



## 2021 South Dakota Legislature

# House Bill 1124

HOUSE STATE AFFAIRS ENGROSSED

Introduced by: **Representative Dennert**

1 **An Act to modify certain requirements concerning the printing of ballots.**

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

3 **Section 1.** That § 12-16-1 be AMENDED.

4 **12-16-1. Printed ballots to be provided--Candidates listed--Sample ballots--**  
 5 **Submitted questions.**

6 The county auditor shall provide printed ballots for each election in which the voters  
 7 of the entire county participate. Except as provided in § 12-6-9, printed ballots for a  
 8 primary election shall contain the name of each candidate who has filed for nomination  
 9 and is approved. The printed ballots for the election of officers shall contain the name of  
 10 each candidate whose nomination has been certified or filed with the county auditor in the  
 11 manner provided by law unless the candidate is deemed elected by having no opposition.  
 12 The names of the candidates shall appear on the ballot exactly as listed in the declaration  
 13 of candidacy of the candidates' nominating petitions. Sample ballots shall be printed on  
 14 paper of a different color from the official ballot but in the same form. The sample ballots  
 15 and official ballots shall be printed and in the possession of the county auditor not later  
 16 than forty-eight days prior to a primary or general election. However, if there is a challenge  
 17 pursuant to § 12-1-13 or 12-1-16, official ballots may not be printed until the challenge  
 18 has been resolved or until sixty days prior to the primary or general election, whichever  
 19 occurs first. The county auditor shall also prepare the necessary ballots if any question is  
 20 required to be submitted to the voters of the county. Ballots for general elections shall be  
 21 of the style and form prescribed in §§ 12-16-2 to 12-16-11, inclusive.