



2025 South Dakota Legislature

House Bill 1049

Introduced by: **Representative** Stevens at the request of the Code Commission

1 **An Act to update the official code of laws.**

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

3 **Section 1. That § 2-16-13 be AMENDED:**

4 **2-16-13.** The official code of laws of the State of South Dakota, which may be
 5 referred to as the code, consists of all the statutes of a general and permanent nature
 6 contained in:

- 7 (1) The 2018 revision of volume 1;
- 8 (2) The 2021 revision of volume 2;
- 9 (3) The 2021 revision of volume 2A;
- 10 (4) The 2021 revision of volume 3;
- 11 (5) The 2004 revision of volume 4;
- 12 (6) The 2004 revision of volume 5;
- 13 (7) The 2020 revision of volume 6;
- 14 (8) The 2020 revision of volume 7;
- 15 (9) The 2018 revision of volume 8;
- 16 (10) The 2018 revision of volume 9;
- 17 (11) The 2014 revision of volume 10;
- 18 (12) The 2014 revision of volume 10A;
- 19 (13) The 2014 revision of volume 11;
- 20 (14) The 2016 revision of volume 12;
- 21 (15) The 2004 revision of volume 13;
- 22 (16) The 2017 revision of volume 14;
- 23 (17) The 2016 revision of volume 15;
- 24 (18) The ~~2013~~ 2024 revision of volume 16;
- 25 (19) The 2016 revision of volume 17;
- 26 (20) The ~~2004~~ 2024 revision of volume 18;

- 1 (21) The 2011 revision of volume 19;
- 2 (22) The 2011 revision of volume 19A;
- 3 (23) The 2011 revision of volume 20;
- 4 (24) The 2013 revision of volume 21;
- 5 (25) The 2015 revision of volume 22;
- 6 (26) The 2015 revision of volume 22A;
- 7 (27) The 2022 revision of volume 23;
- 8 (28) The 2022 revision of volume 24;
- 9 (29) The 2004 revision of volume 25;
- 10 (30) The 2022 revision of volume 26;
- 11 (31) The 2007 revision of volume 27;
- 12 (32) The 2004 revision of volume 28;
- 13 (33) The 2017 revision of volume 29;
- 14 (34) The 2012 revision of volume 30;
- 15 (35) The 2012 revision of volume 31;
- 16 (36) The 2019 revision of volume 32;
- 17 (37) The 2019 revision of volume 33;
- 18 (38) The 2015 revision of volume 34;
- 19 (39) The 2004 revision of the Parallel Tables volume;
- 20 (40) The December-~~2023~~ 2024 Interim Update Service of the South Dakota Codified
- 21 Laws beginning with Title 1, chapter 1-1 and ending with Title 62, chapter 62-9;
- 22 and
- 23 (41) The-~~2023~~ 2024 cumulative annual pocket parts.

24 **Section 2. That § 2-16-15 be AMENDED:**

25 **2-16-15.** No provision of the code enacted by § 2-16-13, as to which any action
 26 or proceeding, civil or criminal, has been commenced prior to July 1, ~~2024~~ 2025, to
 27 determine whether or not ~~such~~ the provision was constitutionally enacted, is validated by
 28 the enactment of ~~this~~ the code.

29 The enactment of the code:

- 30 (1) Does not affect the validity of any transaction;
- 31 (2) Does not impair the curative or legalizing effect of any statute; and
- 32 (3) Does not release or extinguish any penalty, confiscation, forfeiture, or liability;
- 33 which accrued, occurred, or took effect prior to the time the code took effect.

1 **Section 3. That § 2-16-16 be AMENDED:**

2 **2-16-16.** All statutes, ~~other than this code,~~ enacted at the ~~2024~~ 2025 session of
3 the Legislature ~~shall be, other than the code enacted by § 2-16-13,~~ are deemed to have
4 been enacted ~~subsequently~~ subsequent to the enactment of ~~this the~~ code. If any statute
5 repeals, amends, contravenes, or is inconsistent with the provisions of ~~this the~~ code, the
6 provisions of the statute ~~shall~~ prevail. Any enactment in the ~~2024~~ 2025 session of the
7 Legislature that cites South Dakota Codified Laws for the purpose of amendment or repeal
8 ~~shall~~ must be construed as having reference to the code enacted by § 2-16-13.