



## 2020 South Dakota Legislature

# House Bill 1165

### HOUSE LOCAL GOVERNMENT ENGROSSED

Introduced by: **Representative Reed**

1 **An Act to revise provisions regarding the acceptance of gifts by municipalities.**

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

3 **Section 1.** That § 9-38-32 be AMENDED:

4 **9-38-32. Acceptance of gifts for parks and boulevards--Conditions**  
 5 **permissible.**

6 Real ~~Any municipality may accept any gift, bequest, or devise of real or personal~~  
 7 ~~property or the income thereof may be granted, bequeathed, devised, or conveyed to the~~  
 8 ~~first or second class municipality~~ for the purpose of parks, parkways, or boulevards or for  
 9 improvement or ornamentation of the same, or for the establishment or maintenance in  
 10 any park ~~of zoological or other, zoo, gardens or~~ zoo, gardens or observatories, monuments ~~or~~ or works of  
 11 art, or other park purposes, upon ~~such trusts~~ any terms and conditions, including  
 12 exemption from payment of assessments, as may be prescribed by the grantors, donors,  
 13 or devisors thereof and agreed to by the governing body and board. A municipality may,  
 14 by resolution, establish a policy for the acceptance of gifts of personal property of value  
 15 below an amount determined by the governing body.