



2022 South Dakota Legislature

House Bill 1055

Introduced by: **Representative Ernie Otten**

1 **An Act to require informational transparency regarding the issuance of executive**
 2 **orders.**

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

4 **Section 1. That chapter 2-9 be amended with a NEW SECTION:**

5 Within fourteen days after the date on which the Governor issues, amends, or
 6 rescinds an executive order, the Executive Board of the Legislative Research Council may
 7 hold a hearing to review the order. The Governor or the head of the state agency charged
 8 with implementing the order, together with appropriate senior staff, shall appear at the
 9 hearing and shall provide to the executive board information regarding:

- 10 (1) The nature and scope of the order;
 11 (2) The circumstances requiring the order; and
 12 (3) Any obligations, restrictions, or attendant costs imposed on public sector or private
 13 sector entities, or on residents of this state, as a result of the order.

14 A hearing conducted by the executive board under this section is open to the public
 15 and must also be accessible to the public electronically.

16 The executive board shall provide an opportunity for members of the public to
 17 provide testimony at the hearing and to submit written comments for inclusion in the
 18 record.

19 This section does not apply to any executive order issued in accordance with S.D.
 20 Const. Art. IV, § 8.