

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

167C0762

## SENATE BILL NO. 174

Introduced by: Senators Albers and Ham and Representative Koskan

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the qualifications of  
2 a candidate for election to the office of county sheriff.

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

4 Section 1. That § 23-3-43.1 be amended to read as follows:

5 23-3-43.1. Any candidate for election to the office of county sheriff shall file with the county  
6 auditor by no later than thirty days following the first Tuesday of April of the election year a  
7 certification issued by the commission that such person meets the minimum qualifications to  
8 become a law enforcement officer as provided in § 23-3-43 § 23-3-42. However, any ~~such~~  
9 candidate appointed to fill a vacancy by a party central committee pursuant to § 12-6-56 or who  
10 files an independent nominating petition shall file ~~such~~ a certification of qualification ~~by the~~  
11 ~~second Tuesday of August~~ within thirty days of the appointment or nominating petition. A sheriff  
12 appointed to fill a vacancy by the county commission shall file with the county auditor ~~such~~ a  
13 certification of qualification within thirty days of ~~such~~ the appointment. Failure to file ~~such~~ the  
14 certification shall prevent the candidate's name from being placed on the ballot.