



# LEGISLATIVE UPDATE

March 1, 2024

Issue # 8



The eighth week of the 99<sup>th</sup> legislative session is complete. At this point, the legislature has slowed down significantly for both legislators and lobbyists. It is at this point that legislators spend a significant amount of

time “behind the scenes” to reach deals with not only each other but with the other chamber and Governor’s office.

Your Association was active again this week. Your Association previously testified in Senate Commerce and Energy against **SB 201** expressing concerns about taking away control from local governments such as the townships and counties. Unfortunately, **SB 201** still passed 7-2 and then went on to pass the Senate floor 23-11. Prior to being heard in House Commerce and Energy on February 26, 2024, an amendment was passed that modified the bill rather significantly, including removing the provision that stated townships would be prevented from passing or enforcing an ordinance that regulates, restricts, or prohibits a gas or liquid transmission line or an electric transmission line. As such, your Association leadership made the decision not to testify and instead listen to the testimony. After much debate, it passed House Commerce and Energy 8-5 and then the House floor 40-30.

As of now, the Senate floor did not concur in the House amendment and, as such, has appointed a Conference Committee in which three legislators from each chamber will meet and try to come to a resolution or “happy ground” for the bill. If they are unable to do so, the bill will die. As I understand it, the bill is going to be heavily amended again. Your Association leadership and I will continue to monitor the “final” product.

Your Association’s bills have had significant success this year. First, **SB 188**, An Act to modify the time

before which rural access infrastructure grant mon- eys must be expended or obligated, was signed by the Governor on February 28, 2024.

Next, **SB 124**, a bill that would amend the law to include minimum maintenance roads to be eligible for the rural access infrastructure fund, was heard in House Transportation on February 29, 2024. After brief testimony from Representative Overweg as the Prime Sponsor and myself as the lobbyist for your Association, the bill passed unanimously and was placed onto the consent calendar. At this point you should expect it to pass the House floor and soon head to the Governor’s desk for her signature.

While legislative session has slowed down, your Association leadership and I will continue to monitor the remaining moving parts. This includes your bill, **SB 124**, as well as **SB 201** as that bill is certain to remain controversial up until the final couple days of legislature.

