SOUTH DAKOTA 2020 LEGISLATIVE SCORECARD

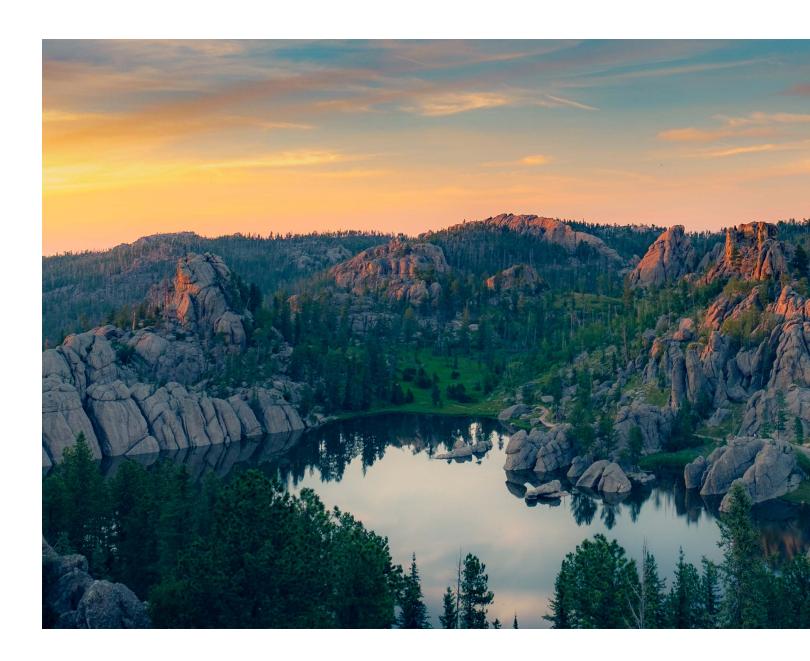






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SCORING METHODOLOGY

✓ = Voted with AFP-South Dakota's position

✗ = Voted against AFP-South Dakota's position

NA = Not Applicable

E = Excused



FELLOW SOUTH DAKOTANS,

Welcome to the 2019-2020 Americans for Prosperity-South Dakota Legislative Key Vote Scorecard. The goal of this scorecard is simple: make government transparent to the people they represent.

History has proven that free people are capable of extraordinary things—but many current laws hold South Dakotans back from truly thriving. That's why our growing community of activists across the state are fighting every day to make the Mount Rushmore State a better place to live, work, and raise a family.

We support legislation that enhances liberty and opportunity and oppose legislation that restricts those two concepts. As such, the bills listed in this scorecard reflect that. What you won't see are grades or scores for individual legislators. What you will see is a description of issues and legislation with how our legislators voted during the two years that they served in this term. We hope this information helps you stay informed about how your Senators and Representatives have voted on important issues. If nothing else, it will serve as a basis for your conversations with them. We trust that policymakers are working to remove barriers that make it more difficult for South Dakotans to achieve their full potential and believe this tool will help shape their thinking toward that. To advance principles related to this cause, we are using cutting edge tools and technology to educate, recruit, and mobilize citizens in support of improving the lives of all South Dakotans.

With our 2019-2020 Legislative Key Vote Scorecard, we aim to enhance transparency and help involve your voice in the legislative process.

On a personal note, you will not see votes for Representative Bob Glanzer, who passed away this past spring. I do want to take a moment to thank his family for his

service to the State of South Dakota. I had a chance to briefly serve with him during my time in the legislature. He was a principled and conscientious legislator. Our Legislature was fortunate to have him as part of it.

For Freedom,

DON HAGGAR

SD State Director



BILL DESCRIPTIONS

ALLOWS DRIVERS TESTS TO BE GIVEN IN SPANISH | SB 70

Sponsor: Senator VJ Smith, Rep Jessica Olson

AFP's Position: Support Outcome: Passed/Enacted

This bill makes driver's license written exams available in Spanish, thereby reducing a barrier for Spanish speaking residents to get a driver's license and enhancing their access to the job market.

