



2025 South Dakota Legislature

House Bill 1066

HOUSE STATE AFFAIRS ENGROSSED

Introduced by: **Representative Kayser**

1 **An Act to revise residency requirements for the purposes of voter registration.**

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

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

4 **12-1-4.** For the purposes of this title, ~~the term, residence, "resident"~~ means the
 5 place in which a person is domiciled as shown by an individual who maintains an actual
 6 fixed permanent dwelling, establishment, or any other abode where the individual lives
 7 and usually sleeps to which the person returns for at least thirty consecutive days. An
 8 individual who is a resident of this state remains a resident during an absence from this
 9 state, if the individual intends to return to this state after a period of absence. An individual
 10 may have only one place of residence.

11 ~~A person who leaves the residence and~~ If an individual who is a resident of a county
 12 of this state, goes into another county of this state or another state or territory for a
 13 temporary purpose ~~has not changed residence,~~ the individual remains a resident of the
 14 county.

15 ~~A person~~ An individual is considered to ~~have gained residence in any~~ be a resident
 16 of the county or municipality of this state in which the ~~person~~ individual actually lives, if
 17 the ~~person~~ individual has no present intention of leaving.

18 ~~A person~~ An individual ~~retains residence in~~ remains a resident of this state until
 19 ~~another residence has been gained~~ the individual becomes a resident of another state. If
 20 ~~a person~~ an individual moves from this state to another state or territory with the intention
 21 ~~making it the person's permanent home,~~ of becoming a resident of that state
 22 or territory for any purpose, the individual ~~loses residence in~~ is no longer a resident this
 23 state.

24 **Section 2. That § 12-4-1 be AMENDED:**

1 ~~12-4-1. A person~~An individual who maintains residence, as provided in, is a
2 resident of this state, as defined in § 12-1-4, within the state for at least thirty days prior
3 ~~to submitting the registration form,~~ and who has or will have the qualifications of a voter
4 prescribed by § 12-3-1 or 12-3-1.1, ~~or who will have such qualifications~~ at the next
5 ensuing municipal, primary, general, or school district election, is entitled to be registered
6 as a voter in the election precinct in which the person maintains residence.

7 ~~A person~~An individual eligible to vote may vote only in the election precinct where
8 the person maintains residence.

9 **Section 3. That § 12-4-1.2 be AMENDED:**

10 **12-4-1.2.** The voter registration form must include a certification of voter eligibility
11 by which the applicant attests, under the penalty of perjury, that the applicant:

- 12 (1) Is a citizen of the United States;
- 13 (2) Will be eighteen years or older on or before the next election;
- 14 (3) ~~Has maintained residence in South Dakota for at least thirty days prior to~~
15 ~~submitting the registration form.~~ Is a resident of the state of South Dakota;
- 16 (4) Has not been judged mentally incompetent;
- 17 (5) Is not currently serving a sentence for a felony conviction; and
- 18 (6) Authorizes the cancellation of a previous registration, if applicable.