

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

336C0789

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB1254** - 2/12/99

Introduced by: Representatives Clark, Brown (Richard), Cutler, Diedrich (Elmer), Engbrecht, Hennies, Klaudt, McCoy, Roe, Slaughter, Smidt, Sutton (Duane), and Young and Senators Vitter, Benson, Drake, Kleven, and Madden

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to local government
2 officer conflicts of interest.

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

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

5 6-1-1. ~~It shall be unlawful for any~~ No officer of a county, municipality, township, or school
6 district, who has been elected or appointed, ~~to be interested~~ may have a direct financial interest,
7 ~~either by himself or as an individual or through an~~ agent, in any contract entered into by ~~said~~ the
8 county, municipality, township, or school district, either for labor or services to be rendered, or
9 for the purchase of commodities, materials, supplies, or equipment of any kind, the expense,
10 price or consideration of which is paid from public funds or from any assessment levied by ~~said~~
11 the county, municipality, township, or school district, or in the purchase of any real or personal
12 property belonging to the county, municipality, township, or school district or which ~~shall be~~ is
13 sold for taxes or assessments or by virtue of legal process at the suit of ~~such~~ the county,
14 municipality, township, or school district. ~~Such~~ Any such contract ~~shall be~~ is null and void from
15 the beginning. For purposes of this section, the term, direct financial interest, means that the

- 1 officer has the authority or ability to control, direct, or manage the contract-related activities of
- 2 the entity that has contracted with the county, municipality, township, or school district and will
- 3 gain direct financial benefit as a result of the contract.

1 **BILL HISTORY**

2 1/29/99 First read in House and referred to Local Government. H.J. 267

3 2/9/99 Scheduled for Committee hearing on this date.

4 2/11/99 Scheduled for Committee hearing on this date.

5 2/11/99 Local Government Do Pass Amended, Passed, AYES 11, NAYS 1. H.J. 485