



2026 South Dakota Legislature

House Bill 1232

HOUSE STATE AFFAIRS ENGROSSED

Introduced by: **Representative** Pourier

1 **An Act to establish principles for a state agency to consider when formulating or**
 2 **implementing a program that has the potential of affecting tribal members**
 3 **on a reservation.**

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

5 **Section 1. That § 1-54-5 be AMENDED:**

6 **1-54-5.** It is the policy of the state to consult with a tribal government regarding
 7 the conduct of state government programs ~~which~~ that have the potential of affecting tribal
 8 members on ~~the~~ a reservation. In developing or administering any program that has the
 9 potential of affecting tribal members on a reservation, the state recognizes the following
 10 guiding principles:

- 11 (1) Commitment to cooperation and collaboration between the agency and each Indian
 12 tribe;
- 13 (2) Understanding of and respect for the Indian tribes as sovereign nations and the
 14 government-to-government relationship between the state and each tribe;
- 15 (3) Regular and early communication with tribal officials;
- 16 (4) Accountability when addressing issues raised by tribal officials regarding the
 17 program; and
- 18 (5) Preservation of the tribal-state relationship.

19 This section may not be construed to confer any substantive rights on any party in
 20 any litigation or otherwise.