REQUIRES A PUBLIC VOTE FOR SCHOOL BOND **ISSUES | HB 1263**

Sponsor: Rep Tim Goodwin, Senator Jim Stalzer

AFP's Position: Support

Outcome: Passed House/Failed Senate

This bill restricts bond issue election dates to the primary and/or general election dates each year. By doing so, it ensures higher governmental transparency on important spending decisions. Individuals will expect that bond issues could be on the ballot and will not have the opportunity to miss a newspaper or other notification to vote in a special election on a different day.

ELIMNATES HIGHER EDUCATION UNION COLLECTIVE BARGAINING | SB 147

Sponsor: Senator Kris Langer, Rep Jon Hansen

AFP's Position: Support Outcome: Passed/Enacted

This bill eliminates mandatory collective bargaining with government unions in higher education employees which leads to more responsible higher education decisions and more choice for SD teaching staff.

ALLOWS PEOPLE TO DO ELECTRICAL WORK ON THEIR OWN PROPERTY WITHOUT A LICENSE | HB 1070

Sponsor: Rep Herman Otten, Senator Ernie Otten

AFP's Position: Support Outcome: Passed/Enacted

This bill eliminates the need to have a license to do electrical work on your own home, thus eliminating a occupational licensing barrier.

EXPANDS THE SCOPE OF PRACTICE FOR CNRAS TO INCREASE ACCESS TO HEALTH CARE | SB 50

Sponsor: Senator Deb Soholt, Rep Jean Hunhoff

AFP's Position: Support Outcome: Passed/Enacted

This bill expands the scope of practice for Certified Nurse Anesthetists, thereby increasing access to health care, especially in the rural areas of our state.

CREATES A LIMITED CHARTER SCHOOL PILOT PROGRAM TARGETED FOR NATIVE AMERICANS | SB 66

Sponsor: Senator Troy Heinert, Rep Peri Purier

AFP's Position: Support

Outcome: Passed Senate/Failed House

This bill would have created and funded Oceti Sakowin community-based schools, expanding educational options for many Native American families in our state. All students should have access to the educational environment that best fits their unique talents and needs. Unfortunately, too many students in our state, particularly Native American students, do not have access to an educational environment that that can help them discover, develop, and apply their talents. This bill would have been a step in the right direction in order to provide families with more educational options.

REQUIRES A CONVICTION BEFORE THE PERMANENT SEIZURE OF PROPERTY BY LAW ENFORCEMENT | SB 172

Sponsor: Senator Art Rusch, Rep Jessica Olson

AFP's Position: Support
Outcome: Failed Senate

This bill better protects South Dakotans' property rights by requiring a criminal conviction before law enforcement can permanently keep seized property. The bill also improves transparency by adding important reporting requirements.

ALLOWS PEOPLE TO DO PLUMBING WORK ON THEIR OWN PROPERTY WITHOUT A LICENSE | HB 1079

Sponsor: Rep. Herman Otten, Sen. Ernie Otten

AFP's Position: Support

Outcome: Signed by Governor

The South Dakota Plumbing Commission recently decided that property owners were not eligible to perform plumbing work on their properties without first acquiring a plumbing license. This bill fixed that interpretation and removed unnecessary red tape that required property owners to have an occupational license to perform plumbing work on their own properties.

ELIMINATES RESTRICTIONS OF FREE SPEECH ON SOUTH DAKOTA COLLEGES AND UNIVERSITIES | HB 1087

Sponsor: Rep. Sue Peterson, Sen. Jim Stalzer

AFP's Position: Support

Outcome: Signed by Governor

Higher education provides a unique forum for students to freely and productively engage with a range of ideas—education that enables a thoughtful and diverse society. This bill protects these unique environments on our college campuses and protects the free speech rights of students in South Dakota.

