

South Dakota State Board of Elections
Notice of Public Hearing to Adopt Rules

A public hearing will be held in the conference room of the South Dakota Association of County Officials Building, 211 E. Prospect Ave., Pierre, South Dakota, on May 23, 2016, at 10:30 a.m. Central Time, to consider the adoption and amendment of proposed rules numbered

§§ 5:02:03:01; 5:02:03:25 (Repeal); 5:02:04:04; 5:02:04:05; 5:02:04:06; 5:02:04:08; 5:02:04:09; 5:02:04:11; 5:02:04:14; 5:02:04:15; 5:02:04:16; 5:02:04:17; 5:02:04:22; 5:02:04:23 (New); 5:02:04:24 (New); 5:02:06:01; 5:02:06:01.02; 5:02:06:10; 5:02:06:12; 5:02:06:24; 5:02:06:25 (New); 5:02:08:00; 5:02:08:00.05; 5:02:08:07.02 (New); 5:02:08:09; 5:02:08:46 (New); 5:02:10:06; 5:02:22:01 (Repeal); and 5:02:22:03 (Repeal), inclusive.

The effects of the rules are the following: Specify a location on the voter registration form for cancelling a voter's registration, allow for a large print version of the voter registration form, and repeal the overseas registrant form. Provide new language for Americans Disability Act (ADA) information on numerous election notices. Provide municipalities and schools with another reason for a vacancy on the notice of vacancy. Amend the notice of deadline for filing primary nominating petitions to include the filing deadline for independent candidates. Create forms for notice of vacancy for newly incorporated municipalities and notice of vacancy for conservation district supervisor. Amend format for primary, general, alternate optical scan ballots, and municipal election ballots. Amend the instructions to voters on the optical scan ballots. Create a ballot format for county question elections. Amend the guidelines for acceptance of petitions to include the requirement for statewide candidate petitions to be verified against the statewide voter registration file. Amend the five percent random sample process to include statewide candidates and use an up to date process for how the random sample is determined. Create a new affidavit form for sponsors of statewide ballot measures. Remove outdated language in the initiated constitutional amendment petition or initiated petition for repeal of constitutional provision and remove a statute reference that is no longer in state law. Create petition for school to implement a school sentinel program. Repeal requirement for submission of a voter center plan and repeal the denied application process. Amend the format for the official record of absentee ballots to allow both electronic and paper records and remove the requirement to be linked to the master voter registration file.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Secretary of State, State Capitol, 500 East Capitol, Pierre, South Dakota 57501. Material sent by mail must reach the Office of the Secretary of State by May 23, 2016, to be considered at the hearing.

After the hearing, the State Board of Elections will consider all written and oral comments it receives on the proposed rules. The State Board of Elections may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Office of the Secretary of State at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3537.

Copies of the proposed rules may be obtained without charge from the
State Board of Elections
c/o Office of the Secretary of State
State Capitol, Suite 204
500 East Capitol Avenue
Pierre, South Dakota 57501

Published at the approximate cost of \$