

2026 South Dakota Legislature

Senate Bill 91**AMENDMENT 91B
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 forward the petition to the board commission, or a person
8 designated by the commission, for consideration at its next regular or special meeting and
9 provide a copy to the board, or a person designated by the board. Within forty-five days
10 of the presentation, the commission shall hold a public hearing on the petition, subject to
11 the requirements of ~~§ 11-2-19~~, and take action upon the petitioned request. Within
12 forty-five days of receipt by the board of any such petition, the county planning
13 commission shall consider the requested action and § 11-2-29, and make a
14 recommendation ~~thereon~~ on the petitioned request to the board.

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