

Board of Elections  
Notice of Public Hearing to Adopt Rules

A public hearing will be held in the South Dakota Association of County Officials building, 211 East Prospect Avenue, Pierre, South Dakota, on August 19, 2020, at 1:00 p.m. central time, to consider the adoption and amendment of proposed administrative rules numbered

§§ 05:02:03:21, 05:02:04:06, 05:02:08:00, 05:02:08:07, 05:02:08:08, 05:02:08:09,  
05:02:08:11, 05:02:08:20, 05:02:08:24, 05:02:08:25, 05:02:08:26, 05:02:08:27,  
05:02:08:28, 05:02:08:34, 05:02:08:35, 05:02:08:36, 05:02:08:42, 05:02:09:01.03,  
05:02:09:02, 05:02:09:16, 05:02:10:01, 05:02:10:04, and 05:02:10:05.

The effect of the rules will be to update certain nominating petitions to provide consistency to address and date formats, revise petition forms for statewide initiated measure, constitutional amendment, and referendum petitions to include a circulator identification number for paid circulators, repeal rule and references to direct recording electronic voting machines, revise requirements for voter registration affidavits, clarify the allowable format for recapitulation sheets, update the standards used for approval of automatic tabulating systems, and revise the process for acceptance of petitions for municipal elections. These changes would also update the absentee ballot application form, absentee ballot instructions, and absentee ballot return envelope with a delayed implementation date of December 1, 2020.

The reason for adopting the proposed rules is to comply with recent legislative changes, including repealing obsolete rules, and to align rules with current practice.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may appear in-person at the hearing or mail them to the Secretary of State, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota 57501. Material sent by mail must reach the Secretary of State by August 19, 2020 to be considered.

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

For Persons with Disabilities: This hearing will be located at a physically accessible place. Please contact the Secretary of State at least 48 hours before the public hearing if you have special needs for which special arrangements can be made by calling (605) 773-3537.

Copies of the proposed rules may be obtained without charge from:

Secretary of State  
Room 204  
State Capitol  
500 East Capitol Avenue  
Pierre, South Dakota 57501

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