

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

390T0570

HOUSE BILL NO. 1122

Introduced by: Representatives Sigdestad, Brunner, Gibson, Hawley, Kloucek, Olson (Betty), Russell, Schaefer, Schrempp, Street, Tulson, and Wismer and Senators Begalka, Bradford, Frerichs, Fryslie, Hansen (Tom), Hundstad, Nygaard, and Rhoden

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the vacation, change,
2 or location of highways.

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

4 Section 1. That § 31-18-3 be amended to read as follows:

5 31-18-3. The board of county commissioners may vacate or change the location of any
6 section-line highway ~~within its county~~ under its jurisdiction, and the board of supervisors of an
7 organized township may vacate or change the location of any section-line highway ~~within its~~
8 ~~township~~ under its jurisdiction, as provided in this title, but neither board may vacate or change
9 any portion of the state trunk highway system or any highway constructed by state or federal aid
10 or any highway within the limits of a municipal corporation, ~~nor may~~ Also, a board of
11 supervisors may not vacate or change any portion of the county highway system, nor may a
12 board of county commissioners vacate or change any portion of the township road system. In
13 addition, no board of county commissioners or board of supervisors may vacate a section-line
14 highway which provides access to public lands. This section does not prohibit the closing of a



- 1 section-line highway to vehicular traffic if the highway is unsafe for vehicular traffic. For the
- 2 purposes of this section, public land does not include any school and public lands.