

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

555Q0587

## HOUSE STATE AFFAIRS ENGROSSED NO. **SB 154** - 2/25/2009

Introduced by: Senators Gant, Abdallah, Dempster, Gillespie, Gray, Hanson (Gary), Hundstad, Hunhoff (Jean), Miles, and Nesselhuf and Representatives Gosch, Blake, Boomgarden, Cronin, Curd, Feickert, Gibson, Hamiel, Kirkeby, Krebs, Lucas, Moser, Nygaard, Solum, Street, Thompson, Turbiville, Vanderlinde, and Verchio

1 FOR AN ACT ENTITLED, An Act to require new construction of certain structures and  
2 buildings to comply with the building code.

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

4 Section 1. That chapter 11-10 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 The design standard for any new construction commenced after July 1, 2009, within the  
7 boundaries of any local unit of government that has not adopted an ordinance prescribing  
8 standards for new construction pursuant to § 11-10-5 shall be based on the 2006 edition of the  
9 International Building Code as published by the International Code Council, Incorporated. Each  
10 local unit of government may adopt an ordinance allowing local administration and enforcement  
11 of the design standard. The provisions of this Act do not apply to new construction for any one  
12 or two family dwelling, mobile or manufactured home, townhouse, or farmstead and any  
13 accessory structure or building thereto. For purposes of this Act the term, farmstead, means a



1 farm or ranch including any structure or building located on the land. The provisions of this Act  
2 do not apply to any mobile or manufactured home as defined in chapter 32-7A which is used  
3 for purposes other than residential that is constructed in compliance with the applicable  
4 prevailing standards of the United States Department of Housing and Urban Development at the  
5 time of construction if the structure complies with applicable accessibility standards for the  
6 occupancy intended.