



2026 South Dakota Legislature

Senate Bill 3

CONFERENCE COMMITTEE 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 a detached single-family
 9 owner-occupied residential structure:

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

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

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