

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

680V0586

HOUSE BILL NO. 1154

Introduced by: Representatives Stalzer, Anderson, Bolin, Cammack, Campbell, Conzet, Craig, Cronin, Duvall, Ecklund, Erickson, Feinstein, Gosch, Greenfield, Haggar (Don), Haggar (Jenna), Hawks, Heinemann (Leslie), Hickey, Hunhoff (Bernie), Kaiser, Kirschman, Kopp, Langer, Latterell, Lust, Magstadt, May, Mickelson, Munsterman, Nelson, Novstrup (David), Olson (Betty), Otten (Herman), Parsley, Peterson, Qualm, Rozum, Russell, Schaefer, Soli, Solum, Steele, Stevens, Tulson, Tyler, Verchio, Werner, Westra, Wick, and Wink and Senators Omdahl, Begalka, Curd, Ewing, Heineman (Phyllis), Holien, Jensen, Jones (Chuck), Kirkeby, Lederman, Maher, Monroe, Otten (Ernie), Rave, Rhoden, and White

1 FOR AN ACT ENTITLED, An Act to authorize the commissioner of school and public lands
2 to grant certain surface and subsurface easements to provide access to oil, gas, minerals, and
3 geothermal resources.

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

5 Section 1. That chapter 5-7 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 The commissioner of school and public lands may grant limited surface and subsurface
8 easements on public lands to provide access to land containing potential oil, gas, minerals, or
9 geothermal resources which are not subject to lease pursuant to chapter 5-7 or to public lands
10 held by a separate exploration, development, or production lease issued pursuant to chapter 5-7.
11 Any easement shall be granted pursuant to the provisions of § 5-2-11 with terms and conditions



1 that are customary and proper for the protection of the rights of the state and the surface lessee.