

STATE OF SOUTH DAKOTA



OFFICE OF ATTORNEY GENERAL

1302 East Highway 14, Suite 1
Pierre, South Dakota 57501-8501
Phone (605) 773-3215
Fax (605) 773-4106
TTY (605) 773-6585
<http://atg.sd.gov/>

JASON R. RAVNSBORG
ATTORNEY GENERAL

CHARLES D. McGUIGAN
CHIEF DEPUTY ATTORNEY GENERAL

May 11, 2020

RECEIVED
MAY 11 2020
S.D. SEC. OF STATE

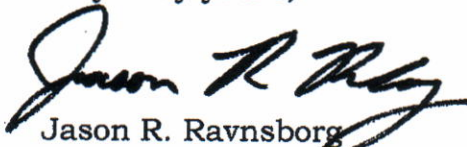
Hon. Steve Barnett
Secretary of State
500 E. Capitol
Pierre, SD 57501

Re: **Attorney General's statement for Constitutional Amendment B**

Dear Secretary Barnett:

Pursuant to SDCL 12-13-9, I hereby file the Attorney General's statement for Senate Joint Resolution 501 passed during the 2020 legislative session, which will appear as Constitutional Amendment B on the November general election ballot.

Very truly yours,


Jason R. Ravensborg
ATTORNEY GENERAL

JRR/lde

Enc.

Filed this 11th day of

May 2020


SECRETARY OF STATE

ATTORNEY GENERAL
2020 BALLOT EXPLANATION
CONSTITUTIONAL AMENDMENT B

RECEIVED
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Title: An amendment to the South Dakota Constitution authorizing the Legislature to allow sports wagering in Deadwood.

Explanation:

The constitution currently authorizes the Legislature to allow certain types of gaming in the City of Deadwood: roulette, keno, craps, limited card games, and slot machines. This constitutional amendment authorizes the Legislature to also include wagering on sporting events as a type of gaming allowed in Deadwood.

Under federal law, any gaming authorized by the Legislature to be offered in Deadwood would also be allowed at on-reservation tribal casinos upon amendments to current tribal gaming compacts.

Vote "Yes" to adopt the amendment.

Vote "No" to leave the Constitution as it is.

Filed this 11th day of

May 2020

Steve Barnett

SECRETARY OF STATE



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July 17, 2020

Honorable Steve Barnett
Secretary of State
500 E. Capitol
Pierre, SD 57501

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JUL 17 2020
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Re: Attorney General's Statement (Medicaid expansion constitutional amendment)

Dear Secretary Barnett,

This Office received a proposed initiated constitutional amendment that the sponsor will seek to place on the November 2022 ballot. Enclosed is a copy of the proposed amendment, in final form, that the sponsor submitted. In accordance with SDCL 12-13-25.1, I hereby file the enclosed Attorney General's Statement for this amendment.

By copy of this letter, I am providing a copy of the Statement to the sponsor of the amendment.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jason R. Ravensborg".

Jason R. Ravensborg
ATTORNEY GENERAL

JRR/lde
Enc.

cc/enc. Rick Weiland

Filed this 17th day of
July 2020
Steve Barnett
SECRETARY OF STATE

RECEIVED
JUL 17 2020
S.D. SEC. OF STATE

CONSTITUTIONAL AMENDMENT

ATTORNEY GENERAL'S STATEMENT

Title: An initiated amendment to the South Dakota Constitution expanding Medicaid eligibility.

Explanation:

Medicaid is a program, funded by the State and the federal government, to provide medical coverage for low-income people who are in certain designated categories. This constitutional amendment expands Medicaid eligibility in South Dakota. It requires the State to provide Medicaid benefits to any person over age 18 and under 65 whose income is at or below 133% of the federal poverty level and who meets other eligibility requirements in federal law. For people who qualify under this amendment, the State may not impose burdens or restrictions that are greater than those imposed on any other group eligible for medical assistance.

