State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

852S0197

SENATE LOCAL GOVERNMENT
ENGROSSED NO. SB 98 - 2/14/2011

Introduced by: Senators Vehle and Bradford and Representatives Rozum, Carson, and Schrempp

1   FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the employment of

2   a city manager and to declare an emergency.

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

4   Section 1. That § 9-10-1 be amended to read as follows:

5   9-10-1. If a petition signed by fifteen percent of the registered voters of any first or second

6   class municipality as determined by the total number of registered voters at the last preceding

7   general election is presented requesting that an election be called to vote upon the proposition

8   of employing a city manager, the governing body shall call an election for that purpose ~~to be~~

9   ~~held within sixty days from the date of filing such petition with the auditor~~. Upon receipt of a

10   valid petition, the question shall be presented at the next annual municipal election or the next

11   general election, whichever is earlier. However, the governing body may expedite the date of

12   the election by ordering, within ten days of receiving the petition, a special election to be held

13   on a Tuesday not less than thirty days from the date of the order of the governing body.

14   The election shall be held upon the same notice and conducted in the same manner as other

Insertions into existing statutes are indicated by <u>underscores</u>. Deletions from existing statutes are indicated by ~~overstrikes~~.

1   ~~city~~ <u>municipal</u> elections. The vote upon the question of employing a city manager shall be by

2   ballot which conforms to a ballot for statewide question except that the statement required to

3   be printed on the ballot shall be prepared by the municipal attorney.

4   Section 2. Whereas, this Act is necessary for the support of the state government and its

5   existing public institutions, an emergency is hereby declared to exist, and this Act shall be in

6   full force and effect from and after its passage and approval.