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MARTY J. JACKLEY
ATTORNEY GENERAL

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JUN 06 2023

SD Secretary of State

MARK W. BARNETT
CHIEF DEPUTY ATTORNEY GENERAL

June 6, 2023

Honorable Monae L. Johnson
Secretary of State
500 E. Capitol
Pierre, SD 57501

RE: Draft Attorney General's Statement (An Initiated Amendment to the South Dakota Constitution Repealing the Single Subject Rule)

Dear Secretary Johnson,

Enclosed is a copy of a proposed initiated amendment, in final form, that the sponsor submitted to this Office. In accordance with state law, I hereby file the enclosed *draft* Attorney General's Statement for the purposes of receiving public comment on the same.

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

Very truly yours,

Marty J. Jackley
ATTORNEY GENERAL

MJJ/dd
Enc.

Cc/encl: Quincy Hanzen
Reed Holwegner – Legislative Research Council

Filed this 6th day of
June 2023

SECRETARY OF STATE

CONSTITUTIONAL AMENDMENT
DRAFT ATTORNEY GENERAL'S STATEMENT

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SD Secretary of State

Title: An Amendment to the South Dakota Constitution Removing the Limitation That a Proposed Constitutional Amendment Embrace Only One Subject.

Explanation:

The South Dakota Constitution provides that a proposed constitutional amendment may not embrace more than one subject. This requirement is known as the single subject rule.

This proposed amendment removes that provision from the Constitution. If this measure is approved, voters may be asked to vote on an amendment which contains multiple subjects.

Filed this 6th day of
June 2023

Monae L. Johnson

SECRETARY OF STATE

BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

That Article XXIII, section 1 of the Constitution of the State of South Dakota, be amended to read: § 1. Amendments to this Constitution may be proposed by initiative or by a majority vote of all members of each house of the Legislature. An amendment proposed by initiative shall require a petition signed by qualified voters equal in number to at least ten percent of the total votes cast for Governor in the last gubernatorial election. The petition containing the text of the proposed amendment and the names and addresses of its sponsors shall be filed at least one year before the next general election at which the proposed amendment is submitted to the voters. A proposed amendment may amend one or more articles and related subject matter in other articles as necessary to accomplish the objectives of the amendment; ~~however, no proposed amendment may embrace more than one subject.~~ If more than one amendment is submitted at the same election, each amendment shall be so prepared and distinguished that it can be voted upon separately.

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SD Secretary of State

Filed this 6th day of

June 2023

Monae L. Johnson

SECRETARY OF STATE