

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

951S0467

## HOUSE ENGROSSED NO. **SB 130** - 3/1/2011

Introduced by: Senators Schlekeway and Lederman and Representatives Kirkeby, Gosch, and Hansen (Jon)

1 FOR AN ACT ENTITLED, An Act to provide a procedure for the Secretary of State to conduct  
2 certain local elections when an emergency exists.

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

4 Section 1. That chapter 12-18 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 If the person charged with the conduct of an election and the governing board determine that  
7 an election cannot be conducted, the person charged with the conduct of an election shall sign  
8 a declaration of emergency and deliver it to the secretary of state prior to the election. The  
9 secretary of state may conduct the election for that county or political subdivision until the  
10 election has been certified. Any reasonable and necessary expenses incurred by the secretary of  
11 state to conduct the election shall be reimbursed by the county or political subdivision within  
12 ninety days after the election has been certified.

