

# State of South Dakota

## EIGHTIETH SESSION LEGISLATIVE ASSEMBLY, 2005

690L0525

### HOUSE ENGROSSED NO. **SB 96** - 02/22/2005

Introduced by: Senators Duenwald and Nesselhuf and Representatives Schafer, Boomgarden,  
Davis, Hackl, and Kroger

1 FOR AN ACT ENTITLED, An Act to allow municipalities to offer full food services at certain  
2 licensed municipal facilities and to declare an emergency.

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

4 Section 1. That chapter 35-4 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Any third class municipality holding a license pursuant to Title 35 may serve or provide for  
7 the service of food at any establishment operating under such license. Any first or second class  
8 municipality holding a license pursuant to Title 35 which is serving or providing for the service  
9 of food at an establishment operating under such license as of July 1, 2004, may continue to  
10 serve or provide for the service of food at such establishment.

11 Section 2. Whereas, this Act is necessary for the support of the state government and its  
12 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in  
13 full force and effect from and after its passage and approval.

