



2026 South Dakota Legislature

Senate Bill 3

SENATE LOCAL GOVERNMENT ENGROSSED

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, if the dimensions remain the same;

11 (b) Downspout;

12 (c) Fencing panel or post;

13 (d) Gutter;

14 (e) Roof coverings and related weatherproofing components;

15 (f) Siding, if nonstructural; and

16 (g) Window, if the dimensions remain the same.

17 Nothing in this section relieves a homeowner from compliance with any other
 18 applicable building code or ordinance.

19 A county, municipality, or township may require building permits for repairs
 20 pursuant to this section or substantially similar replacements for exterior parts of any
 21 designated historical property as authorized under chapter 1-19B.