

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

606D0131 **HOUSE AGRICULTURE AND NATURAL RESOURCES**
COMMITTEE ENGROSSED NO. HB1096 - 1/26/00

Introduced by: Representatives Wetz, Apa, Brown (Richard), Diedrich (Larry), Duenwald, Earley, Eccarius, Hunt, Jaspers, Konold, Koskan, Lintz, McNenny, Napoli, Pummel, Sutton (Duane), and Young and Senators Madden, Brown (Arnold), Drake, Dunn (Jim), Everist, Kleven, and Vitter

1 FOR AN ACT ENTITLED, An Act to assign liability for certain attempts to prevent or delay
2 the control or eradication of weeds and pests.

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

4 Section 1. If any person or entity takes legal action in any form to prevent or delay any
5 federal, state, or local government agency or any person from attempting to control or eradicate
6 an infestation of weeds or pests, as defined by state law, on any public land, including federal
7 land for which a state or local government agency has applied for permission to attempt to
8 control or eradicate such an infestation, and if the infestation subsequently spreads to adjacent
9 private land, the person or entity that brought such legal action is liable to the owner of the
10 private land for damages resulting from the infestation.

1 **BILL HISTORY**

2 1/15/00 First read in House and referred to committee assignment waived. H.J. 59

3 1/18/00 Referred to Agriculture and Natural Resources. H.J. 120

4 1/25/00 Scheduled for Committee hearing on this date.

5 1/25/00 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 13, NAYS 0.

6 H.J. 220