

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

583C0584

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB1112** - 1/29/99

Introduced by: Representatives Hanson, Broderick, Cerny, Diedtrich (Elmer), and Waltman
and Senators Moore, Brown (Arnold), Dunn (Jim), Munson (David), Reedy,
and Symens

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to tampering with public
2 water systems and to provide a penalty therefor.

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

4 Section 1. That subdivision (3) of § 49-34-18 be amended to read as follows:

5 (3) "Tampering," damaging, altering, adjusting or in any manner interfering with or
6 obstructing the action or operation of any meter provided for measuring or registering
7 the amount of utility service passing through the meter, or any valve provided by the
8 utility for preventing back flow of water into the supply lines, or any other devices
9 owned and maintained by the utility;

10 Section 2. That chapter 49-34 be amended by adding thereto a NEW SECTION to read as
11 follows:

12 It is a Class 2 misdemeanor for any person without lawful authority to connect, disconnect,
13 bypass, or tamper with a back flow preventer installed on a public water system. Nothing in this
14 section affects the right of a water service company to recover any damages caused by the
15 violation of this section.

1 **BILL HISTORY**

2 1/22/99 First read in House and referred to Local Government. H.J. 126

3 1/28/99 Scheduled for Committee hearing on this date.

4 1/28/99 Local Government Do Pass Amended, Passed, AYES 10, NAYS 0. H.J. 236