

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

940Y0370

SENATE ENGROSSED NO. **HB 1141** - 3/1/2017

Introduced by: Representatives Lust, Bartling, Campbell, Conzet, Dennert, Duvall, Glanzer, Hawley, Holmes, Johns, Johnson, Kettwig, Lake, May, McPherson, Mickelson, Peterson (Kent), Reed, Rounds, Rozum, Schoenfish, Tieszen, and Turbiville and Senators Curd, Bolin, Peters, and Rusch

1 FOR AN ACT ENTITLED, An Act to provide for a legislative task force to consider certain  
2 legislation proposed to revise provisions regarding the constitutional amendment, initiative  
3 and referendum process in South Dakota.

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

5 Section 1. That the code be amended by adding a NEW SECTION to read:

6 There is hereby established an Initiative and Referendum Task Force comprised of fifteen  
7 members to study possible changes to the process regarding constitutional amendments, initiated  
8 measures and referred laws. The task force shall consist of the following members:

9 (1) Three members of the House of Representatives to be appointed by the speaker of the  
10 House, two of whom to be members of the Republican party and one of whom to be  
11 a member of the Democrat party;

12 (2) Three members of the Senate to be appointed by the president pro tempore, two of  
13 whom to be members of the Republican party and one of whom to be a member of  
14 the Democrat party;



- 1       (3)    The secretary of state, serving ex officio and without a vote;
- 2       (4)    The attorney general, serving ex officio and without a vote;
- 3       (5)    Two members to be appointed by the Governor. One member shall have a business  
4            background and one member shall have an agricultural background and no more than  
5            one member may be from the same political party;
- 6       (6)    Two members of the Board of Elections to be appointed by the board and no more  
7            than one member may be from the same political party;
- 8       (7)    One member to be appointed by the speaker of the House who is a faculty member  
9            of a political science department of a college or university in the state and is either  
10           registered as an independent or a member of a minority party;
- 11      (8)    One member who is a representative of and to be appointed by the South Dakota  
12            Municipal League; and
- 13      (9)    One member who is a representative of and to be appointed by the South Dakota  
14            Association of County Commissioners.

15        If there is a vacancy on the task force, the vacancy shall be filled in the same manner as the  
16        original appointment under this Act.

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

18        The task force established pursuant to this Act shall study and evaluate the voter  
19        constitutional amendment, initiative and referendum process, legislation proposed during the  
20        Ninety-second Legislative Session of the South Dakota Legislature relating to the voter  
21        constitutional amendment, initiative and referendum process, and other proposals as they relate  
22        to the voter constitutional amendment, initiative and referendum process in South Dakota.

23        Section 3. That the code be amended by adding a NEW SECTION to read:

24        The task force shall report to the Legislature and the Governor before the beginning of the

1 Ninety-third Legislative Session. The task force may present draft legislation and policy  
2 recommendations.

3 Section 4. That the code be amended by adding a NEW SECTION to read:

4 The task force shall be under the supervision of the Executive Board of the Legislative  
5 Research Council and staffed and funded as an interim legislative committee, not to exceed  
6 twenty-one thousand dollars.