



## 2021 South Dakota Legislature

# House Joint Resolution 5003

HOUSE STATE AFFAIRS ENGROSSED

*Introduced by: Representative Hansen*

1 **A JOINT RESOLUTION, Proposing and submitting to the voters at the next general**  
 2 **election a new section to Article XI of the Constitution of the State of South**  
 3 **Dakota, relating to a three-fifths requirement for certain initiated**  
 4 **constitutional amendments or measures.**

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

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

11 **Section 2.** That Article XI of the Constitution of the State of South Dakota, be amended by  
 12 adding a NEW SECTION to read:

13 **§16. Initiated constitutional amendments or measures--Taxes or fees--**  
 14 **Certain funding obligations--Vote required.**

15 Any initiated constitutional amendment, initiated measure, constitutional  
 16 amendment referred to the people by the Legislature, or measure referred to the people  
 17 by the Legislature that imposes or increases taxes or fees, and any initiated constitutional  
 18 amendment, initiated measure, constitutional amendment referred to the people by the  
 19 Legislature, or measure referred to the people by the Legislature that obligates the state  
 20 to appropriate funds of ten million dollars or more in any of the first five fiscal years after  
 21 enactment, to be annually adjusted for inflation as determined by the Legislature, shall  
 22 become part of the Constitution or statute, respectively, only if approved by three-fifths  
 23 of the votes cast thereon.