

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

983B0021

SENATE BILL NO. 162

Introduced by: Senators Bolin and Kolbeck and Representative Brunner

1 FOR AN ACT ENTITLED, An Act to require that local government bond elections be held in
2 conjunction with the primary or general election in even-numbered years.

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

4 Section 1. That § 6-8B-2 be amended to read:

5 6-8B-2. Unless otherwise provided, no bonds may be issued either for general or special
6 purposes by any public body unless at an election sixty percent of voters of the public body
7 voting upon the question vote in favor of issuing the bonds. The election shall be held as
8 provided in § 6-8B-3 and in the manner described by law for other elections of the public body.

9 Section 2. That § 6-8B-3 be amended to read:

10 6-8B-3. If it is determined by the governing body to be necessary or expedient for any public
11 body to issue its bonds the governing body at a regular meeting thereof or a special meeting duly
12 called may by resolution or ordinance declare the necessity ~~thereof~~ of the issuance of bonds and
13 may submit the question of the issuance of bonds to the voters of the public body. In any odd-
14 numbered year the question of the issuance of bonds may be submitted to the voters at any
15 annual election or at a special election called for that purpose. In any even-numbered year, the



1 question may only be submitted to the voters at the primary or general election. The resolution
2 or ordinance shall set forth clearly the purpose for which the bonds are to be issued and the
3 maximum amount of the bonds. The resolution or ordinance may also include the maximum rate
4 of interest which ~~they~~ the bonds draw, and the maximum time within which ~~they~~ the bonds shall
5 become due and payable or other matters the governing body determines relevant to the bond
6 issue.