

## Chapter 5:02:03

### Forms for Registration

Sec.

- 5:02:03:00. Repealed.
- 5:02:03:01. Voter registration form.
- 5:02:03:01.01 to 5:02:03:11. Repealed.
- 5:02:03:12. Agency voter registration instructions.
- 5:02:03:13. Voter registration instructions.
- 5:02:03:14. Acknowledgement notice for invalid or incomplete voter registration applications.
- 5:02:03:15. Acknowledgement notice for valid voter registrations.
- 5:02:03:16. Confirmation mailing notice.
- 5:02:03:17. Retention of confirmation mailing notice records.
- 5:02:03:18. Voter registration statistics.
- 5:02:03:19. Voter registration address verification notice.
- 5:02:03:20. Potential duplicate notice.
- 5:02:03:21. Statement by person registering without a driver license or social security number.
- 5:02:03:22. Parameters for voter registration verification with driver's license records.
- 5:02:03:23. Parameters for voter registration verification with social security administration records.
- 5:02:03:24. Notice to removed felons.

#### **5:02:03:24. Notice to removed felons.**

Any person who is removed from the voter registration list due to a disqualifying state felony conviction shall be notified by the county auditor. The notice shall be sent by forwardable mail in the following form:

##### **State Felony Conviction Voter Registration Cancellation Notice**

This office has been notified by the Unified Judicial System that you have been convicted of a state felony.

Under South Dakota law, a person convicted of a felony in state court who is sentenced to imprisonment in the adult penitentiary system loses the right to vote even if the execution of that sentence is suspended pursuant to SDCL 23A-27-35 and 12-4-18. You will be eligible to register to vote upon completion of your entire sentence. A person sentenced only to probation or to pay a fine or restitution does not lose the right to vote.

Further information is available at [www.sdsos.gov](http://www.sdsos.gov).

If you have any questions or believe this to be an error, please contact this office at \_\_\_\_\_ (phone number).

Any person who is removed from the voter registration list due to a disqualifying federal felony conviction shall be notified by the county auditor. The notice shall be sent by forwardable mail in the following form:

##### **Federal Felony Conviction Voter Registration Cancellation Notice**

This office has been notified by the United States Department of Justice that you have been convicted of a federal felony.

Under South Dakota law, a person convicted of a felony in federal court loses the right to vote if sentenced to a term of imprisonment in the adult penitentiary system pursuant to SDCL 12-4-18. You will be eligible to register to vote upon completion of your term of imprisonment including supervised release. A person sentenced only to probation or to pay a fine or restitution does not lose the right to vote.

Further information is available at [www.sdsos.gov](http://www.sdsos.gov) .

If you have any questions or believe this to be an error, please contact this office at \_\_\_\_\_ (phone number).

Source:

General Authority: SDCL 12-1-9(3).

Law Implemented: SDCL 12-4-18, 23A-27-35, USC 1973gg-6(g).

### **5:02:04:21. Notice of cancellation of municipal election**

The notice of the cancellation of a municipal election shall be in the following form:

#### **NOTICE OF CANCELLATION OF MUNICIPAL ELECTION MUNICIPALITY OF \_\_\_\_\_**

Notice is hereby given that no Municipal Election will be held on the \_\_\_\_ day of \_\_\_\_\_, 49 20 , in \_\_\_\_\_, South Dakota.

The election for which public notice was given has been cancelled because

(a) no certificates of nomination were filed for (any of) the following position(s) and the incumbent(s) will hold over for the new term to be filled:

(HERE LIST POSITIONS AND NAME OF THE INCUMBENT(S) TO BE FILLED)

(b) the following individual(s) has (have) filed certificates of nomination in the office of the Finance Officer for the position(s) to be filled:

(HERE LIST CANDIDATES FILING CERTIFICATES OF NOMINATION AND POSITIONS FOR WHICH THEY HAVE FILED)

Because (each of) the candidate(s) is unopposed, certificates of election will be issued in the same manner as to successful candidates after election.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 49 20 .

