



## 2023 South Dakota Legislature

# House Bill 1002

*Introduced by: The Committee on Judiciary at the request of the Code Commission*

1 **An Act to update the official code of laws.**

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

3 **Section 1. That § 2-16-13 be AMENDED:**

4 **2-16-13.** The official code of laws of the State of South Dakota, which may be  
 5 referred to as the code, consists of all the statutes of a general and permanent nature  
 6 contained in:

- 7 (1) The 2018 revision of volume 1;
- 8 (2) The 2021 revision of volume 2;
- 9 (3) The 2021 revision of volume 2A;
- 10 (4) The 2021 revision of volume 3;
- 11 (5) The 2004 revision of volume 4;
- 12 (6) The 2004 revision of volume 5;
- 13 (7) The 2020 revision of volume 6;
- 14 (8) The 2020 revision of volume 7;
- 15 (9) The 2018 revision of volume 8;
- 16 (10) The 2018 revision of volume 9;
- 17 (11) The 2014 revision of volume 10;
- 18 (12) The 2014 revision of volume 10A;
- 19 (13) The 2014 revision of volume 11;
- 20 (14) The 2016 revision of volume 12;
- 21 (15) The 2004 revision of volume 13;
- 22 (16) The 2017 revision of volume 14;
- 23 (17) The 2016 revision of volume 15;
- 24 (18) The 2013 revision of volume 16;
- 25 (19) The 2016 revision of volume 17;
- 26 (20) The 2004 revision of volume 18;

- 1 (21) The 2011 revision of volume 19;  
 2 (22) The 2011 revision of volume 19A;  
 3 (23) The 2011 revision of volume 20;  
 4 (24) The 2013 revision of volume 21;  
 5 (25) The 2015 revision of volume 22;  
 6 (26) The 2015 revision of volume 22A;  
 7 (27) The ~~2004~~2022 revision of volume 23;  
 8 (28) The ~~2004~~2022 revision of volume 24;  
 9 (29) The 2004 revision of volume 25;  
 10 (30) The ~~2004~~2022 revision of volume 26;  
 11 (31) The 2007 revision of volume 27;  
 12 (32) The 2004 revision of volume 28;  
 13 (33) The 2017 revision of volume 29;  
 14 (34) The 2012 revision of volume 30;  
 15 (35) The 2012 revision of volume 31;  
 16 (36) The 2019 revision of volume 32;  
 17 (37) The 2019 revision of volume 33;  
 18 (38) The 2015 revision of volume 34;  
 19 (39) The 2004 revision of the Parallel Tables volume;  
 20 (40) The December ~~2021~~2022 Interim Update Service of the South Dakota Codified Laws  
 21 beginning with Title 1, chapter 1-1 and ending with Title 62, chapter 62-9; and  
 22 (41) The ~~2021~~2022 cumulative annual pocket parts.

23 **Section 2. That § 2-16-15 be AMENDED:**

24 **2-16-15.** No provision of the code enacted by § 2-16-13, as to which any action  
 25 or proceeding, civil or criminal, has been commenced prior to July 1, ~~2022~~2023, to  
 26 determine whether or not such provision was constitutionally enacted, is validated by the  
 27 enactment of this code.

28 The enactment of the code:

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

33 **Section 3. That § 2-16-16 be AMENDED:**

1           **2-16-16.** All statutes, other than this code, enacted at the ~~2022~~2023 session of  
2 the Legislature shall be deemed to have been enacted subsequently to the enactment of  
3 this code. If any statute repeals, amends, contravenes, or is inconsistent with the  
4 provisions of this code, the provisions of the statute shall prevail. Any enactment in the  
5 ~~2022~~2023 session of the Legislature that cites South Dakota Codified Laws for the purpose  
6 of amendment or repeal shall be construed as having reference to the code enacted by  
7 § 2-16-13.