



## 2026 South Dakota Legislature

# House Bill 1091

Introduced by: **Representative Fitzgerald**

1 **An Act to require that corrected information be posted at least twenty-four hours**  
 2 **prior to a meeting of a political subdivision.**

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

4 **Section 1. That § 1-25-1.1 be AMENDED:**

5 **1-25-1.1.** Each political subdivision shall provide public notice, ~~with proposed~~  
 6 ~~agenda, that is visible, readable, and accessible of a scheduled meeting by posting,~~ for at  
 7 least an entire, continuous twenty-four hours immediately preceding any official meeting,  
 8 ~~by posting a copy of the notice, visible to the public, a visible, readable, and accessible~~  
 9 ~~copy of the proposed agenda, and any financial report to be voted upon,~~ at the principal  
 10 office of the political subdivision holding the meeting ~~and on the political subdivision's~~  
 11 ~~website, if a website exists.~~ The proposed agenda ~~shall~~ must include the date, time, and  
 12 location of the meeting. ~~The notice shall also be posted on the political subdivision's~~  
 13 ~~website upon dissemination of the notice, if a website exists.~~

14 If the posted proposed agenda, any attachment to the proposed agenda, or any  
 15 financial report to be voted upon contains a material error, an updated document  
 16 containing corrected information must be posted at the principal office and on any existing  
 17 website of the political subdivision at least twenty-four hours prior to the start of the  
 18 meeting.

19 For any special or rescheduled meeting, the information in the notice ~~shall~~ must be  
 20 delivered in person, or by mail, by email, or by telephone, to members of the local news  
 21 media who have requested notice. ~~For any special or rescheduled meeting If~~  
 22 ~~circumstances permit for a special or rescheduled meeting, each political subdivision shall~~  
 23 ~~must~~ also comply with the public notice provisions of this section for a regular meeting ~~to~~  
 24 ~~the extent that circumstances permit.~~

25 A violation of this section is a Class 2 misdemeanor.

1           For purposes of this section, "material error" means an error that is reasonably  
2           likely to mislead the public as to the date, time, location, subject matter, or intended  
3           action of the meeting or the content of any attachment or financial report to be voted  
4           upon.