



2026 South Dakota Legislature

Senate Bill 3

Introduced by: **Senator Rohl**

1 **An Act to limit the types of residential improvements for which counties,**
 2 **municipalities, and townships may require a permit.**

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

4 **Section 1. That a NEW SECTION be added to chapter 11-10:**

5 Notwithstanding any authority granted to a county, municipality, or township to
 6 prescribe building codes or standards or to issue building permits, a county, municipality,
 7 or township may not require a building permit for:

8 (1) The repair or substantially similar replacement of any of the following existing
 9 exterior parts of an owner-occupied residential structure:

10 (a) Door;

11 (b) Downspout;

12 (c) Fencing panel or post;

13 (d) Gutter;

14 (e) Roof flashing, shingles, shakes, or tiles;

15 (f) Siding; and

16 (g) Window; or

17 (2) Any interior alteration, improvement, or renovation of an owner-occupied
 18 residential structure, which does not affect the structure's:

19 (a) Air conditioning, electric, heating, plumbing, or ventilation system in a
 20 manner requiring any load-bearing modification;

21 (b) Foundation;

22 (c) Load-bearing walls;

23 (d) Roof frame; or

24 (e) Support beams.