The State must obtain federal approval of the Medicaid expansion coverage set forth in this amendment. Additionally, the Legislature must pass laws to implement this amendment.

Filed this 17th day of
July 2020
Steve Barnett
SECRETARY OF STATE

RECEIVED
JUL 17 2020
S.D. SEC. OF STATE

BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

That Article XXI of the Constitution of the State of South Dakota be amended by adding a NEW SECTION to read:

§ 10 The State of South Dakota shall provide Medicaid benefits to any person over age 18 and under age 65 whose income is 133% of the federal poverty level or less as provided by federal law and who meets other nonfinancial eligibility requirements of the federal Medicaid law. The State of South Dakota may not impose on any such person any greater or additional burdens or restrictions on eligibility, enrollment, or benefits than on any other group eligible for medical assistance.

Within 90 days of voter approval of this section, the State of South Dakota shall submit a state plan amendment and all other necessary documents, and take all additional steps necessary to seek required approvals from the Centers for Medicare and Medicaid Services to include such persons as a coverage group in South Dakota's Medicaid program.

The Legislature shall provide by law any provisions necessary to implement this section.



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July 17, 2020

Honorable Steve Barnett
Secretary of State
500 E. Capitol
Pierre, SD 57501

Re: Attorney General's Statement (Medicaid expansion initiated measure)

Dear Secretary Barnett,

This Office received a proposed initiated measure that the sponsor will seek to place on the November 2022 ballot. Enclosed is a copy of the proposed measure, in final form, that the sponsor submitted. In accordance with SDCL 12-13-25.1, I hereby file the enclosed Attorney General's Statement for this measure.

By copy of this letter, I am providing a copy of the Statement to the sponsor of the measure.

Very truly yours,

A handwritten signature in black ink that reads "Jason R. Ravensborg".

Jason R. Ravensborg
ATTORNEY GENERAL

JRR/lde
Enc.

cc/enc. Rick Weiland

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S.D. SEC. OF STATE

Filed this 17th day of
July 2020
Steve Barnett
SECRETARY OF STATE

INITIATED MEASURE

ATTORNEY GENERAL'S STATEMENT

Title: An initiated measure expanding Medicaid eligibility.

Explanation:

Medicaid is a program, funded by the State and the federal government, to provide medical coverage for low-income people who are in certain designated categories. This measure expands Medicaid eligibility in South Dakota. It requires the State to provide Medicaid benefits to any person over age 18 and under 65 whose income is at or below 133% of the federal poverty level and who meets other eligibility requirements in federal law. For people who qualify under this measure, the State may not impose burdens or restrictions that are greater than those imposed on any other group eligible for medical assistance.

The State must obtain federal approval of the Medicaid expansion coverage set forth in this measure. Additionally, the South Dakota Department of Social Services must pass rules to implement this measure.

Filed this 17th day of
July 2020
Steve Barnett
SECRETARY OF STATE

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JUL 17 2020
S.D. SEC. OF STATE

BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

Section 1. That chapter 28-6 be amended by adding a NEW SECTION to read:

28-6-1.2 The state shall provide Medicaid benefits to any person over age 18 and under age 65 whose income is 133% of the federal poverty level or less, using the income methodology of the Medicaid statute at 42 U.S.C. §1396a(a)(10)(A)(i)(VIII) and who meets other nonfinancial eligibility requirements of the federal Medicaid statute. The state may not impose on any such person any greater or additional burdens or restrictions on eligibility, enrollment, or benefits than on any other group eligible for medical assistance.

Within 90 days of voter approval of this Act, the state shall submit a state plan amendment and all other necessary documents, and take all additional steps necessary to seek required approvals from the Centers for Medicare and Medicaid Services to include such persons as a coverage group in South Dakota's Medicaid program.

The Department of Social Services shall promulgate rules pursuant to chapter 1-26 to authorize low-income persons as an eligible population for Medicaid services in this state and any other necessary rule as authorized by §28-6-1 to implement this section.

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