

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

661E0611

HOUSE BILL NO. 1188

Introduced by: Representatives Jaspers, Duniphan, and Hennies (Thomas) and Senators
Diedrich (Larry), Albers, Moore, Olson (Ed), and Reedy

1 FOR AN ACT ENTITLED, An Act to revise certain dates relating to the validation of prior
2 bonds of political subdivisions.

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

4 Section 1. That § 6-8-2 be amended to read as follows:

5 6-8-2. ~~Section~~ The provisions of § 6-8-3 shall apply in all cases where a political subdivision
6 has, prior to January 1, ~~1993~~ 2001, issued bonds or has theretofore commenced proceedings to
7 issue bonds for any lawful purpose.

8 Section 2. That § 6-8-3 be amended to read as follows:

9 6-8-3. In all such cases as described in § 6-8-2, the bonds so issued and all proceedings taken
10 before January 1, ~~1993~~ 2001, for the issuance of such bonds and for the levy and appropriation
11 of taxes, assessments, or revenues for the payment thereof and all covenants heretofore made
12 for the security of such bonds are hereby declared to be valid and legal, notwithstanding any
13 defect or irregularity, other than constitutional defects, in any of said bonds including, but
14 without limitation of the generality hereof, any defect or irregularity in any election, notice of
15 election, publication, or petition required by law, or in any of the obligations issued before

1 January 1, ~~1993~~ 2001, which are funded or refunded, by bonds heretofore issued or authorized
2 to be issued, including special assessment proceedings and special assessment certificates or
3 bonds issued in lieu thereof; and all such bonds issued pursuant to said proceedings heretofore
4 taken, shall be legal, valid, and binding obligations of the political subdivision issuing the same,
5 notwithstanding any defects or irregularities, other than actions prohibited by the Constitution
6 or omissions or actions required by the Constitution, in the proceedings taken for the issuance
7 of such bonds.