

## 2026 South Dakota Legislature

**Senate Bill 92****AMENDMENT 92A  
FOR THE INTRODUCED BILL**

1   **An Act to clarify the rights to appeal and refer certain decisions of boards of county  
2       commissioners.**

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

4   **Section 1. That § 11-2-30 be AMENDED:**

5           **11-2-30.** After the a hearing, the board shall by resolution or ordinance, as  
6       appropriate, either adopt or reject the on an amendment, supplement, change,  
7       modification, or repeal, with or without changes or supplement requested by the board  
8       pursuant to § 11-2-28 or in a petition pursuant to § 11-2-28 or 11-2-28.1, the board shall,  
9       by resolution or ordinance, as appropriate, either adopt or reject the requested action,  
10      with or without changes.

11           Consideration of any changes to the proposed amendment, supplement, change,  
12       modification, or repeal requested action may only be done occur if the time and place of  
13       the hearing is published in a legal newspaper of the county, at least ten days in advance  
14       in a legal newspaper of the county. If adopted, the board shall of the hearing.

15           If the board adopts the requested action:

16           (1) The, the board must publish a notice of the fact of adoption decision once in a  
17       legal newspaper of the county and take:

18           (2) The decision takes effect on the twentieth day after publication, unless  
19       referendum is invoked; and

20           (3) pursuant to § 11-2-21.

21           The provisions of § 11-2-22 are applicable to this section the decision.

22           If the board rejects the requested action, the provisions of §§ 7-8-27 to 7-8-32,  
23       inclusive, are applicable to the rejection decision.