

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

77110186

SENATE BILL NO. 11

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

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the return and
2 canvass of votes.

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

4 Section 1. That § 12-20-13 be amended to read as follows:

5 12-20-13. Except as provided in § 12-20-17, the county auditor shall tabulate election
6 returns as rapidly as received and make the result available for the information of the public, but
7 such returns are not the official returns. The county auditor shall enter ~~such~~ the information into
8 the central election reporting system by using ~~the state~~ any computer located in ~~the~~ a county
9 ~~treasurer's office~~ which is linked to the central state computer immediately following the
10 tabulation of each precinct.

11 Section 2. That § 12-20-37 be amended to read as follows:

12 12-20-37. The secretary of state shall, at least thirty days before ~~every~~ each primary and
13 general election, transmit to ~~the~~ each county ~~auditors of the several counties~~ auditor envelopes
14 for all returns of votes required to be made to ~~his~~ the secretary of state's office, ~~with printed~~
15 ~~directions on the envelopes as are deemed necessary by the State Board of Elections.~~ Printed
16 directions shall accompany the envelope for the guidance and direction of the ~~officers~~ auditor in



1 making the returns according to law. ~~The expense of printing the envelopes shall be paid by the~~
2 ~~state.~~

3 Section 3. That § 12-20-38.1 be amended to read as follows:

4 12-20-38.1. The county auditor shall immediately ~~make and file with~~ transmit by mail, fax,
5 or electronic means to the secretary of state a certified copy of the official county canvass of
6 votes prepared pursuant to § 12-20-38 which shall be used for the official state canvass. The
7 certified copy shall bear a visible county seal. If the copy is faxed or sent by electronic means,
8 the original certified copy shall also be sent to the secretary of state. The ~~abstracts~~ certified
9 copies shall be microfilmed to become permanent records of the State of South Dakota and be
10 kept by the secretary of state.

11 Section 4. That § 13-7-18 be amended to read as follows:

12 13-7-18. The pollbooks shall be opened and the election results shall be canvassed by the
13 school board at the next meeting and certificates of election shall be issued by the business
14 manager of the district to ~~the each~~ successful ~~candidates~~ candidate and election results shall be
15 certified to the county auditor of ~~the counties~~ each county in which the school district is located.