

2020 South Dakota Legislature

Senate Bill Draft 190

Requested by: **Senator** Schoenbeck

1 **An Act to establish meetings to discuss electric service in areas that could be**
2 **annexed.**

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

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

5 **49-34A-116. Electric utility meetings to discuss electric service in areas that**
6 **could be annexed.**

7 Each electric utility and each municipality that owns and operates an electric utility,
8 that have adjoining service territory shall publicly meet annually, on or before April first
9 of each year, to discuss the provision of electrical service by an electric utility outside of
10 the municipality in areas that could be annexed into the boundaries of the municipality.
11 During the meeting, each utility shall discuss the general location of existing electric
12 services and potential future electric services and infrastructure improvements to areas
13 outside of the existing boundaries of the municipality. The governing body of the
14 municipality shall provide notice pursuant to § 1-25-1.1 for the meeting and shall record
15 the meeting. Upon completion of the meeting, the governing body of the municipality shall
16 file recordings and minutes with the commission. Nothing in this section prohibits electric
17 utilities from buying, selling, or exchanging electric distribution, properties, service
18 territory rights, and other rights, property, and assets by mutual agreement, subject to
19 the approval of the commission. Nothing in this section prohibits municipal electric service
20 in compliance with §§ 49-34A-48 to 49-34A-55, inclusive.