

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

555D0493

HOUSE BILL NO. 1256

Introduced by: Representatives Garnos and Chicoine and Senators Rounds and Hutmacher

1 FOR AN ACT ENTITLED, An Act to revise the time for assigning commissioner
2 responsibilities in municipalities operating under the commissioner form of government.

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

4 Section 1. That § 9-9-21 be amended to read as follows:

5 9-9-21. In a municipality governed by a board consisting of five members, the public safety
6 commissioner shall ~~have under his supervision~~ supervise the enforcement of all police regulations
7 of the municipality and general supervision of the police and fire departments and ~~of~~ their officers
8 and employees ~~and~~. The public safety commissioner shall supervise employees and all other
9 departments assigned or apportioned by resolution of the governing board, adopted by a majority
10 thereof at the first meeting of the board in the month of ~~May~~ following the election each year.
11 ~~He~~ The public safety commissioner shall have charge of all apparatus and personal property used
12 by these departments. ~~He~~ The public safety commissioner shall also have charge of the municipal
13 pound and supervision of the public weigher and measurer.

14 Section 2. That § 9-9-22 be amended to read as follows:

15 9-9-22. In a municipality governed by a board consisting of five members, the commissioner
16 of public works shall ~~have under his supervision~~ supervise the streets, alleys, public grounds, and
17 improvements thereof, and all public property, except as otherwise specially provided, and shall

1 maintain such in a clean and sanitary condition, and the enforcement of all contracts, rules, and
2 regulations necessary ~~to these ends and~~. The public works commissioner shall supervise all other
3 departments assigned or apportioned by resolution of the governing board, adopted by a majority
4 thereof at the first meeting of the board in the month of ~~May~~ following the election each year.

5 Section 3. That § 9-9-23 be amended to read as follows:

6 9-9-23. In a municipality governed by a board consisting of five members, the utilities
7 commissioner shall ~~have under his supervision~~ supervise the construction, maintenance, and
8 operation of the waterworks and sewerage departments of the municipality ~~and~~. The utilities
9 commissioner shall supervise all other departments assigned or apportioned by resolution of the
10 governing board, adopted by a majority thereof at the first meeting of the board in the month of
11 ~~May~~ following the election each year. The utilities commissioner shall ~~see to the enforcement of~~
12 enforce all regulations with respect to that department and its revenue.

13 Section 4. That § 9-9-24 be amended to read as follows:

14 9-9-24. In a municipality governed by a board consisting of five members, the commissioner
15 of finance and revenue shall ~~have under his supervision enforcement of~~ enforce all laws for the
16 assessment and collection of taxes of every kind and collection of all revenues belonging to the
17 municipality from whatever source ~~the same may be~~ derived. ~~He~~ The finance and revenue
18 commissioner shall examine into and keep the board informed ~~as to~~ on the finances of the
19 municipality and ~~as to~~ its assets and property. ~~He~~ The finance and revenue commissioner shall
20 also supervise all other departments assigned or apportioned by resolution of the governing
21 board, adopted by a majority thereof at the first meeting of the board in the month of ~~May~~ of
22 following the election each year.

23 Section 5. That § 9-9-27 be amended to read as follows:

24 9-9-27. In a municipality governed by a board consisting of three members, all matters
25 relating to public parks, except in municipalities having a park board, ~~and all matters relating to~~

1 streets, alleys, and public grounds, the sanitary condition thereof, property in connection
2 therewith, and the lighting thereof; the construction, maintenance, and operation of sewers; the
3 finances and revenues and the collection thereof; the assessment and collection of all taxes; the
4 appropriation of all moneys; the general finances and accounting systems of the municipality; and
5 all other matters relating to the management of the affairs of the municipality not specifically
6 assigned as duties of the mayor under § 9-9-26 shall be assigned or apportioned as equally as
7 may be between the members by resolution of the board adopted by a majority thereof at the first
8 meeting of the board in the month of ~~May~~ following the election each year.