

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

834J0244

HOUSE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **SB 72** - 02/10/2004

Introduced by: Senators Kelly, Kooistra, and Reedy and Representatives Kraus, Kroger, and Rave

1 FOR AN ACT ENTITLED, An Act to revise the provisions relating to certain municipal
2 ordinance adoption and to declare an emergency.

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

4 Section 1. That § 22-24-25.1 be amended to read as follows:

5 22-24-25.1. A county or municipality may provide, by ordinance, for a contemporary
6 community standards test to regulate the sale, distribution, and use of obscene material and to
7 regulate obscene live conduct in any commercial establishment or public place within its
8 jurisdiction. ~~The ordinance shall be referred to the electorate at the next regular municipal or~~
9 ~~general election, and upon approval of a majority of those voting in the election, become law.~~

10 Section 2. Whereas, this Act is necessary for the immediate preservation of the public peace,
11 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
12 effect from and after its passage and approval.

