**South Dakota Electronic Recording Commission**

**Teleconference Meeting**

**Thursday, February 07, 2019 3:00 pm MT / 4:00 pm CT**

**MINUTES**

The South Dakota Electronic Recording Commission members participated in the meeting via a teleconference/audio link on Thursday, February 7, 2019. The meeting to order at 4:00 pm CT / 3:00 pm MT

Roll call was held and quorum established with the following South Dakota Electronic Recording Commission Members present:

Julie Risty – Minnehaha County Register of Deeds

Deb Young – Davison County Register of Deeds

Donna Mayer - Pennington County Register of Deeds

Greg Wick – South Dakota Land Title Association Representative

Erika Olson – South Dakota State Bar Association Representative

Kris Jacobsen – SDACO Deputy Director

Absent: Donald Straka, Chair - South Dakota Bankers Association Representative

Lana Anderson, Vice Chair – Meade County Register of Deeds

Peggy Johnson – Sully County Register of Deeds

Mitch LaFleur – South Dakota Land Title Association Representative

Monte Watembach – Information Technology Professional

Guests: Representative Timothy Johns

Senator Craig Kennedy

Roger Tellinghuisen, SDACO Lobbyist

Eric Erickson, SD Counties Lobbyist

Bob Wilcox, SD Counties Executive Director

Matt McCaulley, Land Title Representative

Grace Beck, Land Title Representative

Travis Martin, Land Title Representative

Michael Anderson, Land Title Representative

Steve Barnett, Secretary of State

Jason Lutz, Deputy Secretary of State

Kea Warne, Secretary of State’s office

Krista Rounds, Secretary of State’s office

Representative Johns gave an overview of his legislation – HB1272 regarding Electronic Notarization and Remote Notarization. Concerns regarding fraud and forgery were discussed as well as the need for the Secretary of State’s office to be included as the oversight organization. Following much discussion on ways to amend the legislation to ease concerns, Matt McCaulley suggested a complete revision to drop the electronic notarization and include only remote notarization for personally known individuals by the notary, and notarization of the document to be completed by wet signature upon the receipt by the Notary of the tangible document. Representative Johns indicated that he will have the bill redrafted and circulate the revision to the attendees to review. No official action or vote was taken by the Commission.