

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

473S0012

HOUSE STATE AFFAIRS ENGROSSED NO. **SB 3** - 3/7/2011

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senators Rave, Haverly, Putnam, and Tieszen and Representatives Kirkeby, Feickert, Wink, and Wismer at the request of the Interim Bureau of Administration Agency Review Committee

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the administration of
2 the state seal.

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

4 Section 1. That § 1-6-3.1 be amended to read as follows:

5 1-6-3.1. No person may reproduce, duplicate, or otherwise use the official seal of the State
6 of South Dakota, or its facsimile, adopted and described in §§ 1-6-1 and 1-6-2, ~~or the state~~
7 ~~commemorative medallion design or the state bullion piece design adopted by the commissioner~~
8 ~~of administration~~ for any for-profit, commercial purpose without specific authorization from the
9 ~~commissioner of the Bureau of Administration~~ secretary of state. A violation of this section is
10 a Class 1 misdemeanor.

11 Section 2. That § 1-6-3.2 be amended to read as follows:

12 1-6-3.2. No person may sell or offer for sale a replica or facsimile of the official seal of the
13 State of South Dakota, adopted and described in §§ 1-6-1 and 1-6-2, ~~or the state commemorative~~



1 ~~medallion design or the state bullion piece design adopted by the commissioner of~~
2 ~~administration without the specific authorization from the commissioner of the Bureau of~~
3 ~~Administration~~ secretary of state. A violation of this section is a Class 1 misdemeanor.

4 Section 3. That § 1-6-3.3 be amended to read as follows:

5 1-6-3.3. The ~~Bureau of Administration~~ secretary of state shall charge a royalty for the
6 privilege of using the state seal, ~~the state commemorative medallion design, or the state bullion~~
7 ~~piece design~~. The ~~Bureau of Administration~~ secretary of state may not charge a royalty if the
8 state seal, ~~the state commemorative medallion design, or the state bullion piece design~~ is used
9 for an educational purpose. ~~The royalty fee collected for the use of the state commemorative~~
10 ~~medallion design shall be deposited in the commemorative coin fund provided for in § 1-6-23.~~
11 All ~~other~~ royalty fees collected pursuant to this chapter shall be deposited in the state general
12 fund.

13 Section 4. That § 1-6-3.4 be repealed.

14 ~~— 1-6-3.4. Notwithstanding the provisions of §§ 1-6-3.1 to 1-6-3.3, inclusive, the secretary of~~
15 ~~state shall continue as the custodian of the state seal pursuant to § 1-8-2.~~