

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0860

SENATE BILL NO. 254

Introduced by: Senators Everist, Brown (Arnold), Daugaard, Hainje, Hutmacher, and Moore and Representatives Peterson (Bill), Eccarius, and Olson (Mel)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to constitutional
2 amendments and submitted questions and to declare an emergency.

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

4 Section 1. Notwithstanding § 12-13-1, the deadline for the secretary of state to deliver a
5 certified copy of the proposed amendment to the Constitution contained in Senate Joint
6 Resolution 4 as previously adopted by the Seventy-sixth Legislature together with a statement,
7 title, explanation, and recitation of the effect of a "Yes" or "No" vote to be published preceding
8 the text of the proposed amendment is March 6, 2001.

9 Section 2. Notwithstanding § 12-13-9, the deadline for the attorney general to provide the
10 statement, title, explanation, and recitation of a "Yes" or "No" vote for the amendment contained
11 in Senate Joint Resolution 4 as previously adopted by the Seventy-sixth Legislature shall be
12 March 5, 2001.

13 Section 3. Notwithstanding § 12-13-2, the deadline for county auditors to mail to each
14 official newspaper of the county a copy of the amendment contained in Senate Joint Resolution
15 4 as previously adopted by the Seventy-sixth Legislature shall be March 9, 2001.

1 Section 4. Any person who has received or voted an absentee ballot for the April 10, 2001,
2 special election prior to the effective date of this Act shall be given the opportunity to vote a new
3 absentee ballot containing the amendment contained in Senate Joint Resolution 4 as previously
4 adopted by the Seventy-sixth Legislature. The first absentee ballot for an absentee voter who
5 votes a new absentee ballot under this section shall remain unopened and not counted.

6 Section 5. Any additional costs associated with placing the amendment contained in Senate
7 Joint Resolution 4 as previously adopted by the Seventy-sixth Legislature on the April 10, 2001,
8 special election ballot will be reimbursed to the counties and the secretary of state from funds
9 generated from the sale of the state cement plant. If for any reason those funds are not available,
10 the state shall reimburse the counties for the costs of the April 10, 2001, special election.

11 Section 6. Whereas, this Act is necessary for the support of the state government and its
12 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
13 force and effect from and after its passage and approval.