



## 2020 South Dakota Legislature

# House Bill 1002

Introduced by: **Representatives** Haugaard, Gosch, Gross, Chris Johnson, Mills, Sue Peterson, Qualm, and Jamie Smith and **Senators** Brock Greenfield, Bolin, Ewing, Heinert, Langer, Stalzer, and White at the request of the Executive Board

1 **An Act to revise certain provisions regarding documents of the Legislature.**

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

3 **Section 1.** That § 2-7-5 be AMENDED:

4 **2-7-5. Prefiled bills--Numbering, printing and disposition--Introduction.**

5 The director of the Legislative Research Council shall, ~~within the confines of such~~  
 6 in accordance with rules adopted by the Legislature, receive ~~such~~ the prefiled bills and  
 7 resolutions, place them in proper form, and assign them numbers for introduction in the  
 8 proper house, ~~and deliver copies to the printing contractor for pre-session printing.~~ The  
 9 director shall electronically deliver ~~the original and one copy~~ of each bill and resolution to  
 10 the secretary of the Senate or the chief clerk of the House of Representatives, as the case  
 11 may be, on the day when the session convenes. However, the director may not deliver  
 12 any prefiled bill or resolution until every sponsor of ~~such~~ the bill or resolution has been  
 13 duly sworn into office.

14 Upon prefiling, ~~such~~ the bills and resolutions become the property of the Legislature  
 15 and may not thereafter be withdrawn. Prefiled bills and resolutions shall be considered as  
 16 introduced on the ~~day of their delivery to each house~~ first legislative day.

17 **Section 2.** That § 2-7-6 be REPEALED.

18 **2-7-6. Contract covering printing of prefiled bills and resolutions.**

19 **Section 3.** That § 2-7-8 be REPEALED.

20 **2-7-8. Time of delivery of daily legislative journals--Penalty for delay--**  
 21 **Waiver.**

22 **Section 4.** That § 2-7-11 be REPEALED.

1           **2-7-11. Time of delivery of permanent journals--Distribution and price.**

2   **Section 5.** That § 2-7-14 be REPEALED.

3           **2-7-14. Time allowed for printing of bills and resolutions.**

4   **Section 6.** That § 2-7-15.1 be REPEALED.

5           **2-7-15.1. Fees for copies of bills and journals--Mailing fees--Disposition.**

6   **Section 7.** That § 2-9-33 be AMENDED:

7           **2-9-33. Prison or jail population--Cost estimate--Requirements.**

8           A prison or jail population cost estimate shall be electronically attached to any bill  
9           or amendment, except misdemeanor penalties, that may impact the state prison or county  
10          jail population. A prison or jail population cost estimate shall be prepared for a bill or  
11          amendment with a Class 1 misdemeanor penalty only upon a request authorized by the  
12          rules of the Legislature. The requirement for a cost estimate includes each bill or  
13          amendment that meets the penalty requirements of this section and that increases the  
14          period of imprisonment authorized for an existing crime, that adds a new crime for which  
15          imprisonment is authorized, that imposes a minimum or mandatory minimum term of  
16          imprisonment, or that modifies any law governing release of a prisoner from imprisonment  
17          or supervision.

18          The sponsor of the legislation or amendment shall ~~request and~~ allow sufficient time to  
19          prepare a cost estimate from the Legislative Research Council. The cost estimate shall be  
20          completed for a bill or amendment before the bill or amendment is considered by any  
21          standing committee of the Legislature.

22   **Section 8.** That § 2-7-4 be AMENDED:

23           **2-7-4. Prefiled bills--Persons authorized--Rules.**

24          Any person who has been duly elected or appointed to serve during a regular  
25          session of the Legislature may file bills and resolutions with the ~~State~~-Legislative Research  
26          Council at any time within thirty days prior to the convening of such regular session.  
27          Notwithstanding the provisions of § 2-7-6.1, any interim committee of the Legislative  
28          Research Council may file bills and resolutions under the provisions of this section. The  
29          Executive Board of the ~~State~~-Legislative Research Council shall prescribe rules for the

- 1 handling and placing in proper form of such bills and resolutions, subject to the provisions
- 2 of §§ ~~2-7-4 to 2-7-6, inclusive~~ and 2-7-5.