

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

743C0485

## HOUSE BILL NO. 1109

Introduced by: Representatives Pummel, Brown (Jarvis), and Wilson and Senator Bogue

1 FOR AN ACT ENTITLED, An Act to provide, by a single procedure, for the amendment and  
2 restatement of the articles of incorporation of certain nonprofit corporations.

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

4 Section 1. That chapter 47-22 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 When filing restated articles of incorporation with the secretary of state pursuant to § 47-22-  
7 28, the restated articles may incorporate proposed amendments if:

- 8 (1) The provisions of §§ 47-22-16 and 47-22-17 have been complied with;
- 9 (2) The information required pursuant to § 47-22-19 accompanies the filing;
- 10 (3) The filing contains a statement that, except for any indicated amendment, the restated  
11 articles of incorporation correctly set forth without change the corresponding  
12 provisions of the articles of incorporation; and
- 13 (4) The filing contains a statement that the restated articles of incorporation as amended  
14 supersede the original articles of incorporation and all previous amendments.