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RECEIVED

MAR 30 2023

SD Secretary of State

March 30, 2023

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

RE: Attorney General's Statement (Amendment to the South Dakota Constitution Removing the Limitation That a Proposed Constitutional Amendment Embrace Only One Subject)

Dear Secretary Johnson,

Enclosed is a copy of a proposed amendment to the South Dakota Constitution, in final form, that the sponsor submitted to this Office. In accordance with state law, I hereby file the enclosed Attorney General's Statement for this initiated constitutional amendment.

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

Very truly yours,

A blue ink signature of Marty J. Jackley.

Marty J. Jackley
ATTORNEY GENERAL

MJJ/dd
Enc.

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

Filed this 30th day of

March 2023

A blue ink signature of Monae L. Johnson.

SECRETARY OF STATE

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SD Secretary of State

CONSTITUTIONAL AMENDMENT

ATTORNEY GENERAL'S STATEMENT

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. In addition, the State Constitution requires that multiple amendments proposed at the same election must be individually presented and voted on separately. These rules are known as the single subject rule and the separate vote requirement.

This proposed amendment removes those provisions from the Constitution. If the measure is approved, voters may be asked to vote on amendments containing multiple subjects. Also, if approved, voters may no longer be able to vote separately on each constitutional change.

Filed this 30th day of

March 2023

Monae L. Johnson

SECRETARY OF STATE

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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.~~

Filed this 30th day of

March 2023

Monae L. Johnson

SECRETARY OF STATE