

**ORDINANCE NO. 5365**

**AN ORDINANCE AMENDING CHAPTER 2.32 OF THE RAPID CITY MUNICIPAL CODE RELATING TO CAMPAIGN FINANCE DISCLOSURE REQUIREMENTS**

WHEREAS, the City has previously adopted Campaign Finance Disclosure Requirements pursuant to SDCL Chapter 12-25; and

WHEREAS, the South Dakota Legislature repealed SDCL Chapter 12-25 and adopted SDCL Chapter 12-27 for Campaign Financing, effective July 1, 2007; and

WHEREAS, the Legislature has authorized municipalities to adopt the provisions of SDCL Chapter 12-27 with or without amendments; and

WHEREAS, the City of Rapid City wishes to update its Campaign Finance Disclosure Requirements; and

WHEREAS, the Common Council of the City of Rapid City finds that it is in the City's best interest to continue to require campaign finance disclosure.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City, that Chapter 2.32 of the Rapid City Municipal Code be amended to read as follows:

**2.32.01 Applicability of SDCL Chapter ~~12-25~~ 12-27.**

From and after the effective date of this section, the provisions of SDCL Chapter ~~12-25~~ 12-27 shall be applicable to all municipal elections. Candidates for municipal elections shall be considered the same as a candidate for any other county offices for purposes of the chapter; ~~except that municipal candidates or committees shall also file a pre-election statement pursuant to SDCL § 12-25-13.~~

**2.32.020 Filing requirements.**

All ~~financial~~ reports of candidates, candidate committees, **political committee** and other committees pertaining to municipal elections must be filed with the city's Finance Officer pursuant to the following schedule:

A. ~~Statement of financial interest.~~ **Campaign finance disclosure statements.**

1. A ~~statement of financial interest~~ **campaign finance disclosure statements** must be filed within 15 days after filing nominating petitions.

2. Persons assuming office must file a statement setting forth additions and corrections, if any, within 15 days after taking office.

B. *Report of receipts and expenditures.*

1. The ~~pre-election reports~~ **campaign finance disclosure statements** must be filed on the last Tuesday prior to any election.

2. The ~~post-election reports~~ **termination statement or campaign finance disclosure statement** must be filed within 60 days following any election.

3. **If a run-off election is held for the Office of Mayor or Alderman, then those persons participating in that run-off election must file their reports within 60 days following the run-off election. All candidates that are not in the run-off election must file the reports within 60 days of the General Election.**

**C. Political committee statement of organization and financial disclosure statement.**

**All reports required to be filed in accordance with SDCL 12-27 shall be filed with the City Finance Office.**

**2.32.030 Civil Penalty for delinquent statements.**

**All civil penalties provided for in SDCL 12-27 shall be paid to the City Finance Office.**

**2.32.040 Investigation and prosecution of violations by City Attorney – Civil actions.**

**All authority to the Attorney General and/or the State’s Attorneys in SDCL 12-27 shall be vested in the City Attorney.**

CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

(SEAL)

First Reading:  
Second Reading:  
Published:  
Effective: