



## 2021 South Dakota Legislature

# House Joint Resolution 5003

SENATE ENGROSSED

*Introduced by: Representative Hansen*

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

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

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

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

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

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