

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

708X0384

HOUSE BILL NO. 1127

Introduced by: Representatives Sly, Campbell, Craig, DiSanto, Johns, Romkema, and Verchio and Senators Haverly, Ewing, Peters, Peterson (Jim), Rampelberg, and Solano

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning road districts.

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

3 Section 1. That § 31-12A-36 be amended to read:

4 31-12A-36. A contiguous area may be annexed ~~or an area withdrawn from~~ to a road district
5 by:

6 ~~— (1) —~~ ~~Circulation~~ circulation of an initiating petition for annexation signed by twenty-five
7 percent of the eligible voters in the area to be annexed and twenty-five percent of the
8 eligible voters in the existing district, similar to an initiating petition specified in this
9 chapter; ~~or~~

10 ~~— (2) —~~ ~~Circulation of an initiating petition for withdrawal signed by twenty-five percent of~~
11 ~~the eligible voters in the area to be withdrawn and passage of a resolution therefor by~~
12 ~~the directors of the road district.~~

13 Upon receipt of an initiating petition and passage of a resolution by the directors finding that
14 the petition is valid, the area shall be annexed if a majority of the eligible voters in the area to



1 be annexed and a majority of the eligible voters in the existing area vote in favor of the
2 annexation in the same manner as prescribed for creation of a new road district ~~or the area shall~~
3 ~~be withdrawn if a majority of the eligible voters in the withdrawing area vote in favor of~~
4 ~~withdrawal in the same manner as prescribed for creation of a new road district.~~