

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

555Q0587

SENATE LOCAL GOVERNMENT ENGROSSED NO. **SB 154** - 2/11/2009

Introduced by: Senators Gant, Abdallah, Dempster, Gillespie, Gray, Hanson (Gary), Hundstad, Hunhoff (Jean), Miles, and Nesselhuf and Representatives Gosch, Blake, Boomgarden, Cronin, Curd, Feickert, Gibson, Hamiel, Kirkeby, Krebs, Lucas, Moser, Nygaard, Solum, Street, Thompson, Turbiville, Vanderlinde, and Verchio

1 FOR AN ACT ENTITLED, An Act to require new construction of certain structures and
2 buildings to comply with the building code.

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

4 Section 1. That chapter 11-10 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The design standard for any new construction commenced after July 1, 2009, within the
7 boundaries of any local unit of government that has not adopted an ordinance prescribing
8 standards for new construction pursuant to § 11-10-5 shall be based on the 2006 edition of the
9 International Building Code as published by the International Code Council, Incorporated. Each
10 local unit of government may adopt an ordinance allowing local administration and enforcement
11 of the design standard. The provisions of this Act do not apply to new construction for any one
12 or two family dwelling, townhouse, or farmstead and any accessory structure or building thereto.
13 For purposes of this Act the term, farmstead, means a farm or ranch including any structure or



1 building located on the land. The provisions of this Act do not apply to mobile or manufactured
2 homes as defined in chapter 32-7A that are constructed in compliance with the applicable
3 prevailing standards of the United States Department of Housing and Urban Development at the
4 time of construction.