



2024 South Dakota Legislature

House Joint Resolution 5001

Introduced by: **Representative Tordsen**

1 **A JOINT RESOLUTION, Proposing and submitting to the voters at the next general**
 2 **election an amendment to the Constitution of the State of South Dakota,**
 3 **requiring all non-judicial offices elected by a statewide vote to be nominated**
 4 **at a primary election.**

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

9 **Section 2. That Article VII of the Constitution of the State of South Dakota, be**
 10 **amended with a NEW SECTION:**

11 General election candidates for United States Senate, United States House of
 12 Representatives, Governor, attorney general, secretary of state, auditor, treasurer,
 13 commissioner of school and public lands, or for any office created by law that is elected
 14 by a statewide vote, may only be nominated by means of a primary election. The primary
 15 ballot may not indicate or imply any endorsement of any candidate by a political party or
 16 by any person or organization.

17 The Legislature may, by law, establish any necessary procedures to implement this
 18 section, including procedures for replacing a candidate for any office who advanced from
 19 the primary election but is not able to participate in the general election due to death,
 20 withdrawal, or disqualification, and procedures for allowing a party to nominate a
 21 candidate for office when no member of that party filed in the primary election for that
 22 office.