



SDATAT's LEGISLATIVE NEWSLETTER

February 3, 2012

Spring #2

LEGISLATIVE NOTES



87th Legislative Session

By Richard Howard

Action picked up to a steady level this week, but with 14 Legislative Days down and only 18 more to go, action will be **WILD** next week. Friday (Feb 10th) is the last day for bills to be heard in the Committee of origin and next Tuesday (Feb 14th) is the last day for a bill to pass the House of origin. The final bill count is 471: 274 House Bills and 197 Senate Bills. This is quite a bit below average.

The following is the status of SDATAT bills and other bills that SDATAT supported or opposed in Committee:

SB 95 – An Act to modify distributions from the wind energy tax fund was inadvertently scheduled for a hearing in Sen. Taxation on Feb 6th. The Chairman plans to defer it until Feb 8th (to correspond with Township Day at the Legislature).

SB 102 – An Act to clarify the procedures for the apportionment of funds among townships passed the Senate Local Government Committee 7-0 on Jan 30. Passed the Senate 35-0 on Feb. 1st. There was no opposition either in Committee or on the floor. It has been assigned to the House Transportation Committee.

SB 116 – An Act to revise certain provisions relating to the township road system was scheduled for hearing in the Senate Transportation Committee on Feb 8th (7:45 AM). I have been working on an amendment to resolve opposition from counties.

SB 101 – An Act to authorize counties to borrow money using promissory notes. Based on a lack of consensus of SDATAT Board members, the bill was amended to remove townships from the bill. Passed Senate 35-0 on Feb 1st

SB 22 – An Act to revise certain provisions regarding the vacation or the change of location of county and township highways on school and public lands was amended in Committee to clarify the authority of County Commissioners to vacate or change the location of only county roads, and Township Supervisors to vacate or change the location of only township roads. Passed Senate 35-0 on Feb 1st

SB 150 – An Act to authorize counties and townships to permit fencing within the rights-of-way of certain minimum maintenance roads was killed in the Senate Ag & Natural Resources Committee 5-4 on Feb 2nd. Dick Howard was the only opponent to the bill.

HB 1117 – An Act to provide for the taking of muskrats by shooting under certain conditions was unanimously approved in House AG & Natural Resources Committee on Feb 2nd. Larry Lewis, Township Supervisor from the Hecla area and Dick Howard supported the bill. After approving HB 1117, the Committee tabled HB 1074.

If you have questions or comments on any legislation, please feel free to contact the SDATAT Office at (605)- 353- 1439 or Dick Howard at (605)- 222-7700.

In addition to contacting your Legislators when they are at home, you may contact them in Pierre by e-mail, telephone, or letter. Addresses and phone numbers are provided on page 4.

BILLS OF INTEREST (Cont.)

HOUSE BILLS:

HB 1003: An Act to revise the limitation on the increases and decreases that may be made to the total taxable value of cropland and non-cropland. (2/2/12 Signed by Speaker H.J. 307)

HB 1074: An Act to exempt certain counties from restrictions relating to the taking of muskrat. (2/2/12 Agriculture and Natural Resources Tabled, Passed, YEAS 10, NAYS 0. H.J. 292)

HB 1087: An Act to limit the terms of certain conservation easements. (2/2/7 Scheduled for hearing)

HB 1094: An Act to require the filing of certain documents relating to the vacation, location, or changing of highways with the register of deeds. (2/6/12 Scheduled for hearing)

HB 1104: An Act to define the responsibility of the Department of Transportation regarding portions of certain intersecting county and township highways located within the right-of-way of the state highway system. (1/26/12 – Transportation deferred to the 41st legislative day.)

HB 1122: An Act to revise certain provisions relating to the vacation, change, or location of highways. (1/31/12 Deferred by Chair 2/2/12 Scheduled for hearing)

HB 1131: An Act to revise certain provisions relating to the posting of public notice for meetings of public bodies. (2/2/12 Local Government Do Pass, Passed, YEAS 10, NAYS 1. H.J. 294)

HB 1154: An Act to revise certain provisions concerning the construction of roads outside the road district. (2/1/12 First

read in Senate and referred to Senate Transportation S.J. 244. 2/6/12 Scheduled for hearing)

HB 1163: An Act to allow subdivisions of government to operate as organizations formed under §58-18-52. 2/7/12 Scheduled for hearing

HB 1184: An Act to permit public bodies to keep minutes of executive session and to restrict who may review the minutes. (2/7/12 Scheduled for hearing)

HB 1237: An Act to assess agricultural land based on its actual use. (2/7/12 Scheduled for hearing)

HB 1240: An Act to separately classify, assess, and tax agricultural land that is leased for certain purposes that restrict the use of the land. (2/7/12 Scheduled for hearing)

HB 1241: An Act to require township board approval for certain utility facilities located near township roads. (2/7/12 Scheduled for hearing)

HB 1243: An Act to require that notice be provided before certain drainage activities are undertaken. (2/7/12 Scheduled for hearing)

