

2020 South Dakota Legislature

House Bill Draft 305

Introduced by:

1 **An Act to provide for the defense of legislative districts by the Legislature.**

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

3 **Section 1.** That a NEW SECTION be added:

4 **2-2-52. Employment of legal counsel--Defense of legislative districts.**

5 (1) The Legislature may employ legal counsel to defend, or intervene in the defense
6 of, the establishment of any legislative district under article 3, § 5.

7 (2) Employment of legal counsel under this section must be authorized by:

8 (a) A vote of a majority of the members of the Executive Board of the
9 Legislative Research Council; or

10 (b) Concurrent resolution adopted by both houses of the Legislature.

11 **Section 2.** That § 4-8A-17 be AMENDED:

12 **4-8A-17. Legislative priority pilot program contingency fund created.**

13 On June 29, 2015, the state treasurer shall transfer to the legislative priority pilot
14 program contingency fund, which is hereby created, the sum of one million dollars
15 (\$1,000,000) from the South Dakota risk pool fund created by § 58-17-120. The
16 contingency funds are to be made available in accordance with the provisions of §§ 4-8A-
17 9, 4-8A-10, 4-8A-11, and 4-8A-12. The contingency funds shall be used to fund legislative
18 priority pilot programs and the cost of the employment of any legal counsel under § 2-2-
19 52. Interest earned on money in the fund shall be deposited into the general fund.