

# State of South Dakota

NINETY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2018

249Z0374

HOUSE ENGROSSED NO. **HB 1102** - 1/25/2018

Introduced by: Representatives Peterson (Sue), Ahlers, Anderson, Bartels, Barthel, Bartling, Beal, Bordeaux, Brunner, Campbell, Carson, Chase, Clark, Conzet, Dennert, Diedrich, DiSanto, Duvall, Frye-Mueller, Glanzer, Goodwin, Gosch, Greenfield (Lana), Haugaard, Hawley, Heinemann, Holmes, Howard, Hunhoff, Jamison, Jensen (Kevin), Johns, Johnson, Kaiser, Karr, Kettwig, Lake, Latterell, Lesmeister, Livermont, Lust, Marty, May, McCleerey, McPherson, Mickelson, Mills, Otten (Herman), Peterson (Kent), Pischke, Qualm, Rasmussen, Reed, Rhoden, Ring, Rounds, Schaefer, Schoenfish, Smith, Steinhauer, Stevens, Tulson, Turbiville, Wiese, Wismer, York, and Zikmund and Senators Bolin, Cammack, Cronin, Curd, Ewing, Greenfield (Brock), Haverly, Heinert, Jensen (Phil), Killer, Klumb, Kolbeck, Langer, Maher, Monroe, Nelson, Nesiba, Netherton, Novstrup, Otten (Ernie), Peters, Rusch, Russell, Soholt, Solano, Stalzer, Sutton, Tapio, Tidemann, White, Wiik, and Youngberg

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the use and display  
2 of the great seal of South Dakota.

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

4 Section 1. That § 1-6-1 be amended to read:

5 1-6-1. There is hereby adopted as the official colored seal of the State of South Dakota, a  
6 reproduction of the seal, described in article XXI, section 1 of the Constitution of the State of  
7 South Dakota, and made in conformity ~~therewith but whose~~ with the Constitution. The  
8 proportions and colored detail are set out specifically in accord with an original painting of the  
9 great seal produced by John G. Moisan of Fort Pierre and shall be the basis for all reproductions



1 of the great seal of the State of South Dakota. Any replica, facsimile, or reproduction of the state  
2 seal that is greater than one inch in diameter and used for an official purpose or a for-profit  
3 commercial use shall be a representation of the full and complete seal based upon S.D. Const.,  
4 Art. XXI, § 1 and this section and shall include the state motto "Under God The People Rule."  
5 These requirements do not infringe upon or limit any artistic or satirical use of the seal. The  
6 secretary of state shall conduct an investigation for any violation of this section. If the secretary  
7 of state confirms that a violation has been committed, the secretary of state shall issue a cease  
8 and desist letter.

9 Section 2. That the code be amended by adding a NEW SECTION to read:

10 Any use of the state seal by a state agency after July 1, 2018, shall comply with S.D. Const.,  
11 Art. XXI, § 1 and §§ 1-6-1 and 1-6-2. Any use of the seal existing prior to that date may  
12 continue to be used.