

2025 South Dakota Legislature

House Bill 1180**AMENDMENT 1180A
FOR THE INTRODUCED BILL**

1 **An Act to require that a candidate for election to the board of a school district**
2 **disclose the candidate's party affiliation on a declaration of candidacy.**

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

4 **Section 1. That § 13-7-6 be AMENDED:**

5 **13-7-6.** ~~No~~ A candidate for elective school board membership on the board of a
6 school district may not be nominated unless ~~such person~~ the candidate is a resident voter
7 of the school district, as defined in § 13-7-4.2, and ~~unless a nominating petition has been~~
8 ~~filed on such person's behalf with the business manager of the school district. The~~
9 ~~nominating petition shall be filed no later than five p.m. on the Friday thirty nine days~~
10 ~~before the date of the election. The petition is considered filed if it is mailed by registered~~
11 ~~mail by five p.m. on the Friday thirty nine days before the election. A~~ with the business
12 manager of the school district, by the candidate or on the candidate's behalf.

13 The candidate shall sign a formal declaration of a candidate shall be signed by the
14 candidate of candidacy before the circulation of the petition. ~~The~~ Except for a candidate
15 who is an enlisted member of the South Dakota National Guard or a member of the armed
16 forces, as defined in § 13-55-7, the candidate must include on the formal declaration of
17 candidacy, the party affiliation, if any, that is listed on the candidate's voter registration
18 card.

19 ~~The petition shall~~ must be signed by not less than twenty voters of the school
20 district ~~or,~~ if the school district is divided into school board representation areas, the
21 petition ~~shall~~ must be signed by not less than twenty voters who reside within the school
22 board representation area. ~~No~~ A petition may not be circulated until ten weeks prior to
23 the election. ~~There shall be added by either the signer~~

24 An individual who signs the petition or the circulator of the petition shall write the
25 signer's place of residence and date of signing next to the individual's signature. The

1 ~~petition shall be verified under oath by the person circulating it~~ circulator shall verify the
2 petition under oath.

3 The nominating petition must be filed no later than five p.m. on the Friday thirty-
4 nine days before the date of the election. The petition is considered timely filed if the
5 petition is mailed by registered mail by five p.m. on the Friday thirty-nine days before the
6 election.

7 The business manager shall verify that the candidate is a resident voter of the
8 school district and that the nominating petition contains the minimum number of
9 signatures. Upon verification by the business manager, the filing of the nominating petition
10 ~~shall constitute~~ constitutes nomination and ~~will entitle~~ entitles the candidate to have the
11 candidate's name placed on the ballot for the term the candidate specifies on the petition
12 ~~only upon verification signed by the business manager that the nominating petition~~
13 ~~contains the minimum number of signatures and that the candidate is a resident voter.~~