

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

771C0073

SENATE BILL NO. 32

Introduced by: The Committee on Local Government at the request of the State Board of
Elections

1 FOR AN ACT ENTITLED, An Act to revise certain procedures concerning the contents, data,
2 and form of a municipal initiative and referendum and to provide certain rule-making
3 authority.

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

5 Section 1. That § 9-20-2 be amended to read as follows:

6 9-20-2. A petition to propose an ordinance or resolution shall be filed with the finance
7 officer, containing in proper form the proposed ordinance or resolution. It shall be signed by the
8 required number of the legal voters of the municipality, ~~each voter adding to his signature his,~~
9 The signer or circulator shall add the signer's residence mailing address, including his street and
10 house number, if any, county of voter registration, and date of signing. ~~The petition shall be~~
11 ~~verified as required for a referendum petition.~~ The signer's post office box number may be given
12 in lieu of a street address if the signer lives within a municipality of the second or third class. No
13 signature on a petition is valid if signed more than six months prior to the filing of the petitions.

14 Section 2. That § 9-20-8 be amended to read as follows:

15 9-20-8. The referendum petition shall be signed by at least five percent of the legal voters
16 residing in the municipality. The percentage shall be based on the whole number of voters of the

1 municipality as determined by the "precinct registration lists" or the "district registration lists"
2 prepared by the county auditor from the master registration list in conformity to law as of the
3 time of the filing of the petition. The signer or circulator shall add the signer's residence ~~mailing~~
4 address, county of voter registration, and date of signing. The signer's post office box number
5 may be given in lieu of a street address if the signer lives within a municipality of the second or
6 third class.

7 Section 3. That § 9-20-9 be amended to read as follows:

8 9-20-9. ~~Such referendum petition shall be verified as a petition to initiate a law except that~~
9 ~~the person verifying the same shall state that he and each of the persons~~ Any person circulating
10 an initiative or referendum petition shall be a resident and qualified voter of the municipality and
11 shall verify that each person signing the same petition is a resident and qualified voter of the
12 municipality, naming it. The State Board of Elections shall promulgate rules pursuant to chapter
13 1-26 prescribing the format for an initiative and referendum petition and its verification.