

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

400I0207

HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE ENGROSSED NO. **SB 23** - 02/13/2003

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 grant counties greater authority to prohibit the use of
2 fireworks during periods of extreme fire danger.

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

4 Section 1. That § 34-37-19 be amended to read as follows:

5 34-37-19. Any county may, by resolution, regulate or prohibit the use of fireworks, other
6 than fountains, ground spinners, toy novelties, sparklers, and smoke items, outside the
7 boundaries of any municipality in those areas where the fire danger, as determined by use of the
8 rangeland fire index as established by rule promulgated pursuant to chapter 1-26, by the secretary
9 of agriculture ~~or his designee~~, has reached the extreme category in that county ~~for two~~
10 ~~consecutive days~~ during the period from June twentieth ~~through June twenty-seventh~~ to July
11 fifth, inclusive. During such period, the county's action is suspended if the rangeland fire index
12 falls below the very high category and shall again become effective if the rangeland fire index
13 reaches the extreme category.

