

State of South Dakota

EIGHTY-SEVENTH SESSION LEGISLATIVE ASSEMBLY, 2012

813T0568

HOUSE BILL NO. 1235

Introduced by: Representatives Hunhoff (Bernie), Abdallah, Blake, Brunner, Conzet, Cronin, Deelstra, Dennert, Dryden, Elliott, Fargen, Feickert, Feinstein, Gibson, Greenfield, Hansen (Jon), Hawley, Hickey, Hoffman, Iron Cloud III, Jones, Killer, Kirkeby, Kirschman, Kloucek, Kopp, Liss, Lucas, Lust, Magstadt, Miller, Moser, Munsterman, Novstrup (David), Olson (Betty), Perry, Rausch, Romkema, Rozum, Schaefer, Schrempp, Scott, Sigdestad, Sly, Solum, Street, Stricherz, Tornow, Tulson, Turbiville, Van Gerpen, Verchio, White, Wick, Willadsen, and Wismer and Senators Holien, Bradford, Brown, Buhl, Cutler, Frerichs, Frysliie, Gray, Hansen (Tom), Hundstad, Johnston, Juhnke, Kraus, Krebs, Lederman, Maher, Nelson (Tom), Novstrup (Al), Peters, Putnam, Rampelberg, Rave, Schlekeway, Sutton, and Tidemann

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the South Dakota
2 state flag.

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

4 Section 1. That § 1-6-1 be amended to read as follows:

5 1-6-1. There is hereby adopted as the official colored seal of the State of South Dakota, a
6 reproduction of the seal, described in article XXI, section 1 of the Constitution of the State of
7 South Dakota, and made in conformity therewith but whose proportions and colored detail are
8 set out specifically in accord with an original painting of the great seal produced by John G.
9 Moisan of Fort Pierre and shall be the basis for all reproductions of the great seal of the State
10 of South Dakota. The great seal may be displayed on a flag or a banner if it is designed and



1 displayed in accordance with the provisions of this section and § 1-6-2 and used in accordance
2 with the provisions of §§ 1-6-3.1, 1-6-3.2, and 1-6-3.3.

3 Section 2. That § 1-6-4 be amended to read as follows:

4 1-6-4. The state flag or banner shall consist of a field of sky-blue one and two-thirds as long
5 as it is wide. Centered on ~~such~~ the field shall be ~~the great seal of South Dakota made in~~
6 ~~conformity with the terms of the Constitution, which shall be four-ninths the width of the flag~~
7 ~~in diameter. The seal shall be on a white background with the seal outlined in dark blue or, in~~
8 ~~the alternative, shall be on a sky-blue background with the seal outlined in dark blue thereon.~~
9 ~~Surrounding the seal in gold shall be a serrated sun whose extreme width shall be five-ninths~~
10 ~~the width of the flag. The words "South Dakota" symmetrically arranged to conform to the circle~~
11 ~~of the sun and seal shall appear in gold letters one-eighteenth the width of the field above the~~
12 ~~sun and seal and the words "The Mount Rushmore State" in like-sized gold letters and in like~~
13 ~~arrangement shall appear below the sun and seal. Flags designed of such material as may be~~
14 ~~provident for outdoor use need have no fringe but flags for indoor and display usage shall have~~
15 ~~a golden fringe one-eighteenth the width of the flag on the three sides other than the hoist a~~
16 reproduction of the artwork designed by artist Dick Termes of Spearfish featuring a red
17 medicine wheel surrounded by yellow geometric rays of sunshine over concentric blue and dark
18 blue circles on a sky blue background. The extreme width of the geometric rays of sunshine
19 shall be five-ninths the width of the flag. The artwork shall be the basis for all reproductions of
20 the official flag of the State of South Dakota.

21 Section 3. That § 1-6-5 be amended to read as follows:

22 1-6-5. All state flags made in conformity with state law prior to July 1, ~~1992~~ 2012, shall
23 remain official state flags but the creation of a state flag from and after that date, other than in
24 conformity with § 1-6-4, is prohibited.