

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

157Y0264

HOUSE BILL NO. 1086

Introduced by: Representatives Lust, Chase, Conzet, Hawley, Kettwig, Otten (Herman), and
Stevens and Senators Maher, Ewing, Klumb, Monroe, Peters, Sutton, and
Youngberg

1 FOR AN ACT ENTITLED, An Act to provide certain provisions requiring the official state
2 seed certification agency to obtain liability insurance.

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

4 Section 1. That chapter 38-11 be amended by adding a NEW SECTION to read:

5 Any agency designated to perform various seed classification activities under § 38-11-6 shall
6 obtain and pay for all forms of liability insurance to protect and assist the agency in meeting any
7 obligation arising from any act or omission for which the agency may be legally liable. The
8 liability insurance coverage obtained pursuant to this section shall protect the agency and the
9 agency's agents or employees in the performance of official duties and against any act
10 committed by them that reasonably could be considered to be within the scope of their official
11 duty.

