

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

832V0728

SENATE COMMERCE AND ENERGY

ENGROSSED NO. **SB 161** - 02/18/2014

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senators Maher, Rampelberg, Rhoden, and Sutton and Representatives Rozum, Feickert, and Verchio

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to notice provided by
2 mineral developers.

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

4 Section 1. That § 45-5A-5.2 be amended to read as follows:

5 45-5A-5.2. The surface owner, and surface lessee, if any, may seek actual and punitive
6 damages in the court of proper jurisdiction if the mineral developer fails to provide the notice
7 required by § 45-5A-5 or the notice required by § 45-5A-5.1.

