



## 2021 South Dakota Legislature

# Senate Bill 172

Introduced by: **Senator David Johnson**

1 **An Act to add nonvoting legislative members to the South Dakota Ellsworth**  
 2 **Development Authority.**

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

4 **Section 1.** That § 1-16J-2 be AMENDED.

5 **1-16J-2. Membership--Initial terms--Officers--Removal.**

6 The authority shall consist of seven voting members, appointed by the Governor  
 7 with the advice and consent of the Senate. The terms for the initial appointments shall be  
 8 as follows: three members shall serve three years, two members shall serve two years,  
 9 and two members shall serve one year. Not all of the members may be of the same  
 10 political party. One of the members shall be designated by the Governor as chair. The  
 11 members shall elect from among their number such other officers as they may determine.  
 12 The Governor may remove any voting member of the board for cause.

13 There shall also be two nonvoting legislative members, one from the House of  
 14 Representatives, appointed by speaker of the House of Representatives, and one from the  
 15 Senate, appointed by the president pro tempore of the Senate. An appointment of a  
 16 legislative member shall be biennially for a term expiring on January first of each  
 17 succeeding odd-numbered year and each member appointed shall serve until the  
 18 member's successor is appointed and qualified. If there is a vacancy for a legislative  
 19 member, the original appointing authority shall be responsible for naming a replacement.

20 **Section 2.** That § 1-16J-4 be AMENDED.

21 **1-16J-4. Terms--Vacancies--Quorum.**

22 All appointments of voting members to the authority after the initial appointments  
 23 shall be made for a four-year term. Each voting member's term of office shall expire on  
 24 the applicable third Monday in January, but the member shall continue to hold office until  
 25 a successor is appointed and qualified. Any vacancy in the authority shall be filled by

1            appointment for only the balance of the unexpired term. A majority of the voting members  
2            of the authority constitutes a quorum.

3            **Section 3.** That § 1-16J-5 be AMENDED.

4            **1-16J-5. No compensation--Reimbursement of expenses.**

5            No member of ~~such~~ the authority may receive any compensation for services  
6            rendered under this chapter. However, voting members shall be reimbursed for necessary  
7            expenses incurred in connection with duties and powers prescribed by this chapter.