

2026 South Dakota Legislature

Senate Bill 91**AMENDMENT 91A
FOR THE INTRODUCED BILL**

1 **An Act to clarify the procedure for petitioning a board of county commissioners for**
2 **a change to the comprehensive plan or zoning ordinances.**

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

4 **Section 1. That § 11-2-28.2 be AMENDED:**

5 **11-2-28.2.** Following receipt of any ~~A~~ petition as provided in pursuant to § 11-2-
6 28 or 11-2-28.1, the board must be filed with the office of the county auditor, who. The
7 county auditor shall present the petition to the ~~board commission~~ at its next regular or
8 special meeting and provide a copy to the board, or a person designated by the board.
9 Within forty-five days of the presentation, the commission shall hold a public hearing on
10 the petition, subject to the requirements of ~~§ 11-2-19~~, and take action upon the petitioned
11 request. ~~Within forty-five days of receipt by the board of any such petition, the county~~
12 ~~planning commission shall consider the requested action and § 11-2-29, and~~ make a
13 recommendation ~~thereon on the petitioned request~~ to the board.

14 Upon receipt of the commission's recommendation, the board must hold a public
15 hearing, subject to the requirements of § 11-2-19, and take action upon the petitioned
16 request, pursuant to § 11-2-30.