

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

426C0164

## HOUSE ENGROSSED NO. **SB71** - 2/24/99

Introduced by: Senators Kleven, Albers, Benson, Bogue, Madden, Reedy, and Staggers and  
Representatives Pummel, Broderick, Hennies, McNenny, and Napoli

1 FOR AN ACT ENTITLED, An Act to require notice to landowners before entry on private  
2 lands for certain planning commission functions.

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

4 Section 1. That § 11-6-8 be amended to read as follows:

5 11-6-8. All public officials shall, upon request, furnish to the planning commission, within  
6 a reasonable time, such available information as it may require for its work. The commission, its  
7 members, and employees, in the performance of its functions, may, after thirty days written  
8 notice by certified mail to the landowner, enter upon any land, make examinations and surveys,  
9 and place and maintain necessary monuments and marks thereon. In general, the commission  
10 ~~shall have all such powers as may be~~ has all powers necessary to enable it to fulfill and perform  
11 its functions, promote municipal planning, or carry out all the purposes of this chapter.

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

14 All public officials shall, upon request, furnish to the county planning commission, within a  
15 reasonable time, such available information as it may require for its work. The commission, its  
16 members and employees, in the performance of its functions, may, after thirty days written notice

1 by certified mail to the landowner, enter upon any land, make examinations and surveys, and  
2 place and maintain necessary monuments and marks thereon. In general, the commission has all  
3 such powers necessary to enable it to fulfill and perform its functions, promote county planning  
4 and zoning, or carry out all the purposes of this chapter.

1 **BILL HISTORY**

2 1/19/99 First read in Senate and referred to Agriculture and Natural Resources. S.J. 117

3 1/26/99 Scheduled for Committee hearing on this date.

4 1/26/99 Agriculture and Natural Resources Do Pass, Passed, AYES 9, NAYS 0. S.J. 189

5 1/26/99 Agriculture and Natural Resources Place on Consent Calendar.

6 1/27/99 Senate Do Pass, Passed, AYES 35, NAYS 0. S.J. 219

7 1/28/99 First read in House and referred to Local Government. H.J. 256

8 2/16/99 Scheduled for Committee hearing on this date.

9 2/16/99 Local Government Do Pass, Passed, AYES 11, NAYS 2. H.J. 532

10 2/17/99 House of Representatives Deferred to another day. H.J. 589

11 2/18/99 House of Representatives Deferred to another day. H.J. 627

12 2/19/99 House of Representatives Deferred to another day. H.J. 653

13 2/22/99 House of Representatives Deferred to another day. H.J. 692

14 2/23/99 Motion to Amend, Passed. H.J. 722

15 2/23/99 House of Representatives Do Pass Amended, Passed, AYES 50, NAYS 19. H.J. 722