

2022 South Dakota Legislature | **January 24, 2022**

State of the State Address

Gov. Kristi Noem kicked off the 97th South Dakota Legislative Session with her fourth State of the State Address on Tuesday, Jan. 11. The Governor's remarks were largely centered around the positive response of all South Dakotans during the global pandemic, while highlighting the many "wins" South Dakota has experienced with record sales tax revenues, job growth and prudent fiscal spending.

The Governor highlighted several projects (among the 47 filed appropriation bills) she is supporting for an approximate \$1.4 billion in one-time federal and state spending projects.

A few notable projects include allocating \$600 million to modernize the aging water, wastewater and storm water infrastructure across South Dakota; appropriating approximately \$10 million for the expansion of Custer State Park; \$7.5 million for the building of an advanced manufacturing laboratory on the campus of Lake Area Technical College; \$69.6 million for the construction of a new state public health laboratory and approximately \$200 million to increase workforce housing across South Dakota.

During the 2021 Legislative Session, the SDBA introduced House Bill 1203, which authorized expanded banking services for banks to engage in business with marijuana licensees and associated persons. So far this session, more than 36 bills have been introduced to further develop and improve the legal marijuana or cannabis business in South Dakota.

Legislative News

As is typically the case, the first batch of bills introduced in 2022 consists primarily of legislation introduced on behalf of the executive branch, state agencies, constitutional offices and interim legislative committees. While we anticipate more bills to be dropped, the cannabis and appropriation bills make up

40%, or 83 of the 209 bills to date. We will continue to stay abreast of other relevant banking bills as they come. Below is a snapshot of bills we are currently tracking.

HB 1002: This bill is an act to revise certain provisions regarding the investments authorized for state public funds, brought by the State Investment Council. This allows the expansion of state public funds, invested by the state investment council where the permanent school and other educational and charitable trust funds, state cement plant trust funds, and the health care and education trust funds are invested.

HB 1008: This bill is an act to provide a *cause of action* for employees that are required to receive a vaccination as a condition of employment the ability to bring a claim against an employer for damages for injuries or illness brought by the vaccine. The SDBA Board of Directors has authorized the SDBA to advocate against this legislation.

HB 1085: This bill is an act to expand the eligibility for a small estate probate. The intent is to expand the value of the entire estate, wherever located, less liens and encumbrances, does not exceed \$100,000; a change from a \$50,000 threshold.

SB 30: This bill is to add Juneteenth as a state holiday. The 19th day of June is commonly known as Juneteenth.

SB 53: This bill is to make an appropriation to increase workforce housing across South Dakota. This bill would appropriate \$200 million from state and federal funds to increase the housing supply across South Dakota.

SB 65: This bill is an act to delineate or outline the proper uses for the South Dakota Housing Opportunity Fund in the way of new single and multi-family housing, substantial rehabilitation of existing housing and homes to become more accessible to individuals with disabilities and to help prevent homelessness.

SB 79: This bill is an act to clarify cross-references regarding powers of attorney.

While we anticipate more banking-related bills to share in the weeks ahead, this summary concludes week one and two of the 97th Legislative Session in Pierre.

We hope you can join us on Feb. 9 in Pierre for the 2022 SDBA State Legislative Day. Go to sdba.com and register today!

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