



## 2021 South Dakota Legislature

# House Bill 1120

Introduced by: **Representative Hansen**

1 **An Act to establish a website for the posting of notices for certain local**  
 2 **governments.**

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

4 **Section 1.** That a NEW SECTION be added:

5 **17-5-1. Definitions.**

6 Terms used in this Act mean:

- 7 (1) "Meeting information," a local government's agendas, final minutes as approved  
 8 by the local government's governing body, and, if available, links to any audio or  
 9 video live stream or archive;  
 10 (2) "Local government," all municipalities, counties, and school districts.

11 **Section 2.** That a NEW SECTION be added:

12 **17-5-2. Website--Public information.**

13 The Bureau of Administration shall create and maintain a publicly searchable  
 14 internet website for the uniform posting and access of the meeting information of local  
 15 governments.

16 **Section 3.** That a NEW SECTION be added:

17 **17-5-3. Posting--Requirements.**

18 Local governments shall provide and post all meeting information on the website  
 19 created under § 17-5-2. Local governments shall continue to post meeting information as  
 20 required by chapter 1-25.

21 **Section 4.** That a NEW SECTION be added:

1           **17-5-4. Posting--Deadlines.**

2           If any deadline to post the meeting information via any medium exists in any other  
3 law, that deadline applies to the posting of meeting information on the website created  
4 under § 17-5-2. In all cases, the postings required under any other law are the official  
5 postings for all legal purposes.

6           **Section 5.** That a NEW SECTION be added:

7           **17-5-5. Subscriptions--Electronic notice.**

8           The website shall provide an option to subscribe to receive email notices when a  
9 local government posts meeting information to the website created under § 17-5-2. The  
10 website shall contain a link to the official website of the local government entity, if one  
11 exists, with a notice that the official local website should be consulted for any changes  
12 after the initial posting.

13          **Section 6.** That a NEW SECTION be added:

14          **17-5-6. Public data--Archive.**

15          All past and archived public information required to be posted by a local  
16 government under this Act shall be available for the public to search and view on the  
17 website.

18          **Section 7.** That a NEW SECTION be added:

19          **17-5-7. Notice and information--Compliance.**

20          The Bureau of Administration shall provide for notice of the provisions and  
21 requirements of this Act to each local government that is subject to this Act.

22          **Section 8.** That a NEW SECTION be added:

23          **17-5-8. Promulgation--Rules.**

24          The Bureau of Administration may promulgate rules, pursuant to chapter 1-26, to:

- 25          (1) Create and maintain a website under § 17-5-2;  
26          (2) Create a list of meeting information that is required to post under § 17-5-3;  
27          (3) Establish requirements regarding the archiving of public data under § 17-5-6; and  
28          (4) Establish any training or materials necessary to implement § 17-5-7.

29          **Section 9. This Act is effective on July 1, 2022.**