

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

175D0060

SENATE BILL NO. 12

Introduced by: The Committee on State Affairs at the request of the Commissioner of School and Public Lands

1 FOR AN ACT ENTITLED, An Act to provide for a conservation easement for certain state
2 lands.

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

4 Section 1. If the federal government conveys the fee title of any land to the State of South
5 Dakota, the state may reconvey the fee title to another party if the land is no longer used or
6 needed by the state. However, the state shall hold a perpetual conservation easement to protect
7 the public interest in preserving the historical, architectural, archaeological, paleontological, and
8 cultural aspects on the land when the fee title is conveyed to another party. The conveyance
9 documents shall specify the conversation easement and the conservation easement shall be made
10 in accordance with §§ 1-19B-56 to 1-19B-60, inclusive.

11 Section 2. The State of South Dakota, when exchanging land pursuant to § 5-3-7 or selling
12 land pursuant to chapter 5-9, may hold a perpetual conservation easement preserving the
13 historical, architectural, archaeological, paleontological, and cultural aspects on such land to
14 protect the public interest. The conveyance documents shall specify the conversation easement,
15 if any, and the conservation easement shall be made in accordance with §§ 1-19B-56 to 1-19B-
16 60, inclusive.