

**ORDINANCE 25-024**

**AN ORDINANCE ESTABLISHING CITIZEN'S REQUEST FOR RECONSIDERATION  
POLICY APPEAL PROCESS**

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF  
BROOKINGS, STATE OF SOUTH DAKOTA, as follows:

I.

**Chapter 54, Article II. Public Library Board of Trustees**

That Section 54-33 is hereby adopted as follows:

Section 54-33. – Appeal to City Council

The public library board of trustees shall develop and implement a policy that establishes measures to restrict minors from accessing obscene matter or materials. City council shall hear an appeal to determine whether any matter or material is obscene. Any determination made by the city council as to whether any matter or material is obscene is subject to judicial review in a court of competent jurisdiction.

**State Law reference** - *Public library - Duty to limit minor's access to obscene materials, SDCL 22-24-56.*

II.

Any or all Ordinances in conflict herewith are hereby repealed.

FIRST READING: July 22, 2025  
SECOND READING: August 12, 2025  
PUBLISHED: August 21, 2025

CITY OF BROOKINGS, SD

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Oepke G. Niemeyer, Mayor

ATTEST:

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Bonnie Foster, City Clerk