

# State of South Dakota

SEVENTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2000

456D0556

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB1191** - 2/9/00

Introduced by: Representatives Earley, Heineman, and Peterson and Senator Hainje

1 FOR AN ACT ENTITLED, An Act to revise the number of temporary on-sale licenses that may  
2 be issued by municipalities.

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

4 Section 1. That § 35-4-14.2 be amended to read as follows:

5 35-4-14.2. ~~There may be issued in any~~ Any municipality ~~one may issue an~~ on-sale license to  
6 be operated at a convention hall established pursuant to chapter 9-52 or 9-53. Such license shall  
7 be issued without regard to the population limitations established pursuant to § 35-4-11. In  
8 addition, any municipality with a population exceeding one hundred thousand may issue an on-  
9 sale license to be operated at a sporting event held at a publicly owned sports arena or facility  
10 that seats a minimum of one thousand persons. Any license issued pursuant to this section shall  
11 be issued for a period not to exceed five consecutive days and ~~such~~ the license shall expire at  
12 twelve o'clock midnight on the fifth day after issuance. No license may be issued, pursuant to the  
13 provisions of this section, in a municipality which operates a license pursuant to § 35-4-14.1. No  
14 public hearing is required for the issuance of a license pursuant to this section if the individual  
15 applying for ~~such~~ the license holds an on-sale alcoholic beverage license in ~~such~~ the municipality  
16 or holds an operating agreement for a municipal on-sale alcoholic beverage license. No person

- 1 who holds an operating agreement for a municipal license pursuant to § 35-4-14.1 may receive
- 2 a license pursuant to this section.

1 **BILL HISTORY**

2 1/19/00 First read in House and referred to committee assignment waived. H.J. 140

3 1/20/00 Referred to Local Government.

4 2/3/00 Scheduled for Committee hearing on this date.

5 2/3/00 Deferred to 36th legislative day, AYES 8, NAYS 4. H.J. 406

6 2/8/00 Local Government Reconsidered, AYES 11, NAYS 0.

7 2/8/00 Local Government Do Pass Amended, Passed, AYES 11, NAYS 0. H.J. 503