

# State of South Dakota

## NINETIETH SESSION LEGISLATIVE ASSEMBLY, 2015

171W0004

SENATE BILL NO. \_\_\_\_\_

Introduced by: \_\_\_\_\_

1 FOR AN ACT ENTITLED, An Act to prohibit a state officer or employee from having an  
2 interest in any contract that the state employee or officer approved, awarded, or administered  
3 for one calendar year following termination of state employment.

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

5 Section 1. That § 5-18A-17 be amended to read as follows:

6 5-18A-17. No state officer or employee who approves, awards, or administers a contract  
7 involving the expenditure of public funds or the sale or lease of property, may have an interest  
8 in a contract that is within the scope of the officer's or employee's official duties. This  
9 prohibition includes any state officer or employee who, in his or her official capacity,  
10 recommends the approval or award of the contract or who supervises a person who approves,  
11 awards, or administers the contract. This prohibition is in effect for one calendar year after the  
12 state officer or employee terminates his or her office or employment with the state. This  
13 prohibition does not include any state officer who serves without compensation or who may be  
14 paid per diem pursuant to § 4-7-10.4. Any contract made in violation of this section is void. Any  
15 ~~state officer or employee~~ person who knowingly violates this section is guilty of a Class 2  
16 misdemeanor.

