

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

446A0445

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED NO. **HB1098** - 2/6/97

Introduced by: Representatives Pederson (Gordon) and Hassard and Senator Vitter

1 FOR AN ACT ENTITLED, An Act to authorize additional organizations to use certain
2 mechanical pull-tab dispensing devices.

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

4 Section 1. That § 22-25-41 be amended to read as follows:

5 22-25-41. ~~No coin-operated machine or mechanical pull-tab dispensing device may be sold~~
6 ~~or otherwise furnished to any organization in this state by a distributor or manufacturer licensed~~
7 ~~pursuant to §§ 22-25-28 to 22-25-51, inclusive. However, a A licensed distributor or~~
8 ~~manufacturer may sell or furnish a coin-operated mechanical pull-tab dispensing device if the~~
9 ~~device is only sold or furnished to and only used by a congressionally chartered veteran's~~
10 ~~organization that qualifies under § 22-25-25.1, by a religious, charitable, educational, or fraternal~~
11 ~~organization, by a local civic or service club, or by a volunteer fire department.~~

12 Section 2. That chapter 22-25 be amended by adding thereto a NEW SECTION to read as
13 follows:

14 Before any organization authorized by section 1 of this Act places a coin-operated
15 mechanical pull-tab dispensing device, the organization shall give thirty days' written notice of

1 the time and placement of the device to the governing body of the county or municipality in
2 which the organization intends to place the device. If the governing body does not pass a
3 resolution objecting to the placement of the coin-operated mechanical pull-tab dispensing device,
4 the organization may place the device. The county or the municipality may by ordinance prohibit
5 or limit the placement of such a dispensing device within its jurisdiction.

1 **BILL HISTORY**

2 1/27/97 First read in House and referred to State Affairs. H.J. 153

3 1/31/97 Scheduled for Committee hearing on this date.

4 2/3/97 Scheduled for Committee hearing on this date.

5 2/3/97 Deferred to another day. H.J. 255

6 2/5/97 Scheduled for Committee hearing on this date.

7 2/5/97 State Affairs Do Pass Amended, AYES 7, NAYS 6. H.J. 315