

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

970N0652

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **SB 198** - 02/26/2007

Introduced by: Senators Gant, Apa, Heidepriem, McCracken, Schmidt (Dennis), and Smidt (Orville) and Representatives Willadsen, DeVries, Novstrup (Al), and Weems

1 FOR AN ACT ENTITLED, An Act to provide for an Open Government Commission and the
2 study of open government issues.

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

4 Section 1. The Executive Board of the Legislative Research Council shall establish an Open
5 Government Commission during the 2007 legislative interim. The commission shall consist of
6 six members. Three members, no more than two from one political party, shall be state senators
7 selected by the president pro tempore of the Senate. Three members, no more than two from one
8 political party, shall be state representatives selected by the speaker of the House of
9 Representatives.

10 Section 2. The Open Government Commission shall carefully examine the report of the
11 Attorney General. Moreover, the commission may, at its discretion, examine any school district,
12 city, county, and state government entities and their actions, and shall specifically address which
13 matters should be open to the public and which should not.

14 Section 3. The Open Government Commission shall embody its recommendations for
15 amendment in draft legislation and submit its recommendations to the Executive Board no later



1 than the Executive Board's final interim meeting.

2 Section 4. That section 1 of chapter 11 of the 2006 Session Laws be amended to read as
3 follows:

4 Section 1. The attorney general is hereby directed to study open government issues in South
5 Dakota. The study shall address school district, city, county, and state government entities and
6 their actions, and shall specifically address which matters are open to the public and which are
7 not. The attorney general shall report findings and recommendations to the executive board of
8 the Legislative Research Council by ~~June 30, 2007~~ September 1, 2007.

9 Section 5. The provisions of this Act are repealed on January 1, 2008.