



2022 South Dakota Legislature

Senate Bill 122

Introduced by: **Senator Crabtree**

1 **An Act to prohibit private funding of election costs except for gifts of a nominal and**
 2 **intrinsic value.**

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

4 **Section 1. That § 12-1-11 be AMENDED:**

5 **12-1-11.** Except as ~~may be~~ otherwise provided by law, in any election in which all
 6 voters of a county participate, the costs relating to the election shall be paid by the county
 7 from funds appropriated therefor. In all other elections, ~~costs therefor~~ shall be paid from
 8 funds appropriated by the governing ~~board~~ body of municipalities, school districts, and
 9 other political subdivisions requiring an election for their own purposes. Costs relating to
 10 a combined municipal and school board election may be shared under the provisions of
 11 §§ 9-13-1.1 and 13-7-10.1. Neither the state nor any political subdivision may accept any
 12 funds, grants, or gifts for election costs from any source other than the governing body of
 13 a political subdivision, the state, or the federal government, except for gifts of a nominal
 14 and intrinsic value as defined by the State Board of Elections and given in compliance with
 15 the provisions of § 12-18-3. The State Board of Elections shall promulgate rules pursuant
 16 to chapter 1-26 to prescribe the definition of nominal and intrinsic value.