



## 2023 South Dakota Legislature

# House Bill 1099

Introduced by: **Representative** Weisgram

1 **An Act to permit the display of campaign signage in municipalities prior to the**  
 2 **beginning of absentee voting.**

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

4 **Section 1. That chapter 9-30 be amended with a NEW SECTION:**

5 A campaign sign that is less than four square feet in area may be placed on private  
 6 property in a residential zone adjacent to a transportation right-of-way by or with the  
 7 permission of the property owner no more than forty-five days prior to the beginning of  
 8 absentee voting in a primary or general election and may continue to be displayed through  
 9 election day. A municipality shall determine the time after a primary or general election  
 10 when campaign signs must be removed.

11 A campaign sign that is less than thirty-two square feet in area may placed on  
 12 private property in a business, commercial, or industrial zone adjacent to a transportation  
 13 right-of-way by or with the permission of the property owner no more than forty-five days  
 14 prior to the beginning of absentee voting in a primary or general election and may continue  
 15 to be displayed through election day. A municipality shall determine the time after a  
 16 primary or general election when campaign signs must be removed.

17 A campaign sign may not be placed in a right-of-way and may not be placed in  
 18 such a way as to obstruct or impede the visibility of the right-of-way. A municipality may  
 19 impose reasonable regulations on the illumination of the sign or sound emanating from or  
 20 in proximity to the sign to protect the safety of those who use a right-of-way against any  
 21 encroachment by a campaign sign.

22 Advertising billboards, electronic signage, murals, or other larger permanent  
 23 structures are exempt from the provisions of this section.

24 For the purposes of this section, the term, campaign sign, means a sign identifying  
 25 and urging voter support or opposition for a particular election issue, political party, ballot  
 26 question, or advocating a candidate for public office.