



2020 South Dakota Legislature

House Bill 1132

Introduced by: **Representative** Bordeaux

1 **An Act to create a Commission on Indian Affairs.**

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

3 **Section 1.** That a NEW SECTION be added:

4 **1-57-1. Commission on Indian Affairs created.**

5 There is hereby created the Commission on Indian Affairs for the purposes of
 6 improving services to American Indians in this state and promoting communication and
 7 relations between the state and each of the nine federally recognized Indian tribes in
 8 South Dakota. The commission may not abrogate or supersede the negotiations or
 9 relations of any Indian tribe, band, or group with any state, federal, local, or tribal
 10 government.

11 **Section 2.** That a NEW SECTION be added:

12 **1-57-2. Members of commission.**

13 The Commission on Indian Affairs shall be composed of ten members including:

- 14 (1) The secretary of the Department of Tribal Relations;
 15 (2) A member of the Cheyenne River Sioux Tribe;
 16 (3) A member of the Crow Creek Sioux Tribe;
 17 (4) A member of the Flandreau Santee Sioux Tribe;
 18 (5) A member of the Lower Brule Sioux Tribe;
 19 (6) A member of the Oglala Sioux Tribe;
 20 (7) A member of the Rosebud Sioux Tribe;
 21 (8) A member of the Sisseton Wahpeton Oyate;
 22 (9) A member of the Standing Rock Sioux Tribe; and
 23 (10) A member of the Yankton Sioux Tribe.

24 Except for the secretary, each member under this section shall be selected by the
 25 tribal governing body of the member in accordance with the procedures of the tribe.

1 **Section 3.** That a NEW SECTION be added:

2 **1-57-3. Additional nonvoting member may be appointed.**

3 The commission may appoint one additional member from outside a reservation,
4 who is associated with an Indian Health Care Improvement Act Title V Urban Indian Health
5 program. This additional member shall be a nonvoting member of the commission.

6 **Section 4.** That a NEW SECTION be added:

7 **1-57-4. Election of officers--Quorum--Majority of members appointed may**
8 **make final decisions.**

9 The commission shall elect a chair and a vice chair for a term of one year and shall
10 determine the duties of the officers. A majority of the members of the commission
11 constitutes a quorum for the transaction of business, but no final decision may be made
12 without an affirmative vote of the majority of the members appointed to the commission.

13 **Section 5.** That a NEW SECTION be added:

14 **1-57-5. Travel expenses.**

15 The Department of Tribal Relations shall pay for the travel expenses of the
16 secretary. The tribal governing body of each member shall pay for the travel expenses of
17 the governing body's member. The Indian Health Care Improvement Act Title V Urban
18 Indian Health program shall pay for the travel expenses of the nonvoting member.

19 **Section 6.** That a NEW SECTION be added:

20 **1-57-6. Quarterly meetings.**

21 The commission shall meet on a quarterly basis each year.

22 **Section 7.** That a NEW SECTION be added:

23 **1-57-7. Commission responsibilities.**

24 The commission shall:

25 (1) Compile information relating to services available to American Indians, including
26 education and training programs, work programs, housing programs, health
27 programs, mental health programs including alcohol and drug services, and welfare
28 programs from local, state, and federal sources and through private agencies;

- 1 (2) Develop and sponsor in cooperation with American Indian groups and
2 organizations, programs to inform American Indian of available services;
3 (3) Communicate the needs and priorities of American Indians to the public and private
4 agencies and encourage support for applicable programs;
5 (4) Assess programs of state agencies serving American Indians and make
6 recommendations for improvement; and
7 (5) Report annually to the Governor and the Legislature on all matters of concern to
8 American Indian of this state and recommend appropriate action.