



2020 South Dakota Legislature
House Bill 1164
ENROLLED

AN ACT

ENTITLED An Act to codify legislation enacted in 2019.

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

Section 1. That § 2-16-13 be AMENDED:

2-16-13. Publications constituting official code.

The official code of laws of the State of South Dakota, which may be referred to as the code, consists of all the statutes of a general and permanent nature contained in:

- (1) The 2018 revision of volume 1;
- (2) The 2012 revision of volume 2;
- (3) The 2013 revision of volume 3;
- (4) The 2004 revision of volume 4;
- (5) The 2004 revision of volume 5;
- (6) The 2004 revision of volume 6;
- (7) The 2010 revision of volume 7;
- (8) The 2018 revision of volume 8;
- (9) The 2018 revision of volume 9;
- (10) The 2014 revision of volume 10;
- (11) The 2014 revision of volume 10A;
- (12) The 2014 revision of volume 11;
- (13) The 2016 revision of volume 12;
- (14) The 2004 revision of volume 13;
- (15) The 2017 revision of volume 14;
- (16) The 2016 revision of volume 15;
- (17) The 2013 revision of volume 16;
- (18) The 2016 revision of volume 17;
- (19) The 2004 revision of volume 18;
- (20) The 2011 revision of volume 19;

- (21) The 2011 revision of volume 19A;
- (22) The 2011 revision of volume 20;
- (23) The 2013 revision of volume 21;
- (24) The 2015 revision of volume 22;
- (25) The 2015 revision of volume 22A;
- (26) The 2004 revision of volume 23;
- (27) The 2004 revision of volume 24;
- (28) The 2004 revision of volume 25;
- (29) The 2004 revision of volume 26;
- (30) The 2007 revision of volume 27;
- (31) The 2004 revision of volume 28;
- (32) The 2017 revision of volume 29;
- (33) The 2012 revision of volume 30;
- (34) The 2012 revision of volume 31;
- (35) The 2019 revision of volume 32;
- (36) The 2019 revision of volume 33;
- (37) The 2015 revision of volume 34;
- (38) The 2004 revision of the Parallel Tables volume;
- (39) The December 2019 Interim Annotation Service of the South Dakota Codified Laws beginning with Title 1, chapter 1-1 and ending with Title 62, chapter 62-9; and
- (40) The 2019 cumulative annual pocket parts and supplementary pamphlet.

Section 2. That § 2-16-15 be AMENDED:

2-16-15. Invalid laws not validated by codification.

No provision of the code enacted by § 2-16-13, as to which any action or proceeding, civil or criminal, has been commenced prior to July 1, 2020, to determine whether or not such provision was constitutionally enacted, is validated by the enactment of this code.

The enactment of the code:

- (1) Does not affect the validity of any transaction;
- (2) Does not impair the curative or legalizing effect of any statute; and
- (3) Does not release or extinguish any penalty, confiscation, forfeiture, or liability; which accrued, occurred, or took effect prior to the time the code took effect.

Section 3. That § 2-16-16 be AMENDED:

**2-16-16. Statutes enacted at latest legislative session prevail over code--
Citation of codified laws.**

All statutes, other than this code, enacted at the 2020 session of the Legislature shall be deemed to have been enacted subsequently to the enactment of this code. If any statute repeals, amends, contravenes, or is inconsistent with the provisions of this code, the provisions of the statute shall prevail. Any enactment in the 2020 session of the Legislature that cites South Dakota Codified Laws for the purpose of amendment or repeal shall be construed as having reference to the code enacted by § 2-16-13.

An Act to codify legislation enacted in 2019.

I certify that the attached Act originated in the:

House as Bill No. 1164

Received at this Executive Office
this ____ day of _____,
2020 at _____ M.

Chief Clerk

By _____
for the Governor

Speaker of the House

The attached Act is hereby
approved this _____ day of
_____, A.D., 2020

Attest:

Chief Clerk

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

President of the Senate

Attest:

Filed _____, 2020
at _____ o'clock __ M.

Secretary of the Senate

Secretary of State

House Bill No. 1164
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State