



LEGISLATIVE UPDATE

February 23, 2024

Issue # 7



The seventh week of the 99th legislative session is done. Crossover Day has come and gone and was probably the shortest Crossover Day I have ever personally seen in the legislature.

Your Association was busy this week.

As you know, your Association has been very concerned with **SB 195** introduced by Senator Hermon Otten. Like **SB 121**, this bill would require the Commissioner of School and Public Lands to review every petition for vacation of a road to ensure it does not block access to public lands and waters. SB 195 was amended with SB 195B, which amended the bill to require the commissioner to review all petitions to vacate with seven days. Additionally, the amendment included language to state that any decision by the Commissioner may be appealed to the circuit court. SB 195 was heard on February 14, 2024, and passed Senate Local Government by a vote of 6-0.

After your Association leadership and I had a chance to regroup and discuss the bill, we made active efforts to lobby against the bill prior to its being heard on the Senate floor on February 20, 2024. We made contact with other associations and spoke with several Senators on the morning of February 20, 2024. We were ultimately successful: Despite the bill having passed 6-0 out of Senate Local Government, the bill failed to pass on the Senate floor with a vote of 13-19.

Your Association continues to oppose **SB 201**. SB 201 prevents townships from enacting a fee or charge that is relating to liquid transmission as well as preventing townships from passing or enforcing an ordinance that regulates, restricts, or prohibits a gas or liquid transmission line or an electric transmission line which requires or holds a permit under chapter 49-41B. SB 201 passed the Senate floor by a vote of 23-11 and will now head to the House. SB 201 is likely to continue to change with several Amendments.

Your Association's bills are still active. First, **SB 188**, An Act to modify the time before which rural access infrastructure grant moneys must be expended or obligated, passed

House Transportation on February 20, 2024, unanimously. It then passed the House floor by a vote of 69-0 and is now heading to the Governor's desk to be signed into law.

Next, **SB 124**, a bill that would amend law to include minimum maintenance roads to be eligible for the rural access infrastructure fund, was originally scheduled for hearing in House Transportation for February 20, 2024. However, due to the Prime Sponsor Representative Overweg being occupied in a different committee, it was postponed for a later date.

Session is slowing down. Your bills, **SB 188** and **SB 124**, are almost through the legislature. Your Association has again shown its influence by successfully lobbying against **SB 195**. I will continue to use the remainder of legislative session to zealously represent your Association and ensure that its voice and concerns are heard.

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
2/20/24 To be heard in House Transportation
- SB 188 Title: modify the time before which rural access infrastructure grant moneys must be expended or obligated**
2/07/24 Senate Transportation Do Pass, Passed, YEAS 7, NAYS 0.
2/08/24 Senate Motion to amend, Passed S.J. 287 Amendment 188B
2/08/24 Senate Do Pass Amended, Passed, YEAS 32, NAYS 0. S.J. 287
2/20/24 House Transportation Passed, YEAS 11, NAYS 0.
2/21/24 House of Representatives Do Pass Amended, Passed, YEAS 69, NAYS 0.
- 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.
02/21/24 Senate Do Pass, Failed, YEAS 23, NAYS 11. S.J. 378
02/21/24 Immediate Reconsideration (Rule 5-13.1) S.J. 378
02/21/24 Senate Motion to amend, Passed S.J. 378 Amendment 2011
02/21/24 Senate Do Pass Amended, Passed, YEAS 23, NAYS 11. S.J. 379
2/22/24 Referred to House Commerce and Energy
- 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.

99th SOUTH DAKOTA LEGISLATIVE SESSION CALENDAR

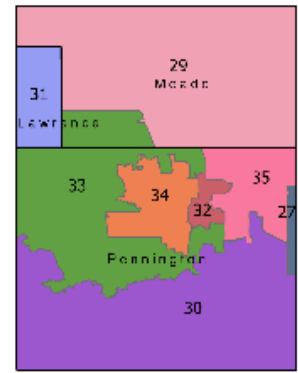
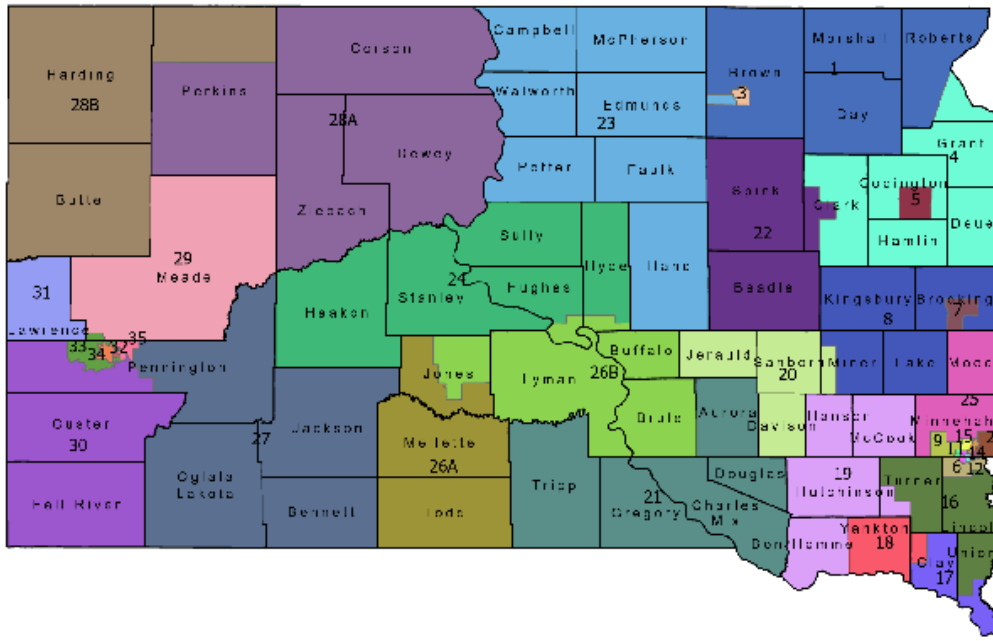
2024 ♦ 38 Legislative Days



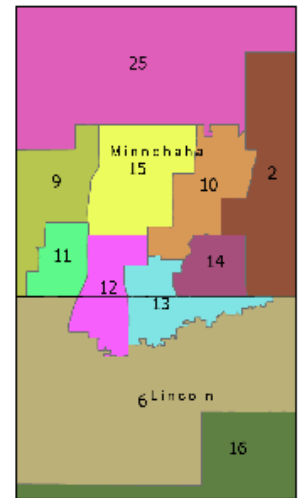
Please refer to the Joint Rules, Chapter 17 for complete information.

	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 9	24	25 Last day for unlimited bill and resolution introduction (JR 6B-3) (TWO HOURS prior to session) LD 12	26	27	LD 10
	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	6	7	8	9	10	
	11	12	13	14	15 Last day for JCA selection of general fund revenue targets (JR 7-11.1) LD 25	16	17	LD 20
	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 29	24	LD 21
	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	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	LD 22
March 2024	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	6	7	8	9	LD 23
	10	11	12	13	14	15	16	LD 24
	17	18	19	20	21	22	23	LD 25
	24	25 Reserved for consideration of gubernatorial vetoes LD 38	26	27	28	29	30	LD 26

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

Address: Legislative Research Council
 Capitol Building, 3rd Floor - 500 East Capitol Avenue
 Pierre, SD 57501-5070

Email general inquiries: LRC@sdlegislature.gov

Phone:(605) 773-3251 **Staff Fax:** (605) 773-4576

Fax a Message (to a specific legislator) (605) 773-6806