

# State of South Dakota

SEVENTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2004

990J0038

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB 1213** - 01/26/2004

Introduced by: Representatives Engels, Bartling, Bradford, Burg, Christensen, Hargens, Hundstad, Kroger, Lange, Miles, Murschel, Olson (Mel), Peterson (Bill), Peterson (Jim), Rounds, Sigdestad, and Thompson and Senators Dempster, de Hueck, Knudson, Koetzle, Kooistra, Moore, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to revise the list of elected officials who may fill a vacancy  
2 in the office of the Governor.

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

4 Section 1. That § 1-7-4.1 be amended to read as follows:

5 1-7-4.1. If during a vacancy in the Office of Governor, the office of lieutenant governor shall  
6 become vacant through death, resignation, failure to qualify, conviction after impeachment, or  
7 permanent disability of the lieutenant governor, the following, in the order hereinafter  
8 enumerated, shall succeed to the office and powers of the Governor:

- 9 (1) Speaker of the House of Representatives;<sub>2</sub>
- 10 (2) President pro-tem of the Senate;<sub>2</sub>
- 11 (3) Speaker pro-tem of the House of Representatives;
- 12 (4) Secretary of state;
- 13 (5) Attorney General;
- 14 (6) Auditor;



- 1     (7) Treasurer;
- 2     (8) Commissioner of School and Public Lands;
- 3     (9) Chair of the Public Utilities Commission; or
- 4     (10) Public Utilities Commissioners in order of seniority.