

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

924A0037

SENATE BILL NO. 153

Introduced by: Senators Aker, Flowers, Hutmacher, and Johnson (William) and
Representatives Barker, Apa, Munson (Donald), and Weber

1 FOR AN ACT ENTITLED, An Act to revise the requirements for selling and purchasing surplus
2 property.

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

4 Section 1. That § 6-13-4 be amended to read as follows:

5 6-13-4. Any surplus property appraised pursuant to § 6-13-2 at five hundred dollars or less
6 or any animal owned by a municipality for a zoo may be sold by the governing board at a private
7 or public sale without notice. The governing board of ~~such~~ the political subdivision shall give
8 notice of the sale of all other surplus property, including property created as a result of an
9 educational program in a school, by publishing a notice of ~~such~~ the sale at least twice, with the
10 first publication not less than ten days prior to the date of the sale. The first publication shall be
11 in the official newspapers of the political subdivision and the second publication may be in any
12 legal newspaper of the state chosen by the governing board of the political subdivision. If the
13 political subdivision has no official newspaper, the first publication shall be made in a legal
14 newspaper with general circulation in the area, to be selected by the governing board of the
15 political subdivision. ~~Such~~ The notice shall describe the property to be sold ~~and shall state the~~

1 ~~appraised value of such property~~ and the time when bids will be opened. The governing board
2 may open the bids or may designate an official and a witness to open all bids prior to the meeting
3 of the governing board and shall state such in the notice of sale. Property to be transferred to
4 another political subdivision pursuant to § 6-5-1 need not be advertised.

5 Section 2. That § 6-13-7 be amended to read as follows:

6 6-13-7. No governing board member, any officer of a county, municipality, township, or
7 school district, who has been elected or appointed, or real property owner acting as an appraiser
8 may purchase ~~such~~ the surplus property except at public auction.