

## 2024 South Dakota Legislature

**Senate Bill 99****AMENDMENT 99B  
FOR THE SENATE STATE AFFAIRS ENGROSSED BILL**

1 **An Act to modify provisions pertaining to applying for an absentee ballot application**  
2 **and to declare an emergency.**

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

4 **Section 1. That § 12-19-2.1 be AMENDED:**

5 **12-19-2.1.** ~~At any time~~ any time prior to an election, a voter may apply ~~for an~~  
6 absentee ballot in person at the office of and to the person in charge of the election ~~for an~~  
7 ~~absentee ballot~~ during regular office hours ~~up to 5:00~~ or until five p.m. on the day before  
8 the election, whichever is later. If the voter applies in person, the voter ~~shall~~ must  
9 complete a combined absentee ballot application/return envelope and show the person in  
10 charge of the election the voter's identification card as required in § 12-18-6.1 or complete  
11 the affidavit as provided in § 12-18-6.2.

12 In the event of confinement because of sickness or disability, a qualified voter may  
13 apply in writing pursuant to the provisions of § 12-19-2 ~~in writing~~ and obtain an absentee  
14 ballot by authorized messenger ~~so~~ designated over the signature of the voter. The person  
15 in charge of the election ~~may deliver~~ shall provide the ballot to be delivered to the qualified  
16 voter to the authorized messenger ~~a ballot to be delivered to the qualified voter. Any. An~~  
17 application ~~for~~ to have a ballot delivered by authorized messenger must be received by  
18 the person in charge of the election before ~~3:00~~ three p.m. on the day of the election. If  
19 the application designating an authorized messenger also indicates a request for an  
20 absentee ballot for any future election, ~~such~~ the absentee ballot ~~shall~~ must be mailed to  
21 the address provided on the application. If no address is provided, the ballot ~~shall~~ must  
22 be mailed to the person's voter registration address.

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