



## 2022 South Dakota Legislature

# House Bill 1127

SENATE ENGROSSED

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: **Representative** Kent Peterson

1 **An Act to modify provisions related to county redistricting.**

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

3 **Section 1. That § 7-8-10 be AMENDED:**

4 **7-8-10.** The board of county commissioners, at its regular meeting in ~~February~~  
 5 December of each year ending in the numeral ~~2~~ 1, or within three months of the federal  
 6 decennial census data becoming available, and after giving notice by publication for one  
 7 week in the official newspapers of the county, shall change the boundaries of the  
 8 commissioner districts if ~~such~~ the change is necessary in order that each district ~~shall be~~  
 9 is as regular and compact in form as practicable ~~and it shall so.~~ The board shall divide and  
 10 redistrict its county that each district ~~may contain as near as possible an equal number of~~  
 11 residents complies with the Equal Protection Clause of the Fourteenth Amendment, as  
 12 determined by the last preceding federal decennial census; or the board may, at ~~its~~  
 13 discretion that time, choose to have ~~all of its~~ commissioners run elected at large. The  
 14 board may choose to have its members elected from single-member districts, from multi-  
 15 member districts, or from a hybrid plan of single- and multi-member districts.

16 **Section 2. That § 7-8-12.3 be AMENDED:**

17 **7-8-12.3.** The board of county commissioners may, within one hundred eighty  
 18 days of receipt of such written order, redistrict the county's commission districts once to  
 19 avoid any perceived or potential violation of state or federal law. The commissioners may  
 20 change the boundaries of the commissioner districts in order that each district ~~shall be~~ is  
 21 as regular and compact in form as practicable and shall redistrict the county so that each  
 22 commission district ~~contains an appropriate number of residents~~ complies with the Equal  
 23 Protection Clause of the Fourteenth Amendment, as determined by the last preceding  
 24 federal decennial census; or the board ~~of county commissioners~~ may, at ~~its discretion~~ that  
 25 time, choose to have ~~all of its~~ commissioners run elected at large. The board may choose

1 to have its members elected from single-member districts, from multi-member districts,  
2 or from a hybrid plan of single- and multi-member districts. ~~Such redistricting shall~~  
3 Redistricting may occur only after giving notice by publication for at least one week in the  
4 official newspapers of the county.