

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

736T0380

HOUSE JOINT RESOLUTION NO. 1005

Introduced by: Representatives Gibson, Blake, Fargen, Hawley, Kloucek, Sigdestad, and Wismer and Senators Buhl, Frerichs, and Sutton

1 A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election
2 an amendment to Article III, section 5 of the Constitution of the State of South Dakota,
3 relating to single member house districts.

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH
5 DAKOTA, THE SENATE CONCURRING THEREIN:

6 Section 1. That at the next general election held in the state, the following amendment to
7 Article III, section 5 of the Constitution of the State of South Dakota, as set forth in section 2
8 of this Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state
9 for approval.

10 Section 2. That Article III, section 5 of the Constitution of the State of South Dakota, be
11 amended to read as follows:

12 § 5. The Legislature shall ~~apportion~~ redistrict its membership by dividing the state into as
13 many single-member, legislative districts as there are state senators. House districts shall be
14 established wholly within senatorial districts and shall also be ~~either~~ single-member ~~or~~
15 ~~dual-member districts as the Legislature shall determine.~~ Legislative districts shall consist of



1 compact, contiguous territory and shall have population as nearly equal as is practicable, based
2 on the last preceding federal census. ~~An apportionment~~ A legislative redistricting shall be made
3 by the Legislature in ~~1983~~ 2013 and in ~~1991~~ 2021, and every ten years after ~~1991~~ 2021. Such
4 ~~apportionment~~ legislative redistricting shall be accomplished by December first of the year in
5 which the ~~apportionment~~ legislative redistricting is required. If any Legislature whose duty it
6 is to make ~~an apportionment~~ a legislative redistricting shall fail to ~~make the same~~ do so as herein
7 provided, ~~it shall be the duty of the Supreme Court~~ shall, within ninety days ~~to~~, make such
8 ~~apportionment~~ legislative redistricting.