

2026 South Dakota Legislature

Senate Bill 3**AMENDMENT 3C
FOR THE SENATE LOCAL GOVERNMENT ENGROSSED BILL**

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)~~(f) 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.