

SOUTH DAKOTA COUNSELING ASSOCIATION  
Week 3 Legislative Report  
January 28, 2023

Week 3 was definitely interesting with the removal of a Senator from her committees and from the floor of the Senate due to a confrontation with an LRC employee. A due process hearing will be held this week. A number of bills were filed, and we have until February 1 to file any other bills. A number of title bills were filed so we will have to watch those to see what happens with any content put on them.

There are many mental health bills with funding, marijuana bills, tax cutting measures and issues around education. The education group lobbyists will be on top of all the education bills. The Juvenile Justice bills are moving through the Senate and doing well. All the tax cutting measures will hurt education funding.

Continue to talk to the legislators about the need for more than the 5% funding for education and why we need much more – in the range of 8-10%.

#### SENATE BILLS

SB2 – Bill to require DOC to report on abuse and neglect in private facilities – passed com and Senate on consent, passed House committee on consent

SB 3 – Require local law enforcement to give notice to school personnel on violations of drug, alcohol, and violence by students – amendment added on confidentiality and passed committee 4-2, on Senate floor

SB 4 – Modifies a court's authority to commit a habitual juvenile offender to DOC – this is the issue of 3 violations within a 6 month period – amendment was added to extend the time limit to 1 year and bill was held for additional hearing on Thursday - support

SB 5 – Juvenile Justice Oversight Council extended to 2031 and increased education membership to 2 people - support

SB 6 – Community Resource Team alternative programs for chins and getting involved earlier in the process – passed committee and Senate on consent; passed House Committee on consent - support

SB 8 – Fee increases for licenses for addiction and prevention services professionals – amended and hearing on 1/30

SB 10 – Expand certification options for deaf interpreters – passed Senate 34-0

SB 24 – Levy bill for 2024 budget – will be heard toward end of session – bill was sent to Joint Appropriations to be parked until later

SB 39 – Combine the Professional Practice Boards for teachers and administrators into one board – Dept of Educ bill – education people tried to discuss changes with the DOE Secretary but didn't have any luck so will see what/if any amendments are proposed and why this is needed to change –hearing not yet posted

SB 57 – Revise/clarify eligibility of alternative instruction students in activities – needs to pass as there is confusion on open enrollment, home school educating for activities – amendment listed on website and this bill will be heard on Thursday

SB 59 – Bill creating a grant program in DOE for CTE infrastructure projects – currently \$1.00 but will change once budget discussions begin – bill was amended with a emergency clause in order to use current federal dollars and was sent to Appropriations with a due pass

SB 65 – Modify the compulsory age for school attendance – dropping it from 18 to 16 – bill will be held for a time as discussions are being held with education groups.

SB 70 – Revise provisions relating to courtroom modifications for child witnesses – a minor amendment was put on and passed committee

SB 75 – Revise provisions related to parental support for expenses related to pregnancy and childbirth – passed committee and put on consent

SB 76 – Bill to have licensure by endorsement for certain professions and occupations – secretary of department may approve

SB 94 – bill on grooming of young people – result of Drag Show at SDSU

SB 100 – Foster care scholarship program – sounds good but it is a voucher program for private schools – will explain more at your meeting

SB 104-105, SB 111, 112,113, 114 – all title bills

SB 118 – Reduced tuition for teachers and others who are required to take courses for continued employment

SB 125 and 130 – Anti immunization bills

SB 129 – Assault bill that adds in threats to school personnel and bomb threats – felony charge

SB 136 – Joint physical custody of kids

SB 137 – Minor child decision in joint custody – this can already be done

SB 154 – Family leave incentive program with appropriation of \$20 million

SB 168 – Bill dealing with a case involving rape at a school – title for now

## HOUSE BILLS

HB 1043 – Bill to cut \$100,000 from the owner-occupied property taxes

HB 1044 – Bill to increase scholarships for people entering the behavioral health field and remaining in the state – bill will be heard in a committee for policy changes and then go to the Appropriations Committee – this is a hoghouse bill to change how the funding works - \$5 million from general fund and rest of \$20 million from federal funds – shows list of who qualifies

HB 1055 – Bill to increase Opportunity Scholarships for students – bill received policy support in committee and now is in Joint Appropriations - support

HB 1070 – Creating a Center for American Exceptionalism at Black Hills State University to get involved in civics/social studies – problem here as we have State Board of Educational Standards that decide curriculum and don't need another entity getting involved – bill was sent to Appropriations Committee –

HB 1080 – transgender bill – prohibits certain medical and surgical interventions on minor patients – wants to punish medical personnel who help transgender kids

HB 1087 – Prohibit restrictive employment contracts involving mental health professionals and counselors – hearing on Monday in House Commerce – supposedly it does not affect education people but there is an amendment adding categories – this is the non-compete issue and is being rewritten

HB 1095 and HB 1096 – Both deal with lowering the sales tax on food on a step down process – either 2.5% or 3.5 %

HB 1097 – Revise the definition of an abused or neglected child – deals with exposing the child to marijuana and charging the parents – tabled in committee

HB 1116 and 1125 – Grooming Bills of minors

HB 1122 – Allow 10<sup>th</sup> graders to participate in dual enrollment program

HB 1139 – Parental rights bill – be sure to review

HB 1151 – Create family leave program

HB 1163 – Prohibit obscene materials to a minor in public schools or libraries – isn't happening as most schools have policies on this issue

HB 1168 – Active efforts to preserve and reunite Indian families in abuse and neglect proceedings

HB 1177 – Bill to allow hiring of retired teachers

HB 1180 – Modify hours of employment for kids under 14

HCR 6001 – Resolution to look at another pathway for students who can't get the graduation requirements – task force to study this issue – passed House 67-2

I am not going to cover the Resolutions introduced as there will be way too many and resolutions are not laws, only opinions. You might want to read the list included on the website to see what types of things people might be interested in.

Have a good week and see you at the meeting this week!