HB 1250: An Act to permit counties and townships to levy a capital improvement property tax for highways, secondary roads, bridges, and culverts. (1/26/12 – First read in House and referred to House Local Government H.J. 218)

SENATE BILLS:

SB 40: An Act to permit a county to authorize temporary fencing within rights-of-way subject to its jurisdiction. (1/20/12 – Local Government deferred to the 41st legislative day. S.J. 91)

SB 150 – An Act to authorize counties and townships to permit fencing within the rights-of-way of certain minimum maintenance roads. (2/2/12 Agriculture and Natural Resources Tabled, Passed, YEAS 5, NAYS 4. S.J. 256)

SB 160 – An Act to create the North Central Water Development District, to provide for the appointment of the board of directors, to establish certain property tax levy limitations, and to revise the boundaries of the James River Water Development District. (2/7/12 Scheduled for hearing)

SB 161 - An Act to revise certain provisions concerning public meetings held by teleconference or video conference. (2/6/12 Scheduled for hearing)

SB 169 – An Act to create certain watershed districts. (2/7/12 Scheduled for hearing)

2012 CALENDAR

FEBRUARY 8TH - LEGISLATIVE DAY -
Pierre, SD - Please Plan to Attend!

FEBRUARY 10TH - McCook Co.
Township Meeting - 1:30 p.m. - Salem, SD

FEBRUARY 14TH - Beadle Co. Township
Meeting - 1:00 p.m. - Courthouse, Huron, SD

FEBRUARY 21ST - Hamlin Co. Township
Meeting - 1:30 p.m. - 4-H Grounds, Hayti
Sanborn Co. Township Meeting – 1:30 p.m.
– 4-H Building, Forestburg, SD

FEBRUARY 28TH - Regular Township
Meeting as Required by SDCL 8-5-1

FEBRUARY 29TH – Pennington Co
Township Meeting – noon – Wall Drug

MARCH 6TH - Annual Township Meeting
as Required by SDCL 8-3-1

MARCH 7TH - Union Co. Township
Meeting - 1:30 p.m. – Elkpoint

MARCH 8TH - Brookings Co. Township
Meeting - 11 a.m. Equalization Mtg
1 p.m. County Mtg. – Swiftel

MARCH 9TH - Spink Co. Township
Meeting - 1:00 p.m.

MARCH 12TH – Jerauld Co Township
Meeting – Wessington Spgs – 1:30 p.m. -
Courthouse

Davison Co. Township Meeting – Mitchell
Courthouse – 4 p.m.

MARCH 13TH - Lake Co. Township
Meeting - Eat @ 6 p.m. - Mtg at 6:30 -
Nikki's in Madison

MARCH 15TH - Clay Co. Township
Meeting - 7 p.m. – Vermillion

MARCH 20TH – Brown Co Township
Meeting – Courthouse – 1:00 p.m.

IMPORTANT CONTACT INFORMATION

To Track Legislation

<http://legis.state.sd.us>

To Listen To Committees Live:

<http://legis.state.sd.us/sessions/2011/CommitteeMenu.aspx>

Contact legislators:

Email:

<http://legis.state.sd.us/email/legislatoremail.aspx> (Select legislator's name from drop down box)

Write

**500 E Capitol Ave
Pierre, SD 57501**

Call

**Senate Lobby
House Lobby**

**605 773 3821
605 773 3851**

Fax a Message (to a specific legislator)

605 773 6806

FEBRUARY 2012

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
			1 L.D. 13	2 L.D. 14	3	4
5	6 L.D. 15	7 L.D. 16	8 L.D. 17	9 L.D. 18	10 L.D. 19 ✓Last day to use Joint Rule 5-17 (Chapter 17)	11
12	13 L.D. 20 ✓Last day to move required delivery of bills or resolutions from committee to the house of origin (Chapter 17)	14 L.D. 21 ✓Last day for a bill or joint resolution to pass the house of origin (Chapter 17)	15 L.D. 22	16 L.D. 23	17	18
19	20 PRESIDENTS' DAY HOLIDAY	21 L.D. 24	22 L.D. 25	23 L.D. 26 ✓Final Day to introduce Concurrent Resolutions (Chapter 17)	24 L.D. 27 ✓J.R. 5-13 in effect (Chapter 17)	25
26	27 L.D.28 ✓Last day to move required delivery of bills or resolutions from Committee to the second house (Chapter 17)	28 L.D.29 ✓Last day for a bill or joint resolution to pass both houses (Chapter 17)	29 L.D. 30 ✓Last day to introduce commemorations (J.R. 6B-1) ✓Reserved for concurrences or conference committees (Chapter 17)	*Bills must be turned in at the front desk of your chamber AT LEAST TWO HOURS PRIOR TO START OF DAILY SESSION (J.R. 6B-1).		

January 13, 2012:10:31 AM

N:\WINWORD\LRCS454\2012\session\Fine\2012CALENDAR.doc

Brought to you by: South Dakota Association of Towns & Townships, PO Box 903, Huron, SD 57350,
605-353-1439, Website: <http://www.sdtownships.com>