

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

248I0579

SENATE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB 1173** - 02/26/2003

Introduced by: Representatives Peterson (Bill) and Olson (Mel) and Senators Bogue and Moore

1 FOR AN ACT ENTITLED, An Act to create a constitutional revision commission to make a
2 comprehensive study of Article III of the Constitution of this state and to consider and
3 recommend legislation for the improvement of Article III of the Constitution.

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

5 Section 1. A commission is hereby created to provide for and enter into a comprehensive
6 study of Article III of the South Dakota Constitution to determine ways and means to improve
7 and simplify Article III of the Constitution.

8 Section 2. The commission shall consist of thirteen members to be appointed as follows:

- 9 (1) Three by the president pro tempore of the South Dakota Senate, from former
10 members thereof, no more than two may be from one political party;
- 11 (2) Three by the speaker of the South Dakota House of Representatives, from former
12 members thereof, no more than two may be from one political party;
- 13 (3) Three by the Governor of South Dakota, each of whom shall be residents of the state
14 and no more than two may be from one political party;
- 15 (4) Three by the Governor of South Dakota, each of whom shall have a current or former



1 executive branch employment experience and no more than two may be from one
2 political party;

3 (5) Three by the Chief Justice of the Supreme Court of South Dakota from the members
4 in good standing of the State Bar of South Dakota, one of whom may be a judge of
5 a court of record in this state and no more than two may be from one political party;
6 and

7 (6) Two by the Governor, each of whom shall be a faculty member of a university or
8 college political science department located in the state.

9 Section 3. The commission shall meet during the 2003 legislative interim. The commission
10 may hold meetings and hearings at times and places as it may designate. It shall elect a chair,
11 vice-chair, and such other officers from its membership as it deems necessary.

12 Section 4. The Legislative Research Council shall serve as the secretariat of the commission.
13 The Legislative Research Council shall assist in the conduct of such studies as may be directed
14 by the commission, utilizing the aid of consultants, private organizations, and institutions.

15 Section 5. The members of the commission shall be compensated in the same manner as
16 members of an interim legislative committee.

17 Section 6. The commission shall report its findings and recommendations in the form of
18 proposed amendments to the Constitution to the Legislature at its regular session in 2004.