BILL DESCRIPTIONS

CHANGES THE SALES TAX REDUCTION LANGUAGE CURRENTLY IN LAW BY CREATING AN SIMPLIER AUTOMATIC PROCESS | HB 1265

Sponsor: House Whip Chris Karr

AFP's Position: Support

In a previous legislative session, South Dakota lawmakers raised the state's sales tax from 4% to 4.5% percent, with a deal in place to reduce the rate by 0.1% for every \$20 million received in online sales tax revenue. This bill would have clarified that requirement by including an automatic trigger if government revenue grew by a specified amount, ensuring that there will be automatic sales tax relief for South Dakotans.

STREAMLINES THE TAX CREDIT SCHOLARSHIP PROGRAM TO REMOVE SOME OBSTACLES THAT WERE PREVENTING PRIVATE DONATIONS | SB 96

Sponsor: Sen. Lee Schoenbeck, House Whip Jon Hansen

AFP's Position: Support

Outcome: Signed by Governor

Educational freedom allows students to get the education that best meets their needs. This bill expands the South Dakota Partners in Education (PIE) tax credit scholarship program to allow the credit to apply to 100% of the contribution and allow for quarterly reporting. This helps ensure students, regardless of income or ZIP code, have access to education that helps them learn and thrive.

CREATES AN OCCUPATIONAL LICENSE FOR **ACUPUNCTURE PRACTIONERS | HB 1136**

Sponsor: Rep Tamara St John, Senator Red Dawn Foster

AFP's Position: Oppose

Outcome: Failed on House Floor

This bill creates an unnecssary board and licensure requirement for acupuncture practitioner. Private markets are a much better regulator of this sort of thing.

ADDS ADDITIONAL COUNTY TAX AUTHORITY TO BUILD JAILS AND OTHER COUNTY STRUCTURES | HB 1099

Sponsor: Rep Nancy York, Senator Al Novstrup

AFP's Position: Oppose

Outcome: Failed on the House Floor

This bill creates new sales tax authority for counties. It would be better to reduce costs by criminal justice reform as opposed to raising taxes.

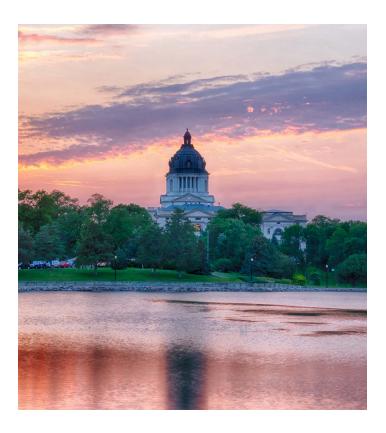
REVERSES CURRENT CRIMINAL JUSTICE REFORMS IN LAW BY TIGHTENING PROBATION REFORMS **SB 6**

Sponsor: Attorney General Ravensberg

AFP's Position: Oppose

Outcome: Passed Senate/Failed House

This bill tightens the conditions under which presumptive probation can be extended. It is a backward step in the cause of criminal justice reform and would result in even more taxpayer dollars being spent on jails and prisons.



REVERSES CURRENT CRIMINAL JUSTICE REFORMS IN LAW BY RESTRICTING PROBATION REFORMS | SB 19

Sponsor: Attorney General Ravensberg

AFP's Position: Oppose
Outcome: Died in Senate

Presumptive probation allows lower risk individuals guilty of more minor offenses the opportunity to pay their debt to society through community-based sanctions, while allowing judges to still put more dangerous individuals behind bars. Not everybody who makes a mistake needs to be incarcerated to rehabilitate. SB 19 would have repealed the presumption of probation for lower risk individuals, and put many more people unnecessarily behind bars.

