

# State of South Dakota

EIGHTY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2006

474M0406

## SENATE BILL NO. 77

Introduced by: Senators Adelstein, Duniphan, McCracken, and Nesselhuf and  
Representatives Hanks, Hennies, Kraus, Kroger, and McLaughlin

1 FOR AN ACT ENTITLED, An Act to extend the time between a municipal candidate election  
2 and a secondary election.

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

4 Section 1. That § 9-13-27 be amended to read as follows:

5 9-13-27. ~~In municipalities over twenty-five thousand in population, if~~ If no candidate in a  
6 race involving three or more candidates receives a majority of the votes cast in a municipality  
7 with a population over twenty-five thousand, a secondary election shall be held ~~two~~ three weeks  
8 from the date of the first election. At the secondary election, the only persons voted for shall be  
9 the two candidates receiving the highest number of votes at the first election. The secondary  
10 election shall be held at the same polling places; and be conducted, returned, and canvassed ~~and~~  
11 ~~the~~. The result shall be declared and entered upon the journal of the municipality in the same  
12 manner as the first election. The person receiving the highest number of votes at the secondary  
13 election is elected.

