

# Senate Daily Reader

**Monday, January 22, 2001**

<b>Bills Included</b>				
SB 7				

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

645E0062

SENATE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **SB 7** - 01/18/2001

**This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.**

Introduced by: The Committee on Local Government at the request of the Secretary of State

1 FOR AN ACT ENTITLED, An Act to revise the dates for filing certain certificates of  
2 nomination.

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

4 Section 1. That § 12-7-1 be amended to read as follows:

5 12-7-1. Any candidate for nonjudicial public office, except as provided in section 2 of this  
6 Act, who is not nominated by a primary election may be nominated by filing with the secretary  
7 of state or county auditor as prescribed by § 12-6-4, not prior to January first at eight a.m. and  
8 not later than the third Tuesday in June at five p.m. prior to the election, a certificate of  
9 nomination which shall be executed as provided in chapter 12-6. If the certificate of nomination  
10 is mailed by registered mail by the third Tuesday in June at five p.m. prior to the election, it is  
11 timely submitted. The certificate shall specify that an independent candidate for nonjudicial public  
12 office shall designate the name of any national political party, or political party organized  
13 pursuant to chapter 12-5, with which the candidate has an affiliation. If no affiliation exists, the  
14 candidate shall be designated by the term, no party. It shall be signed by registered voters within

1 the district or political subdivision in and for which the officers are to be elected. The number  
2 of signatures required may not be less than one percent of the total combined vote cast for  
3 Governor at the last certified gubernatorial election within the district or political subdivision.  
4 An independent candidate for Governor shall certify the candidate's selection for lieutenant  
5 governor to the secretary of state prior to circulation of the candidate's nominating petition. ~~An~~  
6 ~~independent candidate for President shall file a declaration of candidacy and a certification of the~~  
7 ~~candidate's selection for vice president with the secretary of state prior to circulation of the~~  
8 ~~candidate's nominating petitions.~~ The candidate and the candidate's selection for lieutenant  
9 governor or vice president shall sign the certification before it is filed. The State Board of  
10 Elections shall promulgate rules pursuant to chapter 1-26 prescribing the forms for the certificate  
11 of nomination and the certification for lieutenant governor ~~and vice president.~~

12 Section 2. That chapter 12-7 be amended by adding thereto a NEW SECTION to read as  
13 follows:

14 Any candidate for President or Vice President of the United States who is not nominated by  
15 a primary election may be nominated by filing with the secretary of state or county auditor as  
16 prescribed by § 12-6-4, not prior to January twentieth at eight a.m. and not later than the first  
17 Tuesday in August at five p.m. prior to the election, a certificate of nomination which shall be  
18 executed as provided in chapter 12-6. If the certificate of nomination is mailed by registered mail  
19 by the first Tuesday in August at five p.m. prior to the election, it is timely submitted. The  
20 certificate shall specify that an independent candidate for President or Vice President shall  
21 designate the name of any national political party, or political party organized pursuant to chapter  
22 12-5, with which the candidate has an affiliation. If no affiliation exists, the candidate shall be  
23 designated by the term, no party. The number of signatures required may not be less than one  
24 percent of the total combined vote cast for Governor at the last certified gubernatorial election

1 within the state. An independent candidate for President shall file a declaration of candidacy and  
2 a certification of the candidate's selection for Vice President with the secretary of state prior to  
3 circulation of the candidate's nominating petitions. The candidate and the candidate's selection  
4 for Vice President shall sign the certification before it is filed. The State Board of Elections shall  
5 promulgate rules pursuant to chapter 1-26 prescribing the forms for the certificate of nomination  
6 and the certification for Vice President.