CHANGES THE SALES TAX REDUCTION LANGUAGE CURRENTLY IN LAW BY ASSIGNING THE AUTHORITY TO REDUCE THE RATE TO THE JOINT APPROPRIATIONS COMMITTEE | SB 86

Sponsor: Sen. Jeffrey "Jeff" Partridge, Rep. David Anderson AFP's Position: Oppose

South Dakotans face large enough tax burdens. This bill would not guarantee a tax break for South Dakotans following the new revenue stream which is a product of the Wayfair Supreme Court case. Previous legislation regarding the increased sales tax included a deal that would reduce the tax by 0.1% for every \$20 million in online sales tax revenue.

ADDS ADDITIONAL TAX AUTHORITY TO BUILD JAILS AND OTHER CRIMINAL JUSTICE RELATED STRUCTURES | SB 65

Sponsor: Whip Al Novstrup, Rep. Nancy York

AFP's Position: Oppose
Outcome: Died in Senate

This legislation would have given new authority to raise taxes to build more jails, which frequently drive increased incarceration, costing taxpayers even more and undermining more proportionate criminal justice approaches.

SENATE VOTES

	Blare, Rocky	Bolin, Jim	Cammack, Gary	Castleberry**, Jessica	Curd, Blake	Duhamel**, Helene	Ewing, Bob	Foster, Red Dawn	Greenfield, Brock	Heinert, Troy	Jensen, Phil	Kennedy, Craig	Klumb, Joshua	Kolbeck, Jack	Lake**, John	Langer, Kris	Maher, Ryan	Monroe, Jeff	Nesiba, Reynold
DISTRICT	21	16	29	35	12	32	31	27	2	26	33	18	20	13	23	25	28	24	15
SB 70	V	~	×	~	~	~	×	~	×	~	×	~	~	~	V	~	×	X	~
SB 70	V	~	×	~	~	~	X	~	~	~	×	V	~	~	v	•	×	X	~
SB 147	×	~	×	~	~	~	×	×	~	×	~	X	~	~	~	~	~	~	×
HB 1070	~	~	•	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	•
SB 50	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	•
SB 50	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	•
SB 66	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	•
SB 6	X	~	~	~	×	×	×	~	×	~	~	~	×	×	~	~	×	X	~
SB 172	X	×	~	~	~	×	×	~	x	~	~	~	×	×	X	x	~	x	•
HB 1079	V	~	~	N/A	~	N/A	~	~	~	~	~	V	~	~	N/A	•	~	~	~
HB 1087	×	~	×	N/A	×	N/A	~	E	~	×	~	X	E	~	N/A	~	~	~	×
SB 96	~	~	~	N/A	~	N/A	~	×	~	×	~	~	~	~	N/A	~	~	~	•
SB 86	×	×	×	N/A	×	N/A	×	×	×	×	~	X	×	~	N/A	E	×	X	×
SB 19	×	~	~	N/A	E	N/A	×	~	×	~	×	~	×	~	N/A	~	~	~	•
SB 65	×	~	~	N/A	~	N/A	×	~	×	~	~	~	×	~	N/A	~	×	X	×
30 03	×	×	~	N/A	~	N/A	×	~	×	~	~	~	×	×	N/A	~	×	X	•

