

# State of South Dakota

NINETY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2016

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## HOUSE BILL NO. 1238

Introduced by: Representatives Westra, Bartling, Beal, Bolin, Brunner, Campbell, DiSanto, Feickert, Gosch, Haggar (Don), Harrison, Haugaard, Hawks, Hawley, Hunt, Jensen (Alex), Langer, Latterell, Marty, May, Mickelson, Novstrup (Al), Peterson (Kent), Rounds, Russell, Schoenbeck, Stalzer, Stevens, Verchio, Werner, Wink, and Wollmann and Senators White, Brown, Cammack, Curd, Frerichs, Greenfield (Brock), Haggar (Jenna), Heineman (Phyllis), Heinert, Jensen (Phil), Olson, Otten (Ernie), Solano, Sutton, and Tieszen

1 FOR AN ACT ENTITLED, An Act to revise the powers and duties of the Executive Board of  
2 the Legislative Research Council.

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

4 Section 1. That § 2-9-4 be amended to read:

5 2-9-4. The executive board shall:

- 6 (1) Instigate research and collect information concerning the government and general  
7 welfare of the state;
- 8 (2) Investigate and make recommendations concerning important issues of public policy  
9 and questions of statewide interest;
- 10 (3) Prepare a legislative program in the form of bills, or otherwise, as in its opinion the  
11 welfare of the state may require, to be presented to the Legislature;
- 12 (4) Cooperate with the administration in devising means of enforcing the law;



- 1 (5) Study, inquire, make recommendations and propose bills in any phase or branch of  
2 state government so deemed advisable and necessary;
- 3 (6) Appoint and name committees from the members of the State Legislative Research  
4 Council, and assign to such committee or committees appropriate subjects and  
5 projects of whatever character and nature the executive board deems advisable. Each  
6 member of the council is entitled to membership on one study committee of ~~his~~ the  
7 member's choice insofar as practicable;
- 8 (7) Conduct legislative oversight and management analysis of the executive branch of  
9 government by means of a selective program of performance auditing and cooperate  
10 with the administration in improving the efficiency and effectiveness of  
11 administrative methods;
- 12 (8) Review and make recommendations for further legislative action regarding the  
13 opinions of state and federal courts which have sought to interpret the intent of South  
14 Dakota legislative acts; and
- 15 (9) Allocate funds to the House of Representatives and the Senate to pay for out-of-state  
16 travel and salary or per diem costs incurred by members, and to pay for in-state travel  
17 and salary or per diem costs incurred by members, excluding costs associated with  
18 any legislative session. The Legislative Research Council shall make payments to  
19 representatives for costs and travel approved by the speaker of the House of  
20 Representatives, from the funds allocated to the House of Representatives, and shall  
21 make payments to senators for costs and travel approved by the president pro  
22 tempore of the Senate, from the funds allocated to the Senate. In approving payments  
23 the speaker of the House of Representatives and the president pro tempore of the  
24 Senate shall comply with all travel policies approved by the executive board. Any

1 payment decision of the speaker of the House of Representatives may be appealed to  
2 the members of the executive board from the House of Representatives. Any payment  
3 decision of the president pro tempore of the Senate may be appealed to the members  
4 of the executive board from the Senate. No funds may be paid beyond the amounts  
5 allocated to each body.