

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

454C0162

## HOUSE BILL NO. 1085

Introduced by: Representatives Munson (Donald), Kooistra, and Michels and Senator Moore

1 FOR AN ACT ENTITLED, An Act to allow certain persons on a county board of mental illness  
2 to serve more than two terms if appointed in the middle of a term.

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

4 Section 1. That § 27A-7-1 be amended to read as follows:

5 27A-7-1. In each county there shall be a county board of mental illness. The county board  
6 of mental illness shall consist of two people appointed by the board of county commissioners for  
7 a three-year term and a magistrate judge or lawyer appointed by the presiding circuit judge of  
8 the circuit in which the county is situated. The two members appointed by the county  
9 commission shall be residents of the county. The member appointed by the presiding circuit judge  
10 need not be a resident of the county. The members of the board of mental illness who are  
11 appointed by the board of county commissioners may be appointed to more than one term but,  
12 may not serve more than two consecutive three-year terms. The magistrate judge or lawyer shall  
13 serve as the chair of the county board of mental illness. The state's attorney for the county may  
14 not serve on the county board of mental illness. Each appointing authority may also appoint  
15 alternates.

16 Pursuant to chapter 1-24, two or more counties may jointly contract to establish a board of  
17 mental illness to serve all contracting counties.