

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

813E0429

HOUSE BILL NO. 1234

Introduced by: Representatives Kloucek, Burg, Hanson (Gary), Lange, Valandra, and Van Norman and Senator Moore

1 FOR AN ACT ENTITLED, An Act to remove certain restrictions on the use of agricultural
2 land.

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

4 Section 1. That Section 1 of Senate Bill 1 as enacted by the Special Session of the Seventy-
5 fifth South Dakota Legislature be amended to read as follows:

6 Section 1. That chapter 43-2A be amended by adding thereto a NEW SECTION to
7 read as follows:

8 The restrictions of this chapter do not apply to agricultural land owned by a
9 corporation for immediate or potential use in nonfarming purposes. A corporation may
10 hold such agricultural land in such acreage as may be necessary to its nonfarm business
11 operations. ~~However, pending the development of agricultural land for nonfarm~~
12 ~~purposes, such land may not be used for farming except under lease to a family farm unit,~~
13 ~~a family farm corporation, or an authorized farm corporation.~~

14 All real property owned or held by the State of South Dakota by and through the South
15 Dakota State Cement Plant Commission as of December 28, 2000, is owned or held by it

1 and its successors in title for immediate or potential use for nonfarming purposes and the real
2 property is necessary for nonfarming business operations.