



2025 South Dakota Legislature

Senate Bill 176

ENROLLED

AN ACT

ENTITLED An Act to clarify the discovery procedures and powers and to modify the administration of the Government Operations and Audit Committee.

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

Section 1. That § 2-6-2 be AMENDED:

2-6-2. There shall be appointed at each regular session of the Legislature a Government Operations and Audit Committee of ten, consisting of five members of the Senate appointed by the president pro tempore of the Senate, one of whom shall be a member of the Judiciary Committee, and five members of the House of Representatives appointed by the speaker of the house, one of whom shall be a member of the Judiciary Committee, for the purpose of inquiry and review of any phase of the operations and the fiscal affairs of any department, institution, board, or agency of the state, to review any findings of abuse or neglect in a juvenile corrections facility, to make a continuing study of the operation of the state's correctional system, and to make a detailed report to the Senate and House of Representatives and submit a copy of its report to the appropriation committee of each house of the Legislature at the next succeeding session of the Legislature or any special session of the Legislature upon request of the body.

The Legislative Research Council shall provide assistance, including clerical help, to the committee upon request.

Section 2. That § 2-6-4 be AMENDED:

2-6-4. The Government Operations and Audit Committee may examine all records and vouchers, summon witnesses by request or by issuing a subpoena, and thoroughly examine all expenditures and the general management of each department of state government.

The committee may issue a subpoena for an individual, a document, or both. The committee may take the deposition of any witness and issue written interrogatories and

requests for production of documents or things to any person in the same manner as discovery is conducted in a civil action. The committee may use the procedure provided in chapter 21-34 to enforce its subpoena or discovery procedure when the subject of the subpoena or discovery procedure refuses to comply with the command to appear and testify before the committee or comply with the discovery procedure. The committee may authorize one or more members of the committee, or any other individual, to:

- (1) Conduct an investigation on behalf of the committee;
- (2) Use the discovery procedures the committee is authorized to use; and
- (3) Use the procedure provided in chapter 21-34 to enforce the discovery procedures of the committee.

Any individual authorized by the committee to conduct an investigation must comply with all applicable state and federal laws regarding confidentiality and any additional restrictions imposed by the committee.

The committee may authorize the director of the Legislative Research Council to expend moneys from the legislative priority fund for the purpose of carrying out the duties of this section.

An Act to clarify the discovery procedures and powers and to modify the administration of the Government Operations and Audit Committee.

I certify that the attached Act originated in the:

Senate as Bill No. 176

Received at this Executive Office
this ____ day of _____,

2025 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby
approved this ____ day of
_____, A.D., 2025

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2025
at _____ o'clock ____ M.

Chief Clerk

Secretary of State

Senate Bill No. 176
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State