



## 2024 South Dakota Legislature

# Senate Bill 5

Introduced by: **Senator Rohl**

1 **An Act to reduce the amount of time required before the removal of a city manager**  
 2 **is effective.**

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

4 **Section 1. That § 9-10-11 be AMENDED:**

5 **9-10-11.** The governing body shall appoint the city manager~~shall be appointed~~  
 6 for an indefinite term but may be removed~~remove the manager~~ by majority vote of the  
 7 members of the governing body. At least ~~thirty~~ fourteen days before ~~such the~~ removal  
 8 may become effective, ~~the manager shall be furnished with~~ governing body shall present  
 9 a formal statement in the form of a resolution passed by a majority vote of ~~such the~~  
 10 governing body to the manager stating the intention of ~~such the~~ governing body to remove  
 11 ~~him the manager~~, and the reasons therefor. ~~He~~ The manager may reply in writing to ~~such~~  
 12 the resolution. If ~~so~~ requested by the manager, the governing body ~~shall~~ must fix a time  
 13 for a public hearing upon the question of ~~his the manager's~~ removal, and the final  
 14 resolution removing ~~him~~ the manager may not be adopted until ~~such the~~ public  
 15 hearing has ~~been had~~ occurred.

16 Upon passage of a resolution stating the governing body's intention to remove the  
 17 manager, ~~such the~~ governing body may suspend ~~him the manager~~ from duty, but ~~his the~~  
 18 manager's pay ~~shall~~ must continue until ~~his the manager's~~ removal ~~shall become~~ is  
 19 effective as ~~herein~~ provided by this section. The action of the governing body in removing  
 20 the manager ~~shall be~~ is final.