug Decker, Code Counsel, and Kris Schneider, Senior Legislative Secretary.

All material distributed at the meeting is attached to the original minutes on file in the Legislative Research Council (LRC). For the purpose of continuity, these minutes are not necessarily in chronological order. This meeting was web cast live. The archived web cast is available at the LRC website at <http://legis.state.sd.us> under "Interim Information – Minutes and Agendas."

Approval of Minutes

Commissioner Turbak Berry moved, seconded by Commissioner Lee, to approve the minutes of the June 20, 2008, meeting. Motion prevailed on a voice vote.

Opening Comments

Chair DeMersseman commented about the renewal of the publishing contract with West. He noted that the Code has been well received and that he has not received any complaints regarding the Code.

West Publishing Contract Renewal

Mr. Decker distributed a proposed one year "Addendum" to the publishing contract (**Document 1**). He noted that the renewal contained no price changes. The information for the "Addendum" was provided by Ms. Gillespie and Mr. Brown of West.

Commissioner McCahren moved, seconded by Commissioner Lee, to approve the one year contract renewal for the publication of the South Dakota Codified Laws. Motion prevailed unanimously on a voice vote.

Public Comments

Mr. Larry Zastrow, State Bar of South Dakota, inquired about the evidence handbook and annotations. Mr. Brown commented that the evidence pamphlet is provided as part of the subscription to the Code.

New Business

Commissioner Turbak Berry stated that SB 6 – *An Act to revise certain requirements regarding the code* and SB 7 – *An Act to codify legislation enacted in 2008* will be heard before the Judiciary Committee on Tuesday, January 20th. Mr. Decker will be the presenter.

Adjournment

There being no other business, *Commissioner McCahren moved, seconded by Commissioner Lee, to adjourn. Motion prevailed on a voice vote.*

The chair adjourned the meeting at 3:50 p.m.

