

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

843H0415

HOUSE BILL NO. 1221

Introduced by: Representatives Hargens, Bartling, Burg, Elliott, Hennies (Don), Hennies (Thomas), Holbeck, Jensen, Lange, Lintz, Madsen, Olson (Mel), Peterson (Jim), Pitts, Rhoden, Sigdestad, and Van Gerpen and Senators Duxbury, Daugaard, Dennert, Koskan, Putnam, and Sutton (Dan)

1 FOR AN ACT ENTITLED, An Act to revise the date for filing certain certificates of
2 nomination.

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

4 Section 1. That § 12-7-1 be amended to read as follows:

5 12-7-1. Any candidate for nonjudicial public office, except as provided in § 12-7-7, who is
6 not nominated by a primary election may be nominated by filing with the secretary of state or
7 county auditor as prescribed by § 12-6-4, not prior to January first at eight a.m. and not later
8 than the ~~third~~ first Tuesday in June at five p.m. prior to the election, a certificate of nomination
9 which shall be executed as provided in chapter 12-6. If the certificate of nomination is mailed by
10 registered mail by the third Tuesday in June at five p.m. prior to the election, it is timely
11 submitted. The certificate shall specify that an independent candidate for nonjudicial public office
12 shall designate the name of any national political party, or political party organized pursuant to
13 chapter 12-5, with which the candidate has an affiliation. If no affiliation exists, the candidate
14 shall be designated by the term, no party. It shall be signed by registered voters within the district



1 or political subdivision in and for which the officers are to be elected. The number of signatures
2 required may not be less than one percent of the total combined vote cast for Governor at the
3 last certified gubernatorial election within the district or political subdivision. An independent
4 candidate for Governor shall certify the candidate's selection for lieutenant governor to the
5 secretary of state prior to circulation of the candidate's nominating petition. The candidate and
6 the candidate's selection for lieutenant governor or vice president shall sign the certification
7 before it is filed. The State Board of Elections shall promulgate rules pursuant to chapter 1-26
8 prescribing the forms for the certificate of nomination and the certification for lieutenant
9 governor.