



2024 South Dakota Legislature
Senate Bill 108
ENROLLED

AN ACT

ENTITLED An Act to revise a provision related to retrocession of jurisdiction over federal enclaves.

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

Section 1. That § 1-1-1.1 be AMENDED:

1-1-1.1. By appropriate executive order, the Governor may accept on behalf of the state retrocession of full or partial jurisdiction, juvenile, criminal, or civil, over any roads, highways, or other lands in federal enclaves, excluding Indian reservations and federal enclaves outside the boundaries of an Indian reservation established for Indian use, within the state where retrocession is offered by appropriate federal authority. Documents concerning the retrocession must be filed in the Office of the Secretary of State and in the office of the register of deeds of the county wherein the lands are located. The documents must:

- (1) State the subject matter for the jurisdiction offer;
- (2) Provide a metes-and-bounds description of the boundary of the jurisdiction offer;
and
- (3) Indicate whether the request includes future expansions of land acquired for military purposes.

Upon the establishment of concurrent jurisdiction, any state or local agency may enter into a reciprocal agreement or memorandum of understanding with any agency of the United States for coordination and designation of responsibilities related to the transfer of jurisdiction.

An Act to revise a provision related to retrocession of jurisdiction over federal enclaves.

I certify that the attached Act originated in the:
Senate as Bill No. 108

Received at this Executive Office this ____ day of _____, 2024 at _____ M.

Secretary of the Senate

By _____ for the Governor

President of the Senate

The attached Act is hereby approved this _____ day of _____, A.D., 2024

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2024 at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 108
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State