### SDATAT Introduced Bills:

**SB 124** revise the eligibility of roads for the rural access infrastructure fund.

**SB 188** modify the time before which rural access infrastructure grant moneys must be expended or obligated

**SB 189** include impacted townships in the issuance of a conditional use permit. (withdrawn)

**BILLS OF INTEREST:**

- SB 4 Title: revise provisions regarding township contracts for snow removal.**  
 2/6/24      Signed by the Governor on Tuesday, February 5, 2024 S.J. 202
- SB 37 Title: revise provisions regarding repair and maintenance of mail routes.**  
 2/6/24      Signed by the Governor on Tuesday, February 5, 2024 S.J. 264
- SB 75 Title: modify provisions pertaining to the designation of a legal newspaper.**  
 2/13/24      Signed by the Governor on Monday, February 12, 2024
- SB 102 Title: revise the process for annexing or excluding property contiguous to a road district.**  
 2/1/24      Senate Local Government Withdrawn at the Request of the Prime Sponsor
- SB 121 Title: revise the process to vacate certain highways.**  
 1/29/24      Senate Local Government Deferred to the 41st legislative day, Passed, YEAS 5, NAYS 2.
- SB 124 Title: revise the eligibility of roads for the rural access infrastructure fund.**  
 2/7/24      Senate Transportation Passed, YEAS 7, NAYS 0.  
 2/8/24      Senate Do Pass, Passed, YEAS 32, NAYS 0. S.J. 286  
 2/29/24      House Transportation Do Pass, Passed, YEAS 13, NAYS 0. Placed on consent
- SB 188 Title: modify the time before which rural access infrastructure grant moneys must be expended or obligated**  
 2/28/24      Action Signed by the Governor on Wednesday, February 28, 2024 S.J. 438
- SB 189 Title: include impacted townships in the issuance of a conditional use permit.**  
 2/12/24      Withdrawn at the request of the Prime Sponsor
- SB 195 Title: modify provisions regarding the process to vacate certain highway**  
 2/14/24      Senate Local Government Pass Amended YEAS 6, NAYS 0.  
 2/20/24      Senate Do Pass Amended, Failed, YEAS 13, NAYS 19
- SB 201 Title: provide new statutory requirements for regulating linear transmission facilities**  
 2/15/24      Senate Commerce and Energy Do Pass Amended, Passed, YEAS 7, NAYS 2.  
 2/21/24      Senate Do Pass, Failed, YEAS 23, NAYS 11. S.J. 378  
 2/21/24      Senate Motion to amend, Passed S.J. 378 Amendment 2011  
 2/21/24      Senate Do Pass Amended, Passed, YEAS 23, NAYS 11. S.J. 379  
 2/28/24      House of Representatives Do Pass Amended, Passed, YEAS 40, NAYS 30.  
 2/29/24      Senate Failed to concur, appoint Conference Committee, Passed, YEAS 24, NAYS 10.
- SB 207 Title: increase oversight of pool arrangements.** *(Bond Alliance)*  
 2/13/24      Senate Commerce and Energy Deferred to the 41st legislative day, Passed, YEAS 6, NAYS 3.
- HB 1055 Title: raise the appraisal value of surplus property that may be sold by a political subdivision without notice.**  
 2/6/24      Signed by the Governor on Monday, February 05, 2024
- HB 1079 Title: require property owner permission or a siting permit prior to entry for an examination and survey.**  
 1/19/24      House Commerce & Energy . Deferred to the 41st legislative day, Passed
- HB 1109 Title: eliminate the cap on assessment amounts for road improvements and to allow townships to plan and pay for the paving and maintenance of non-section line roads.**  
 1/23/24      House Taxation Deferred to the 41st legislative day, Passed, YEAS 12, NAYS 1.
- HB1185 Title: amend provisions regarding entry on private property for examination and survey of a project requiring a siting permit**  
 2/05/24      Passed, amended House Commerce & Energy, YEAS 10, NAYS 1.  
 2/08/24      House of Representatives Do Pass Amended, Passed, YEAS 47, NAYS 17. H.J. 29  
 2/29/24      Senate Commerce and Energy Do Pass Amended, Passed, YEAS 8, NAYS 1.

# 99<sup>th</sup> SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR

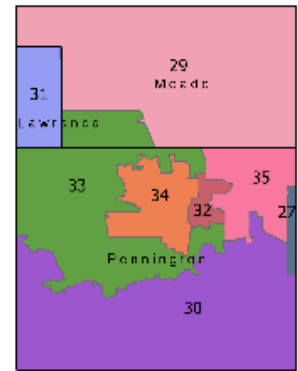
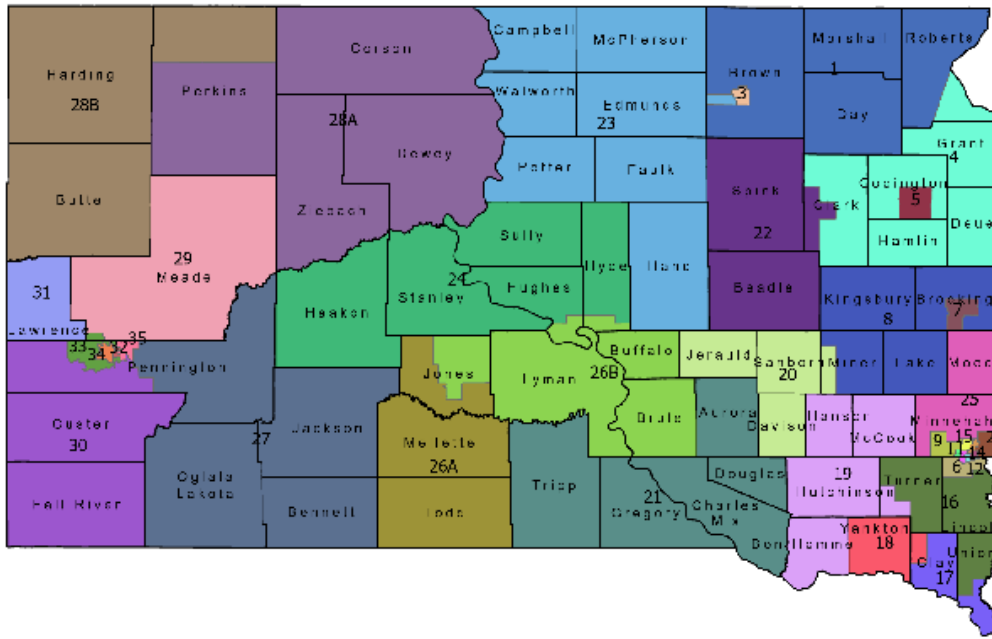
2024 ♦ 38 Legislative Days



