



2025 South Dakota Legislature

Senate Bill 40

Introduced by: The Chair of the Committee on Transportation at the request of the Department of Transportation

1 **An Act to revise Department of Transportation regulatory authority regarding**
 2 **aeronautics.**

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

4 **Section 1. That § 1-44-11 be AMENDED:**

5 **1-44-11.** The Department of Transportation shall, under the direction and control
 6 of the secretary of transportation, perform all the functions of the Aeronautics Commission
 7 except:

- 8 (1) Advisory functions ~~as defined in § 1-32-1~~, with respect to programs associated
 9 with the commission;
- 10 (2) Special budgetary functions ~~as defined in § 1-32-1~~, provided for by ~~§§ 50-4-12~~
 11 ~~to 50-4-17, inclusive, §§ 50-2-12, 50-7-10, and 50-7-15 to 50-7-19, inclusive, and~~
 12 chapter 50-4; and
- 13 (3) Quasi-legislative and quasi-judicial functions ~~as defined in § 1-32-1~~, provided
 14 for by chapters 50-2, 50-5, 50-9, 50-10, 50-11, and 50-12, ~~and 50-13.~~

15 **Section 2. That a NEW SECTION be added to chapter 50-5:**

16 The Aeronautics Commission shall promulgate rules, in accordance with chapter 1-
 17 26, establishing requirements for the issuance and maintenance of certificates of approval
 18 for airports, as prescribed in this chapter.