



## 2026 South Dakota Legislature

# Senate Bill 28

*Introduced by: The Chair of the Committee on State Affairs at the request of the Secretary of State*

1 **An Act to permit the use of a ballot on demand system and to declare an emergency.**

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

3 **Section 1. That a NEW SECTION be added to chapter 12-16:**

4 Notwithstanding any other provision of law, a county auditor may authorize the  
5 use of a ballot on demand system.

6 Except as otherwise provided by this section, the governing body of a political  
7 subdivision may authorize the use of a ballot on demand system. If the governing body  
8 of a political subdivision and the board of county commissioners of a county that has  
9 authorized the use of a ballot on demand system have agreed to conduct an election using  
10 the same ballot for the offices, ballot questions, and other contests of each jurisdiction,  
11 the political subdivision must use the ballot on demand system authorized by the county.

12 For purposes of this section, a "ballot on demand system" is a mechanism that  
13 prints an official ballot on an as-needed basis. Notwithstanding any other provision of law,  
14 a ballot on demand system may use blank ballot paper.

15 **Section 2.** Whereas, this Act is necessary for the immediate preservation of the public peace,  
16 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force  
17 and effect from and after its passage and approval.