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SD Panel Rejects Medicaid Expansion

PIERRE (AP) — A South Dakota legislative panel has killed a measure intended to expand Medicaid eligibility for all people below 100 percent of the federal poverty level.

The House Health and Human Services committee has voted 9-3 to defeat the bill.

It would have required the state's Department of Social Services to apply for a waiver from the federal government. Gov. Dennis Daugaard has already requested such a waiver.

The department opposed the bill, saying that the state should first wait for a response to the governor's request. The department secretary says the waiver application process would be time-consuming and cumbersome.

Supporters of the bill, including various medical associations, say it's important to provide health care for the people who don't qualify for Medicaid already and cannot afford insurance premiums.

Nelson Submits Signatures For Ballot

PIERRE (AP) — State Rep. Stace Nelson says he's submitted more than 2,650 signatures to the South Dakota Secretary of State's office to get on the ballot as a Republican candidate for Senate.

The Secretary of State must verify 1,950 of the nominating petition signatures for Nelson to qualify for a position on the primary ballot.

Also running for the GOP are former Gov. Mike Rounds, Sioux Falls physician Annette Bosworth, state Sen. Larry Rhoden of Union Center and Yankton attorney and Army Reserves major Jason Ravnsborg.

Rick Weiland is the unopposed Democratic candidate. Former Republican U.S. Sen. Larry Pressler is running as an independent candidate.

The Republican primary will be held on Tuesday, June 3.

Judge: Pierre Boy To Be Tried As Adult

PIERRE (AP) — A judge has again ruled that a 17-year-old Pierre boy charged with murder in the shooting death of a friend should be tried as an adult.

KCCR radio reports that Judge John Brown made the ruling after a one-hour hearing Tuesday afternoon in Pierre.

Braiden McCahren has pleaded not guilty in the December 2012 shooting death of 16-year-old Dalton Williams. McCahren was 16 at the time of the shooting, which took place in his home.

Brown ruled in September that McCahren be tried as an adult, but the South Dakota Supreme Court in December ordered Brown to hold another transfer hearing — without testimony from a Rapid City psychologist.

Defense attorneys argued Tuesday that the prosecution had no case without the psychologist's testimony.

Former Jailer Accused Of Rape Arrested

HOT SPRINGS (AP) — The Fall River County state's attorney's office says a former jailer who fled the state following allegations that he raped a female inmate has been apprehended in Ohio.

KELO television reports that 30-year-old Anthony Peet of Oral was arrested Saturday in Bryan, Ohio. Authorities in Fall River County had issued a warrant for his arrest on a charge that he raped the inmate in January.

Attorney information for Peet was not immediately available. Fall River County Sheriff Rich Mraz says authorities plan to get Peet extradited so he can face the charges.

Mraz says Peet was employed for about eight months at the Fall River County Jail in Hot Springs, which also houses prisoners from Shannon County. The inmate who made the complaint has since been released.

Cougar Killed In Trap In Nebraska

SARGENT, Neb. (AP) — State wildlife officials say a mountain lion has been unintentionally killed in a trap north of Sargent in north-central Nebraska.

The Nebraska Game and Parks Commission said Tuesday that a trapper found the cougar on Sunday in a cable restraint trap he had set for other animals.

Officials say the trapper called Game and Parks officials immediately after discovering the mountain lion, described as a 150 pound male that had been in good health before it was killed.

Game and Parks' carnivore program manager, Sm Wilson, says high pelt prices have led to an increased effort to trap bobcats and other fur-bearing animals, which may have contributed to the accident trapping of the mountain lion

New Definition Of Ag Land Caught In Deadlock

BY BOB MERCER

State Capitol Bureau

PIERRE — Legislation needs at least a simple majority of 36 yes votes to pass in the state House of Representatives. The proposed new definition for classifying property as agriculture land received 35 Tuesday.

The next move is up to Rep. Mike Verchio, R-Hill City. The sponsor of the legislation, HB 1097, gave his intent to reconsider the vote at a later date.

That means the bill isn't dead yet, but Verchio will need at least 36 representatives to agree to allow it to be reconsidered, and if he wins that test, then he'll need at least 36 yes votes on final consideration.

And that's just to get it to the Senate.

The legislation results from a controversy in Pennington County in the past year over the definition of agriculture land.

Current law requires that at least onethird of the owner's gross family income come from agriculture. The proposed threshold in Verchio's bill would be reduced to a minimum of \$1,000.

Some of the minimum acreage requirements also would be reduced.

"Everything is ambiguous: What if, what if, what if," Verchio said in response to criticisms of the bill during the House debate. "Let's pass this bill for our taxpayers."

Opponents said Tuesday the issue now should go to the Legislature's permanent task force on agriculture property valuation for its review.

"The summer study would allow us to iron out the wrinkles," Rep. Gary Cammack, Rep.

