

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

400H0226

## HOUSE BILL NO. 1045

Introduced by: The Committee on Agriculture and Natural Resources at the request of the  
Department of Agriculture

1 FOR AN ACT ENTITLED, An Act to revise certain voucher approval authority for the state  
2 fire suppression special revenue fund.

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

4 Section 1. That § 41-20-6 be amended to read as follows:

5 41-20-6. Costs payable from the state fire suppression special revenue fund shall be paid by  
6 warrant of the state auditor on vouchers approved by the ~~state forester~~ secretary of agriculture.

7 Section 2. That § 41-20-8 be amended to read as follows:

8 41-20-8. The state forester, with the sanction of the Department of Agriculture, may, upon  
9 request, assist and cooperate with any agency of the United States government, all state, county,  
10 and municipal agencies, and with any corporation, association, partnership, or individual owning  
11 or controlling any forestland, woodland, shelterbelt, or rangeland in the management and  
12 protection of such forestland, woodland, shelterbelt, or rangeland, including:

- 13 (1) Preparation of plans for management, protection, replacement;
- 14 (2) Management, surveying, harvesting, marketing, and processing of forest products;
- 15 (3) Creation and administration of fire protection districts;



- 1       (4)    Disposal of slash, debris from logging operations, and other fire and insect hazards;
- 2       (5)    Assistance to the state wildland fire coordinator in the prevention and suppression of
- 3                fires;
- 4       (6)    Prevention and suppression of other nuisances.

5        In providing timber sale assistance pursuant to subdivisions (1) and (2) of this section, on  
6 private lands, the state forester shall determine that such assistance is not reasonably available  
7 through a consulting forester. If the assistance is determined to be unavailable from a consulting  
8 forester, the state forester may provide the assistance after courtesy notification to private  
9 industrial foresters. However, the assistance provided shall be limited to thirty man days over a  
10 period of six years per individual owner.

11       After providing assistance in the suppression of fires pursuant to subdivision (5) of this  
12 section, the state wildland fire coordinator may collect fire suppression and extinguishment costs  
13 pursuant to § 41-20-5 if the costs were initially incurred by the coordinator or if the ~~coordinator~~  
14 secretary of agriculture has repaid any of the governmental agencies or persons described by this  
15 section for goods or services used in fire suppression efforts directed by the coordinator.