



2026 South Dakota Legislature

Senate Joint Resolution 504

Introduced by: Senator Crabtree

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 **providing for wagering on sporting events via mobile or electronic platform.**

4 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:**

5 **Section 1.** That at the next general election held in the state, the following amendment to
6 Article III 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, be submitted to the electors of the state for
8 approval.

9 **Section 2. That Article III, § 25 of the Constitution of the State of South Dakota, be**
10 **AMENDED:**

11 **§ 25.** The~~Except as otherwise provided in this section, the~~ Legislature may not
12 authorize any game of chance, lottery, or gift enterprise, under any pretense, or for any
13 purpose~~whatever provided, however, it shall be,~~

14 It is lawful for the Legislature to authorize by law, bona fide veterans, charitable,
15 educational, religious or fraternal organizations, civic and service clubs, volunteer fire
16 departments, or such other ~~public spirited~~ public-spirited organizations as it may
17 recognize, to conduct games of chance when the entire net proceeds of ~~such~~ the games
18 of chance are~~to be~~ devoted to educational, charitable, patriotic, religious, or other~~public~~
19 ~~spirited~~ public-spirited uses.~~However, it shall be~~

20 It is lawful for the Legislature to authorize by law a state lottery or video games of
21 chance, or both, which are regulated by the State of South Dakota, either separately by
22 the state or jointly with one or more states, and which are owned and operated by the
23 State of South Dakota, either separately by the state or jointly with one or more states or
24 persons, provided any~~such~~ video games of chance may not directly dispense coins or
25 tokens.~~However, the~~ The Legislature may not expand the statutory authority existing as
26 of June 1, 1994, regarding any private ownership of state lottery games or video games

1 of chance, or both. The Legislature shall establish the portion of proceeds due the state
2 from ~~such the~~ lottery or video games of chance, or both, and the purposes for which those
3 proceeds are to be used. SDCL chapter 42-7A, and its amendments, regulations, and
4 related laws, and all acts and contracts relying for authority upon ~~such the~~ laws and
5 regulations, beginning July 1, 1987, to the effective date of this amendment, are ratified
6 and approved. ~~Further, it shall be~~

7 It is lawful for the Legislature to authorize by law, roulette, keno, craps, wagering
8 on sporting events, limited card games, and slot machines within the city limits of
9 Deadwood.

10 It is lawful for the Legislature to authorize by law wagering on sporting events by
11 individuals located within and outside the city limits of Deadwood, by means of a mobile
12 or electronic platform, provided the mobile or electronic platform is offered by or in
13 partnership with a licensed casino and the platform has its servers located within the city
14 limits of Deadwood. Ninety percent of the proceeds from all taxes imposed on wagering
15 on sports events by means of a mobile or electronic platform must be used for property
16 tax relief or to reduce property taxes in this state.

17 The entire net ~~Municipal~~ municipal proceeds of ~~such~~ roulette, keno, craps, wagering
18 on sporting events by means other than a mobile or electronic platform, card games, and
19 slot machines ~~shall~~ must be devoted to the ~~Historic Restoration and Preservation~~ historic
20 restoration and preservation of Deadwood.