



2022 South Dakota Legislature

Senate Bill 179

Introduced by: **Senator Novstrup**

1 **An Act to modify certain provisions regarding municipal campgrounds.**

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

3 **Section 1. That § 9-38-1 be AMENDED:**

4 **9-38-1.** Each municipality may establish, improve, maintain, and regulate public
 5 parks, public squares, parkways, boulevards, swimming pools, camping, and other related
 6 facilities within or without the municipality, and to issue its bonds therefor, as provided
 7 by this title. A municipality may establish camping or tourist accommodation facilities if
 8 there is no existing private campground, inspected and approved by the Department of
 9 Health, located within fifteen miles of the municipality. However, a municipality may
 10 construct or expand camping or tourist accommodation facilities if there is an existing
 11 private campground within fifteen miles of the municipality if the owner of the existing
 12 campground approves the construction or expansion in writing. Camping and tourist
 13 accommodation facilities established before July 1, 1970, are deemed to have been
 14 established under the then existing authority to establish public parks, and municipalities
 15 may continue to maintain and regulate the facilities. The requirements of this section for
 16 the construction or expansion of a facility near an existing private campground do not
 17 apply to ~~a~~:

18 (1) A municipality that leases camping and tourist accommodation facilities from the
 19 state which were in existence prior to January 1, 2017; ~~or~~

20 (2) A municipal campground in continuous existence since 1980.