

# State of South Dakota

## EIGHTY-SECOND SESSION LEGISLATIVE ASSEMBLY, 2007

708N0435

### HOUSE ENGROSSED NO. **SB 87** - 02/27/2007

Introduced by: Senators Gant, Garnos, Hansen (Tom), Hauge, Nesselhuf, and Smidt and  
Representatives Hackl, Brunner, Buckingham, Deadrick, Juhnke, Peters, and  
Willadsen

1 FOR AN ACT ENTITLED, An Act to permit school district boards to consist of a combination  
2 of members who are elected at large and by member representation areas.

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

4 Section 1. That § 13-8-7.1 be amended to read as follows:

5 13-8-7.1. Any school board may establish school board member representation areas. The  
6 electors of any school district may also establish school board representation areas by a majority  
7 vote of all electors voting at an election called and held as set forth in §§ 13-8-3 to 13-8-5,  
8 inclusive. The representation areas, if established, shall become effective January first of the  
9 following year. Each representation area shall include a population with a variance of not more  
10 than five percent and shall be reapportioned at least once every ten years. ~~The number of~~  
11 ~~representation areas shall be the same as the number of board members.~~ If board member  
12 representation areas are established, the school board member candidate shall be a resident voter  
13 and reside within the representation area to qualify. Before the school board member  
14 representation areas are established, the entity responsible for establishing the school board  
15 member representation areas shall state whether the board members will be elected at large or



1   elected by the voters who reside within the representation area or elected by any combination  
2   thereof.

3         All current board members shall serve the balance of their terms. At the time of an election  
4   or vacancy, board members shall be elected or appointed in order that each representation area  
5   shall have a resident board member.