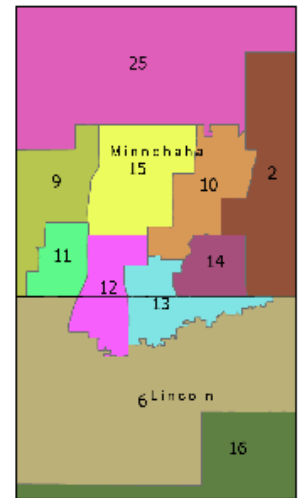
Please refer to the Joint Rules, Chapter 17 for complete information.

	Sun	Monday	Tuesday	Wednesday	Thursday	Friday	Sat	
January 2024		1	2	3	4	5	6	
	7	8	9 Session Opens 12 Noon(CST) (Constitution, Art. III, Sec. 7)  <i>State of the State</i>  LD 1	10 <i>State of the Judiciary</i> 11:00am  <i>State of the Tribes</i> 1:00pm  LD 2	11	12	13	LD 3
	14	15 <i>Martin Luther King Jr. Day</i>	16 Executive orders filed (Constitution, Art. IV, Sec. 8)  LD 5	17	18 <i>Jt. Memorial Service</i> 3:00pm  LD 7	19	20	LD 8
	21	22	23 Bill and resolution draft requests due to LRC by 5:00pm (for unlimited introduction)  LD 10	24	25 Last day for unlimited bill and resolution introduction (JR 6B-3) (TWO HOURS prior to session)  LD 12	26	27	LD 11
	28	29 All bill and resolution draft requests due to LRC by 5:00pm  LD 13	30 Committee bill and resolution draft requests due to LRC by 5:00pm  LD 14	31 Last day for introduction of individual bills and resolutions (TWO HOURS prior to session)  LD 15	1 Last day for introduction of committee bills and resolutions (TWO HOURS prior to session)  LD 16	2	3	LD 17
	February 2024	4	5  LD 18	6  LD 19	7  LD 20	8  LD 21	9	10
11		12  LD 22	13  LD 23	14  LD 24	15 Last day for JCA selection of general fund revenue targets (JR 7-11.1)  LD 25	16	17	
18		19 <i>Presidents' Day</i>	20 Last day to use JR 5-17, AND Last day to move required delivery of bills or resolutions by a committee to the house of origin  LD 26	21 Last day to invoke JR 7-7 in the house of origin, AND Last day to pass bills or joint resolutions by the house of origin (Crossover Day)  LD 27	22	23 Last day for JCA to move required delivery of special appropriation bills to house of origin (JR 17-1)  LD 28	24	LD 29
25		26 Commemoration requests due to LRC by 5:00pm, AND Last day for house of origin to pass special appropriation bills referred from JCA (JR 17-1)  LD 30	27  LD 31	28 JR 5-13 in effect, AND Last day for introduction of commemorations (TWO HOURS prior to session)  LD 32	29 Last day to move required delivery of bills or joint resolutions by a committee to the second house  LD 33	1	2	
3		4 Last day for a bill or joint resolution to pass both houses, and Last day to invoke JR 7-7 in the second house  LD 34	5  LD 35	6  LD 36	7  LD 37	8	9	
March 2024	10	11	12	13	14	15	16	
	17	18	19	20	21	22	23	
	24	25 Reserved for consideration of gubernatorial vetoes  LD 38	26	27	28	29	30	

# 2023 South Dakota Legislative Districts



Rapid City



Sioux Falls



## TOWNSHIP CALENDAR

- January 9th- Legislative Session Opens**
- February 7th - SDATAT Ice Cream Social at the Capital**
- Feb 27th- Required Township meeting**
- March 5th - Required Township Annual Meeting (SDCL 8-3-1)**
- April 1st- SDATAT Scholarship Applications Due**
- April 15 - SDATAT Bond Applications Due**
- July 15 - Opt Outs Due**

## **IMPORTANT CONTACT INFORMATION**

To Track Legislation <http://legis.sd.gov/>

To Listen To Committees Live:

[http://legis.sd.gov/Legislative\\_Session/Committees/default.aspx](http://legis.sd.gov/Legislative_Session/Committees/default.aspx)

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