



Legislative
Research
Council

MINUTES

Bureau of Administration Agency Review Committee

**Third and Final Meeting
2010 Interim
Tuesday, October 5, 2010**

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

The third and final meeting of the interim Bureau of Administration Agency Review Committee was called to order by Representative Timothy Rave, Chair, at 9:04 a.m. (CDT), on Tuesday, October 5, 2010, in Room 413 of the State Capitol, in Pierre, South Dakota.

A quorum was determined with the following members answering the roll call: Senators Dan Ahlers and Craig Tieszen; and Representatives Dennis Feickert, Mark Kirkeby, J.E. "Jim" Putnam, Timothy Rave (Chair), Darrell Solberg, and Dean Wink. Senators Jeffrey Haverly (Vice Chair) and Pam Merchant; and Representative Susan Wismer were excused.

Staff members present included Sue Cichos, Senior Fiscal Analyst; David Ortbahn, Principal Research Analyst; 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). The committee documents are also available at the LRC website at <http://legis.state.sd.us> under "Interim Information – Committee Documents." 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 under "Interim Information – Minutes and Agendas."

Approval of Minutes

Representative Putnam moved, seconded by Representative Feickert, to approve the August 25, 2010, minutes. Motion prevailed on a voice vote.

Department Response to Questions

Mr. Jeff Bloomberg, Commissioner of the Bureau of Administration (BOA) addressed Senator Haverly's questions raised at the August 25th meeting on behalf of Representative Kirkeby. He commented on the memo, dated September 30, 2010, which had been previously provided to the committee (**Document 1**).

Commissioner Bloomberg stated that the existence of the BOA can be traced back as early as 1925. Over the years BOA has also been known as the Department of Finance and the Department of Administration. In 1973 it became the Bureau of Administration. The Governor is given the power in Article IV, Section 8 of the state constitution to organize the executive branch of state government. By centralizing various programs, the BOA is able to maximize cost allocation from federal dollars, be more efficient and cost effective, and be more consistent with regards to the policy of obtaining and maintaining state office space.

Clean up and Other Draft Legislation

Mr. David Ortbahn, LRC Staff, reviewed the various sections of the draft clean up legislation entitled "An Act to repeal, update, and make form and style revisions to certain provisions related to the Bureau of Administration" which had been previously provided to the committee (**Document 2**). An addition to the draft clean up legislation was distributed and reviewed (**Document 3**).

Commissioner Bloomberg stated that he supported the proposed changes.

Representative Putnam moved, seconded by **Representative Kirkeby** to introduce the proposed draft legislation entitled "An Act to repeal, update, and make form and style revisions to certain provisions related to the Bureau of Administration" as a committee bill to the 2011 Legislature.

Representative Putnam moved, seconded by **Representative Feickert**, to amend the draft legislation to include the addition. Motion to amend prevailed on a voice vote.

The original motion as amended prevailed on a roll call vote with 8 ayes and 3 excused. Members voting aye: Ahlers, Feickert, Kirkeby, Putnam, Rave, Solberg, Tieszen, and Wink. Members excused: Haverly, Merchant, and Wismer.

Commissioner Bloomberg reviewed the reasons for the draft legislation entitled "An Act to revise certain provisions regarding the use of the state seal." which had been previously provided to the committee (**Document 4**).

Public Testimony

Chris Nelson, Secretary of State, testified in support of the proposed legislation that would transfer all the requests regarding usage of the state seal to his office.

Senator Ahlers moved, seconded by **Senator Tieszen**, to introduce the proposed draft legislation entitled "An Act to revise certain provisions regarding the use of the state seal" as a committee bill to the 2011 Legislature. Motion prevailed on a roll call vote with 8 ayes and 3 excused. Members voting aye: Ahlers, Feickert, Kirkeby, Putnam, Rave, Solberg, Tieszen, and Wink. Members excused: Haverly, Merchant, and Wismer.

Committee Recommendations

Senator Ahlers moved, seconded by **Representative Putnam**, that the committee recommend that the Bureau of Administration not be sunsetted. Motion prevailed on a roll call vote with 8 ayes and 3 excused. Members voting aye: Ahlers, Feickert, Kirkeby, Putnam, Rave, Solberg, Tieszen, and Wink. Members excused: Haverly, Merchant, and Wismer.

Chair Rave thanked the Bureau of Administration, the committee, and staff for everyone's hard work. A copy of the final report will be mailed to the members prior to the presentation to the Executive Board at the board's November 15th meeting.

Adjournment

Senator Tieszen moved, seconded by Representative Feickert, that the meeting adjourn. Motion prevailed on a voice vote.

The meeting adjourned at 10:01 a.m.



All Legislative Research Council committee minutes and agendas are available at the South Dakota Legislature's Homepage: <http://legis.state.sd.us>. Subscribe to receive electronic notification of meeting schedules and the availability of agendas and minutes at **MyLRC** (<http://legis.state.sd.us/mylrc/index.aspx>).