



320 N. Nicollet Ave, Pierre, South Dakota 57501

605.773.3688 / boa.sd.gov

April 15, 2021

David Bordewyk
South Dakota Newspaper Association
1125 32nd Ave.
Brookings, SD 57006

Associated School Boards of SD
306 E. Capitol Ave.
Pierre, SD 57501

SD Association of County Commissioners
211 E. Prospect Ave.
Pierre, SD 57501

SD Municipal League
208 Island Drive
Ft. Pierre, SD 57532

School Administrators of South Dakota
306 E. Capitol Ave., Ste. 150
Pierre, SD 57501

SD Association of Town and Townships
351 Wisconsin Ave. SW
Huron, SD 57350

City of Hurley
PO Box 336
Hurley, SD 57036

SD Association of County Officials
211 E. Prospect Ave.
Pierre, SD 57501

City of Scotland
PO Box 316
Scotland, SD 57059

Independent Publishing, LLC
27736 467th Ave.
Lennox, SD 57039

Second Century Publishing Inc.
PO Box 950
Freeman, SD 57029-0950

Timber Lake Topic
810 Main St.
Timber Lake, SD 57656

RE: BOA's review of legal publication fees pursuant to SDCL 17-2-19

Dear Stakeholders:

The South Dakota Bureau of Administration received two submissions after the March 1, 2021 consultation letter. Please be advised that based, in part, on those two submissions the Bureau has determined to go forward with consideration of an increase to the legal publication rates found in ARSD 10:02:02:01 and 10:02:02:02. So the Bureau can determine the appropriate degree of a publication rate increase, we are asking for your assistance. Please provide the information specifically set forth below, for each entity you represent below. Feel free to include any other or further information and documentation relevant "to reflect changes in economic conditions within the newspaper industry and the general economy" (SDCL 17-2-19) for the Bureau's consideration when making a rate increase determination.

The Bureau is asking you to provide information set forth below regarding the preceding five years (or since the last rate change in 2016) relevant to the entity or the entities that you represent. The Bureau seeks this information be categorized into daily versus weekly publications, as well as by county, city, and school district based on circulation and population size:

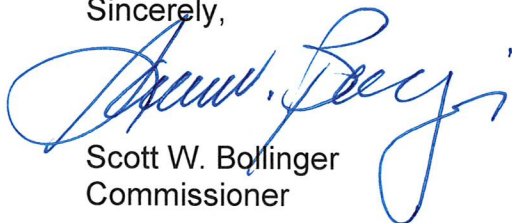
- Consumer Price Index (CPI) for this industry last five years;
- The publishing rate for a legal notice not subject to the rate set forth in SDCL 17-2-19;
- The publishing rate for comparable nonlegal classified advertising (i.e. typically all legal publications are in black and white and do not involve imagery);
- The current number of weekly and daily publications statewide;
- Annual subscription rate changes for each daily and weekly publication;
- Top five revenue sources by percentage for each daily and weekly publication;
- Fiscal impact of a rate change for an increase of each percentage point up to a five percent increase in the publication rate;
- Average weekly, monthly and yearly cost for legal publications for governmental entities.

Similar to the March 1, 2021 letter, the Bureau also asks that you forward this request to any other stakeholders not listed above that may have relevant information to share with the Bureau when it determines the rate increase.

All stakeholders will have until May 1, 2021, at 5:00 p.m. (central) to provide their responses to the Bureau. Responses can either be mailed through the U.S. mail to address listed above or can be emailed to Kirsten.Jasper@state.sd.us.

You will continue to be informed as the Bureau proceeds with the rule making process pursuant to SDCL Chapter 1-26.

Sincerely,



Scott W. Bollinger
Commissioner