

# State of South Dakota

EIGHTIETH SESSION  
LEGISLATIVE ASSEMBLY, 2005

609L0468

## HOUSE BILL NO. 1107

Introduced by: Representative Garnos

1 FOR AN ACT ENTITLED, An Act to repeal certain voting procedural challenges that may be  
2 made during municipal elections.

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

4 Section 1. That § 9-13-4.1 be repealed.

5 ~~—9-13-4.1. No person may vote at any municipal election unless the person is registered to~~  
6 ~~vote pursuant to chapter 12-4 and resides in the municipality at the time of the election. For the~~  
7 ~~purposes of this section, a person resides in the municipality if the person actually lives in the~~  
8 ~~municipality for at least thirty days each year, is a full-time postsecondary education student~~  
9 ~~who resided in the municipality immediately prior to leaving for the postsecondary education,~~  
10 ~~or is on active duty as a member of the armed forces whose home of record is within the~~  
11 ~~municipality. A voter's qualification as a resident may be challenged in the manner provided in~~  
12 ~~§ 12-18-10. No election may be contested on the grounds that any nonresident was allowed to~~  
13 ~~vote if the nonresident was not challenged in the manner provided in § 12-18-10.~~

