

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

385T0624

SENATE BILL NO. 97

Introduced by: Senators Maher, Krebs, and Rhoden and Representatives Schrempp, Fargen,
Hawley, Olson (Betty), and Wink

1 FOR AN ACT ENTITLED, An Act to require the payment of a surface access fee for oil and
2 gas exploration and production.

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

4 Section 1. Each person obligated to pay royalties under an oil and gas lease or division order
5 shall pay an entry fee from the royalty interest for access to the surface for oil and gas
6 exploration and production equal to three percent of the oil and gas royalties payable within the
7 spacing unit to all surface owners in the spacing unit in proportion to the surface owner's
8 ownership interest in the surface area covered by the spacing unit.

