

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

400C0247

HOUSE STATE AFFAIRS COMMITTEE

ENGROSSED NO. **HB1034** - 1/16/99

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsors.

Introduced by: The Committee on State Affairs at the request of the Bureau of Administration

1 FOR AN ACT ENTITLED, An Act to exempt the purchasing of natural gas from certain
2 competitive bid requirements.

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

4 Section 1. That § 5-23-21 be amended to read as follows:

5 5-23-21. The provisions of this chapter do not apply to the purchase of chemical and
6 biological products, laboratory apparatus and appliances, and library books, or medical supplies;
7 nor the purchase of equipment and supplies for externally funded research projects at institutions
8 under the control of the Board of Regents; nor the purchase of machinery, raw materials, or
9 containers used by the state cement plant; nor to the purchase of seeds, feeds, livestock, or
10 equipment used in the operation of farms by any state institution; nor to the purchase of property
11 or liability insurance or performance bonds, except that the actual procurement of any insurance
12 or performance bonds shall be made under the supervision of the Bureau of Administration; nor
13 to the purchase of computer hardware and software; nor to the purchase of natural gas; nor to
14 the purchase of tableware or perishable foods by any institution under the control of the Board
15 of Regents or the executive branch; nor to the purchase of materials needed by the Department
16 of Human Services or prison industries for the manufacturing of products, except as provided

1 by rule promulgated by the Bureau of Administration. The legislative and judicial branches of
2 state government may determine their needs relevant to purchases, printing, and lease agreements
3 notwithstanding any conflicting provisions of this chapter. However, the actual procurement shall
4 be made under the supervision of the Bureau of Administration. All property purchased under
5 the provisions of this section is subject to the provisions of chapter 5-24.

1 **BILL HISTORY**

2 1/12/99 First read in House and referred to State Affairs. H.J. 38

3 1/15/99 Scheduled for Committee hearing on this date.

4 1/15/99 State Affairs Do Pass Amended, Passed, AYES 12, NAYS 0. H.J. 64

5 1/16/99 State Affairs Hog Housed.

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

772C0498

SENATE JUDICIARY COMMITTEE ENGROSSED NO. **SB72** - 1/22/99

Introduced by: Senators Lawler, Dennert, Dunn (Rebecca), Flowers, Lange, Madden, and Reedy and Representatives Cutler, Diedtrich (Elmer), and Waltman

1 FOR AN ACT ENTITLED, An Act to allow local governments to request a criminal record
2 check of certain persons considered for employment.

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

4 Section 1. That § 23-5-12.1 be amended to read as follows:

5 23-5-12.1. The superintendent of any public school or nonpublic school or the owner or
6 operator of any child welfare agency as defined in § 26-6-1 or the hiring authority for any local
7 governmental agency may submit the name and fingerprints of any person being considered for
8 employment by the school or agency, either directly or by contract, to the Division of Criminal
9 Investigation for a criminal record check. If the division determines the person has a record of
10 criminal convictions, the division shall notify the superintendent, owner, ~~or operator,~~ or hiring
11 authority of the criminal offenses.

12 Section 2. The provisions of § 23-5-12.1 apply only to persons being considered for
13 employment who are to work in direct contact with minors.

1 **BILL HISTORY**

2 1/19/99 First read in Senate and referred to Judiciary. S.J. 117

3 1/22/99 Scheduled for Committee hearing on this date.

4 1/22/99 Judiciary Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 155

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

995C0455

SENATE STATE AFFAIRS COMMITTEE

ENGROSSED NO. **SCR3** - 1/22/99

Introduced by: Senators Frederick, Benson, Drake, Hainje, Hutmacher, and Olson and
Representatives Richter and Putnam

1 A CONCURRENT RESOLUTION, Defending South Dakota's right to all funds to be received
2 through the 1998 tobacco settlement.

3 WHEREAS, on November 23, 1998, the Attorneys General and other representatives of
4 forty-six states, Puerto Rico, the U.S. Virgin Islands, the Northern Mariana Islands, Guam, and
5 the District of Columbia signed an agreement with the five largest tobacco manufacturers; and

6 WHEREAS, this agreement was designed to aid in the fight against teenage tobacco use and
7 to educate the public as to the health hazards of tobacco use; and

8 WHEREAS, South Dakota is projected to receive a total of \$683,650,008 through 2025
9 from the terms of this settlement; and

10 WHEREAS, state and local governments are in a far better position than is the federal
11 government to fight teenage tobacco use and oversee public education regarding the hazards of
12 tobacco use; and

13 WHEREAS, the federal government may attempt to recoup a portion of federal health care
14 payments by claiming tobacco settlement funds:

15 NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Seventy-fourth Legislature
16 of the State of South Dakota, the House of Representatives concurring therein, that the United

- 1 States Congress and the President of the United States be memorialized to allow the State of
- 2 South Dakota complete discretion over all funds received through the 1998 tobacco settlement,
- 3 and not to entertain any claims by the federal government on these funds.

1 **BILL HISTORY**

2 1/22/99 Scheduled for Committee hearing on this date.

3 1/22/99 State Affairs Adopt Resolution as Amended, AYES 8, NAYS 0. S.J. 154