



## 2021 South Dakota Legislature

# Senate Bill 161

Introduced by: **Senator Johns**

1 **An Act to revise the qualifications to serve as a trustee of a county road district.**

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

3 **Section 1.** That § 31-12A-1.1 be AMENDED.

4 **31-12A-1.1. Formation--Election--Qualification.**

5 Notwithstanding any other provision of chapter 31-12A, an area with three or fewer  
6 landowners may be formed into a road district pursuant to this chapter. Each landowner  
7 shall be a trustee at large and no election of trustees is required.

8 After the district is incorporated and the number of landowners within the district  
9 is five or more, the district shall conduct an election pursuant to § 31-12A-16 to elect the  
10 board of trustees. The district shall conduct the election on the first Tuesday after the  
11 anniversary date of the formation of the district.

12 To serve as a trustee of a county road district that has one hundred or more eligible  
13 voters, the person shall be a resident of the district.

14 To serve as a trustee of a county road district with less than one hundred eligible  
15 voters, a person shall be a resident of the district or a landowner who owns real property  
16 within the district.