

State of South Dakota

NINETIETH SESSION
LEGISLATIVE ASSEMBLY, 2015

974W0267

HOUSE BILL NO. 1100

Introduced by: Representatives Sly, Brunner, Campbell, Deutsch, Johns, Klumb, Novstrup (Al), Schoenfish, and Zikmund and Senators Soholt, Monroe, Rampelberg, and Sutton

1 FOR AN ACT ENTITLED, An Act to clarify how a vacancy on a school board is filled.

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

3 Section 1. That § 13-8-25 be amended to read as follows:

4 13-8-25. Any vacancy occurring on a school board shall be filled by appointment ~~by the~~
5 ~~remaining school board members.~~ The vacancy shall be filled by all school board members,
6 including the vacating member, if the vacancy is created by:

7 (1) A school district's failure to elect a person to succeed a school board member whose
8 term has expired;

9 (2) An elected school board member's failure to qualify as specified in § 13-8-14; or

10 (3) A school board member's resignation.

11 If the vacancy occurs due to an event listed in subdivisions 13-8-23(1), (2), (4), (5), (6), (7), or
12 (8), the vacancy shall be filled by the remaining school board members.

13 The appointee shall qualify as if elected at or before the next school board meeting, and
14 serve until the next succeeding election at which time a successor shall be elected to serve the



1 unexpired term.