



2021 South Dakota Legislature
Senate Bill 112
ENROLLED

AN ACT

ENTITLED An Act to establish requirements for filling the vacancies of certain constitutional offices.

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

Section 1. That § 3-4-3 be AMENDED.

3-4-3. Appointments to fill vacancies--By whom made.

All vacancies, except in the office of a member of the Legislature, representative in Congress, and United States Senator, shall be filled by appointment, as follows:

- (1) The attorney general, secretary of state, state auditor, state treasurer, and commissioner of school and public lands, by the Governor with the advice and consent of the Senate. However, if a vacancy occurs in any of the offices listed in this subdivision while the Legislature is in recess, the Governor shall make a temporary appointment until the next session of the Legislature;
- (2) In other state and district offices, and the Office of Supreme Court Justice and Circuit Judge, by the Governor;
- (3) In county and precinct offices, by the board of county commissioners, except vacancies on such board;
- (4) In civil township offices, by the board of supervisors or a majority of them, by warrant under their hands; and if a vacancy occurs from any cause in the foregoing board of appointment the remaining officers of such board shall fill any vacancy therein; and
- (5) In special purpose districts, unless otherwise provided, by the remaining board of trustees.

An Act to establish requirements for filling the vacancies of certain constitutional offices.

I certify that the attached Act originated in the:

Received at this Executive Office this ____ day of _____,

Senate as Bill No. 112

2021 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby approved this _____ day of _____, A.D., 2021

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2021
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 112
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State