

2025 South Dakota Legislature

Senate Bill 23**AMENDMENT 23A
FOR THE INTRODUCED BILL**

1 **An Act to require the secretary of state to publish the numbers pertaining to the**
2 **collection of signatures on a nominating petition.**

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

4 **Section 1. That a NEW SECTION be added to chapter 12-6:**

5 The secretary of state shall publish the number of required signatures for each
6 nominating petition listed in § 12-6-7 or 12-7-1, on the secretary of state's website no
7 later than January second in the year of an election.

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9 ~~**Section 2. That a NEW SECTION be added to chapter 12-6:**~~

10 ~~Any individual registered as a voter, as provided for in chapter 12-4, may submit an affidavit~~
11 ~~stating that the numbers published by the secretary of state pursuant to section 1 of this Act,~~
12 ~~are inaccurate. The affidavit must include an itemized list of the alleged inaccuracies. The~~
13 ~~affidavit must be submitted to the secretary of state no later than January sixteenth in the~~
14 ~~year of the election by five p.m. central time. All challenges by the same individual must be~~
15 ~~included in one affidavit.~~

16 ~~The decision of the secretary of state regarding a challenge under this section may not be~~
17 ~~challenged a second time with the secretary of state but may be appealed to the circuit court~~
18 ~~in Hughes County. An appeal challenging the numbers published by the secretary of state,~~
19 ~~pursuant to section 1 of this Act, takes precedence over any other case in the circuit court.~~
20 ~~Any party appealing the circuit court order to the Supreme Court must file a notice of appeal~~
21 ~~within ten days of the date of the notice of the entry of the circuit court order. A challenge~~
22 ~~under this section is the sole legal remedy to challenge the numbers published by the~~
23 ~~secretary of state.~~