

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

636H0462

## SENATE BILL NO. 88

Introduced by: Senators Staggers and Madden and Representatives McCaulley, Holbeck, Klautt, McCoy, and Van Gerpen

1 FOR AN ACT ENTITLED, An Act to require municipalities to be responsible for sidewalks  
2 located on property owned by the municipality.

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

4 Section 1. That chapter 9-46 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding the provisions of chapter 9-46 or any other law or ordinance, if a  
7 municipality owns the property on which a sidewalk is located, the municipality is responsible  
8 for maintaining, repairing, replacing, and constructing such sidewalk.