	Novstrup, Al	Otten, Ernie	Partridge, Jeff	Rusch, Arthur	Russell, Lance	Schoenbeck, Lee	Schoenfish**, Kyle	Smith, V.J.	Soholt, Deb	Stalzer, Jim	Steinhauer, Wayne	Sutton, Margaret	White, Jim	Wiik, John	Wismer, Susan	Youngberg, Jordan
DISTRICT	3	6	34	17	30	5	19	7	14	11	9	10	22	4	1	8
SB 70	•	X	~	V	X	~	~	~	v	X	~	X	~	X	~	~
SB 70	~	X	×	V	×	~	~	~	~	×	~	×	~	X	~	~
SB 147	~	~	•	x	×	×	×	×	×	~	E	~	•	~	×	~
HB 1070	~	~	~	~	~	~	~	E	~	~	~	~	~	~	~	~
SB 50	~	~	~	~	~	~	~	~	~	~	×	~	~	~	~	~
SB 50	~	~	~	~	~	~	~	~	~	~	~	~	~	~	Е	E
SB 66	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
SB 6	x	x	~	~	X	×	×	~	~	×	×	x	×	~	~	×
SB 172	~	x	~	~	~	×	×	~	X	×	×	x	×	x	~	×
HB 1079	~	~	Е	~	~	~	N/A	~	~	~	~	~	~	~	x	~
HB 1087	~	~	~	~	~	~	N/A	~	~	~	~	~	~	~	x	~
SB 96	~	~	Е	~	~	~	N/A	~	~	~	~	~	~	~	x	~
SB 86	x	x	×	x	~	×	N/A	×	×	~	×	x	×	x	x	×
SB 19	X	~	~	V	×	E	N/A	~	~	×	×	x	~	V	Е	×
CD CE	X	~	Е	×	×	×	N/A	×	~	~	×	~	×	~	×	~
SB 65	X	~	~	E	×	×	N/A	×	~	~	×	~	~	~	×	×

HOUSE VOTES

	Anderson, David	Bartels, Hugh	Barthel, Doug	Beal, Arch	Bordeaux, Shawn	Borglum, Scyller	Brunner, Thomas	Chaffee, Kirk	Chase, Roger	Cwach, Ryan	Dennert, Drew	Deutsch, Fred	Diedrich, Michael	Duba, Linda	Duvall, Mary	Finck, Caleb	Frye-Mueller, Julie	Goodwin, Tim	Gosch, Spencer	Greenfield, Lana
DISTRICT	16	5	10	12	26A	32	29	29	22	18	3	4	34	15	24	21	30	30	23	2
SB 70	~	~	~	×	~	~	~	~	~	~	E	E	~	~	~	~	×	×	×	X
HB 1263	~	×	×	~	×	~	~	~	x	x	~	~	Е	×	~	~	~	~	~	×
SB 147	~	~	×	~	Е	~	~	~	×	×	×	E	~	×	~	~	~	~	~	~
HB 1070	~	~	~	~	~	~	~	~	~	~	~	E	~	~	~	~	~	~	~	~
HB 1136	~	~	~	~	~	×	×	×	~	~	~	E	×	~	~	×	~	~	~	~
SB 50	~	~	~	~	~	~	~	~	~	~	~	E	~	~	~	~	~	~	~	~
HB 1099	~	×	×	~	×	~	×	×	x	~	~	E	~	~	×	×	~	~	×	X
HB 1079	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
HB 1087	×	×	×	~	×	×	~	~	×	×	~	~	~	×	×	~	~	~	~	~
LID 1205	×	×	x	~	×	×	~	×	x	x	~	~	×	×	×	~	Е	~	~	~
HB 1265	×	×	×	~	×	×	~	~	×	×	~	~	×	×	×	~	Е	~	~	~
SB 96	×	×	~	~	~	×	~	~	×	×	~	~	~	×	×	×	~	~	~	~