R-Union Center, said. There hasn't been an analysis of the po-



PHOTO: BOB MERCER

Rep. Mike Verchio, R-Hill City, listens to the debate Tuesday on his bill that would change the definition for agriculture property in South Dakota for tax purposes. Verchio gave notice of his intent to reconsider the bill after the House failed to approve it on a 35-34 vote. He needed a majority of 36 for passage of HB1097.

tential shifts in tax burden that could result in each of the 66 counties.

"I don't think we're quite ready for it," Rep. Melissa Magstadt, R-Watertown, said. While she sounded like an opponent, Magstadt's recorded vote was an aye in favor.

Rep. David Lust, R-Rapid City, said as a lawyer he's seen "bizarre" attempts to deny agricultural classifications to land held by limited liability companies.

Rep. Charlie Hoffman, R-Eureka, joined Lust in calling for the bill's passage. "We can put the pieces in as the problems come out," Hoffman said.

County directors of equalization aren't comfortable with the legislation, according to Rep. Susan Wismer, D-Britton.

Rep. Dennis Feickert, D-Aberdeen, predicted the directors will see "a flood" of appeals for agricultural classification.

The 35-34 vote came with Rep. Isaac Latterell, R-Tea, excused. Republicans voted approximately 2-1 in favor of the bill while nearly all Democrats opposed it. The bill's core of support came from Pennington County Republicans.

SD House: No Higher Bet Limit For Video Lottery

BY BOB MERCER State Capitol Bureau

PIERRE — The bet limit Hi should stay at \$2 and the maximum prize should remain at al \$1,000 for video lottery gaming br in South Dakota, the state House yo of Representatives decided w Tuesday.

House members voted 40-28 against increasing the bet limit to \$5 and taking the cap off the jackpot. The legislation, HB 1226, was supported by businesses engaged in video gambling and by the South Dakota Lottery.

State revenue peaked at \$111 million in 2008 and was about \$91 million last year, according to Rep. Dick Werner, R-Huron. He was the bill's prime sponsor and is a past member of the lottery commission.

Money lost by players in the privately owned terminals is split 50-50 between the businesses and state government.

"We're off \$20 million – \$20 million — that could help with education and (Medicaid) providers," Werner said.

Video lottery has lost a lot of its share of the gambling market in South Dakota, according to is a past member of the lottery commission.

Peterson urged that the House vote shouldn't be a referendum on video lottery. He said allowing the increase to \$5 is a business decision. "And it is your business, whether you want it or not," Peterson said. Opponents cited the social

costs. South Dakota has an estimated 18,000 adults with gambling addictions and their problems cost an estimated \$16 million, according to Rep. Scott Craig, R-Rapid City.

"I view a downturn in video lottery as a good thing," Rep. Steve Hickey, R-Sioux Falls, said. "It's an unhealthy revenue source."

Rep. Susan Wismer, D-Britton, said legislators should be candid with voters when promising they won't raise state taxes. Wismer, a candidate for governor, said citizens aren't full aware of the problems associated with gambling.

She agreed state government doesn't have a replacement for video lottery's revenue. "We need to be truthful about that damage to our constituents in order to make intelligent decisions," Wismer said.

Healthy Cash Reserve Sets Up Neb. Tax Debate

BY GRANT SCHULTE Associated Press

LINCOLN, Neb. — A debate over Nebraska's \$679 million cash reserve fund began in earnest on Tuesday, with three lawmakers arguing that the state should withdraw millions for temporary property tax relief.

The bills presented in a committee hearing set the stage for disputes over how to use excess money in the state's rainy day fund. Some lawmakers argued that reducing the cash reserve by too much could leave the state vulnerable in another economic downturn.

Nebraska's current cash reserve holds \$679 million, and it's projected to increase to \$725 million by July 2015. Both numbers are above the minimum amounts recommended by the Government Finance Officers Association, a national group.

The property tax bills were introduced by state Sens. Beau McCoy and Pete Pirsch of Omaha, and Al require a one- or two-time transfer to the state's property-tax credit fund, a state account used to offset property tax bills.

McCoy's bill would pull \$85 million from the reserve and place it in the state's property-tax credit fund. Pirsch's legislation would move \$230 million over two years. And Davis' proposal would transfer \$25 million.

McCoy said his bill would provide tax cuts for rural and urban property owners alike.

"I believe such a transfer would provide some needed relief for Nebraskans — not just for farmers, but for the young family that just bought a new house," he said.

Several lawmakers on the budget-focused committee questioned the use of the state property-tax credit fund to reduce what owners pay. Sen. Danielle Conrad of Lincoln said increased state funding for local school districts, community colleges and counties could do more to reduce property taxes over the longer term.

Rep. Jim Peterson, D-Revillo. He

Davis of Hyannis. Each would

