

# State of South Dakota

EIGHTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2008

178P0729

## HOUSE BILL NO. 1301

Introduced by: Representative Kirkeby and Senator Katus

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the exercise of  
2 eminent domain by rural fire protection districts.

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

4 Section 1. That § 34-31A-17 be amended to read as follows:

5 34-31A-17. The board of directors ~~shall have~~ has the following general powers:

6 (1) To determine upon a general fire protection program for the district;

7 (2) To manage and conduct the business affairs of the district;

8 (3) To make and execute contracts in the name of and on behalf of the district;

9 (4) To purchase or lease such fire-fighting equipment, supplies, and other real or  
10 personal property as shall be necessary and proper to carry out the general fire  
11 protection program of the district;

12 (5) To incur indebtedness on behalf of the district within the limits prescribed by § 34-  
13 31A-31, and to authorize the issuance of evidences of such indebtedness permitted  
14 under this subdivision, and to pledge any real or personal property owned or acquired  
15 by the district as security for the same;



- 1       (6)    To organize, establish, equip, maintain, and supervise a fire department or company
- 2            to serve the district;
- 3       (7)    Generally to perform all acts necessary to fully carry out the purposes of this chapter,
- 4            including exercising the power of eminent domain.