

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

400H0713

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HJR 1010** - 01/30/2002

Introduced by: The Committee on State Affairs at the request of the Governor

1 A JOINT RESOLUTION, proposing and submitting to the electors at the next general election  
2 an amendment to Article IV, section 4, of the Constitution of the State of South Dakota,  
3 extending the time allowed for the Governor's review of legislation passed by the Legislature.

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF  
5 SOUTH DAKOTA, THE SENATE CONCURRING THEREIN:

6 Section 1. That at the next general election held in the state, the following amendment to  
7 Article IV, section 4 of the Constitution of the State of South Dakota, as set forth in section 2  
8 of this Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state  
9 for approval.

10 Section 2. That Article IV, section 4 of the Constitution, of the State of South Dakota, be  
11 amended to read as follows:

12 § 4. Whenever the Legislature is in session, any bill presented to the Governor for signature  
13 shall become law when the Governor signs the bill or fails to veto the bill within five days, not  
14 including Saturdays, Sundays, or holidays, of presentation. A vetoed bill shall be returned by the  
15 Governor to the Legislature together with ~~his~~ the Governor's objections within five days, not



1 including Saturdays, Sundays, or holidays, of presentation if the Legislature is in session or upon  
2 the reconvening of the Legislature from a recess. Any vetoed bill shall be reconsidered by the  
3 Legislature and, if two-thirds of all members of each house shall pass the bill, it shall become law.

4 Whenever a bill has been presented to the Governor and the Legislature has adjourned sine  
5 die or recessed for more than five days within five days from presentation, the bill shall become  
6 law when the Governor signs the bill or fails to veto it within fifteen days after such adjournment  
7 or start of the recess.

8 The Governor may strike any items of any bill passed by the Legislature making  
9 appropriations. The procedure for reconsidering items struck by the Governor shall be the same  
10 as is prescribed for the passage of bills over the executive veto. All items not struck shall become  
11 law as provided herein.

12 Bills with errors in style or form may be returned to the Legislature by the Governor with  
13 specific recommendations for change. Bills returned shall be treated in the same manner as  
14 vetoed bills except that specific recommendations for change as to style or form may be  
15 approved by a majority vote of all the members of each house. If the Governor certifies that the  
16 bill conforms with ~~his~~ the Governor's specific recommendations, the bill shall become law. If the  
17 Governor fails to certify the bill, it shall be returned to the Legislature as a vetoed bill.