	Gross, Randy	Hammock, Dayle	Hansen, Jon	Haugaard, Steven	Healy, Erin	Howard, Taffy	Hunhoff, Jean	Jensen, Kevin	Johns, Timothy	Johnson, Chris	Karr, Chris	Koth, Lance	Latterell, Isaac	Lesmeister, Oren	Livermont, Steve	Marty, Sam	McCleerey, Steven	Mills, John	Millstead, Rhonda	Miskimins, Paul
DISTRICT	8	50	11	10	7	61	39	30	62	34	20	65	14	35	13	42	4	35	50	28
SB 70	~	×	X	×	~	×	~	×	~	~	X	~	~	~	X	×	~	×	×	~
HB 1263	~	×	~	~	X	E	×	×	×	~	~	×	~	×	~	~	×	~	~	E
SB 147	~	~	~	~	×	~	~	~	×	~	~	~	~	x	~	~	×	~	~	×
HB 1070	~	~	~	~	~	~	~	~	~	~	~	~	~	Е	~	~	Е	~	~	~
HB 1136	~	×	~	×	~	~	~	~	~	×	~	~	~	~	×	~	E	×	~	×
SB 50	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
HB 1099	×	×	~	~	~	~	~	~	×	~	~	×	~	x	×	~	×	~	×	×
HB 1079	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
HB 1087	~	~	~	~	×	~	×	~	×	~	~	~	~	×	~	~	×	~	~	~
LID 1265	~	~	~	~	×	~	×	~	×	~	~	~	~	×	~	~	×	~	×	~
HB 1265	~	~	~	~	x	~	×	~	x	~	~	~	~	x	~	~	×	~	~	~
SB 96	×	~	~	~	x	~	×	~	×	~	×	~	~	E	~	~	Е	~	×	×

HOUSE VOTES

	Mulally, Tina	Olson, Jess	Otten, Herman	Overweg**, Marty	Perry, Carl	Peterson, Kent	Peterson, Sue	Pischke, Tom	Post, Doug	Pourier, Peri	Qualm, Lee	Randolph, Tony	Rasmussen, Nancy	Reed, Tim	Reimer, Rebecca	Ring, Ray	Rounds, Tim	Saba, Michael	Smith, Jamie	St. John, Tamara
DISTRICT	35	34	6	19	3	19	13	25	7	27	21	35	17	7	26B	17	24	9	15	1
SB 70	×	~	~	X	~	~	×	×	×	E	~	×	×	~	~	~	~	~	~	~
HB 1263	E	×	X	X	~	~	E	~	~	~	~	~	×	×	~	×	×	~	×	~
SB 147	~	~	~	~	~	~	~	~	~	×	~	~	Е	×	~	×	~	×	×	~
HB 1070	~	~	~	~	~	~	~	~	~	~	E	~	~	~	~	×	~	~	~	~
HB 1136	~	~	~	~	×	~	~	~	~	×	×	~	×	~	~	×	~	×	~	×
SB 50	~	~	~	~	~	~	~	~	~	~	~	~	•	~	~	~	~	~	~	~
HB 1099	~	x	~	x	×	~	~	~	~	E	×	~	~	×	~	~	~	~	×	×
HB 1079	~	~	~	N/A	~	~	~	~	~	~	~	~	~	~	~	×	~	~	~	~
HB 1087	~	×	~	N/A	~	E	~	~	~	×	~	Е	~	×	~	×	~	×	×	~
LID 1205	~	x	V	N/A	~	x	~	~	~	x	V	Е	~	×	~	x	x	×	×	~
HB 1265	~	x	V	N/A	~	×	~	~	~	×	~	E	~	×	~	×	~	×	×	~
SB 96	~	×	x	N/A	~	E	~	~	~	~	~	~	~	×	×	x	E	×	×	E

	Steele, Manny	Sullivan, Kelly	Wangsness**, James	Weis, Kaleb	Wiese, Marli	Willadsen, Mark	York, Nancy	Zikmund, Larry
DISTRICT	12	13	23	2	8	11	5	14
SB 70	~	~	~	X	X	~	~	~
HB 1263	~	X	v	~	~	X	v	~
SB 147	~	×	~	~	×	~	×	~
HB 1070	~	~	~	~	~	~	~	~
HB 1136	×	~	~	~	~	~	~	×
SB 50	~	~	~	~	~	~	~	~
HB 1099	~	E	×	~	×	×	×	~
HB 1079	~	~	N/A	~	~	~	~	~
HB 1087	~	×	N/A	~	~	~	×	~
HB 1265	~	×	N/A	~	~	×	×	×
HB 1200	~	×	N/A	~	~	×	×	x
SB 96	E	×	N/A	~	~	×	~	×

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