



## 2026 South Dakota Legislature

# Senate Bill 3

HOUSE 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 the repair or substantially similar  
 8 replacement of any of the following existing exterior parts of an owner-occupied residential  
 9 structure:

- 10 (1) Door, if the dimensions remain the same;  
 11 (2) Downspout;  
 12 (3) Fencing panel or post;  
 13 (4) Gutter;  
 14 (5) Siding, if nonstructural; and  
 15 (6) Window, if the dimensions remain the same.

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

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