\_\_\_\_\_  
Finance Officer

Source: 14 SDR 19, effective August 9, 1987.

General Authority: SDCL 12-1-9.

Law Implemented: SDCL 9-13-5.

### **5:02:05:02. Instructions to the voters using hand-counted paper ballots.**

The instructions to be posted in two locations in the polling place in at least 48 point type for paper ballots must be in the following form:

## **INSTRUCTIONS TO THE VOTERS**

### **TO MARK THE BALLOT**

Use a cross (X) or a check mark (✓) for each vote.  
Do not make any marks other than a cross (X) or check mark (✓).  
Do not erase anything on your ballot.  
Do not rip your ballot or make holes in it.  
Do not write in a name.

### **IF YOU MAKE A MISTAKE**

If you make a mistake, give the ballot back and get a new one.

If you cast more votes than allowed in a race, give the ballot back and get a new one.

### **TO RETURN THE BALLOT(S) AFTER VOTING**

Fold each ballot so the ballot stamp shows and take to the ballot box.

### **IF YOU NEED HELP, ASK.**

### **PROVISIONAL BALLOT**

You may vote a provisional ballot if your name is not on the voter list but you registered in this precinct by the deadline. You must complete both the envelope and ballot.

### **VOTING RIGHTS**

Any voter who can't mark a ballot because the voter has a physical disability or can't read, may ask any person they choose to help them vote.  
Any voter may ask for instruction in the proper procedure for voting.  
Any voter at the polling place prior to 7:00 p.m. is allowed to cast a ballot.

### **ELECTION CRIMES**

Anyone who makes a false statement when they vote, tries to vote knowing they are not a qualified voter, or tries to vote more than once has committed an election crime.

### **OTHER INFORMATION**

The polls are open from 7:00 a.m. to 7:00 p.m. If your voting rights have been violated, you may call the person in charge of the election at \_\_\_\_\_, the Secretary of State at 888-703-5328, or your state's attorney.

The instructions to be posted in each voting booth for paper ballots must be in the following form:

## **INSTRUCTIONS TO THE VOTERS**

### **TO MARK THE BALLOT**

Use a cross (X) or a check mark (✓) for each vote.  
Do not make any marks other than a cross (X) or check mark (✓).  
Do not erase anything on your ballot.  
Do not rip your ballot or make holes in it.

Do not write in a name.

## IF YOU MAKE A MISTAKE

If you make a mistake, give the ballot back and get a new one.

If you cast more votes than allowed in a race, give the ballot back and get a new one.

## TO RETURN THE BALLOT(S) AFTER VOTING

Fold each ballot so the ballot stamp shows and take to the ballot box.

## IF YOU NEED HELP, ASK.

The instructions to be published with the facsimile ballot for primary and general elections must be in the following form:

### **INSTRUCTIONS TO THE VOTERS**

#### VOTING RIGHTS

Any voter who can't mark a ballot because the voter has a physical disability or can't read, may ask any person they choose to help them vote.

Any voter may ask for instruction in the proper procedure for voting.

Any voter at the polling place prior to 7:00 p.m. is allowed to cast a ballot.

If your voting rights have been violated, you may call the person in charge of the election at \_\_\_\_\_, the Secretary of State at 888-703-5328, or your state's attorney at \_\_\_\_\_.

A felon who receives a sentence of imprisonment to the adult penitentiary system, including a suspended execution of sentence, loses the right to vote. Felons so sentenced may register to vote following completion of their sentence. Further information is available at [www.sdsos.gov](http://www.sdsos.gov).

#### ELECTION CRIMES

Anyone who makes a false statement when they vote, tries to vote knowing they are not a qualified voter, or tries to vote more than once has committed an election crime.

Source: 2 SDR 5, effective July 30, 1975; 2 SDR 82, effective June 13, 1976; 5 SDR 31, effective November 1, 1978; 6 SDR 25, effective September 24, 1979; 12 SDR 43, effective September 23, 1985; 23 SDR 236, effective July 17, 1997; 25 SDR 167, July 6, 1999; 27 SDR 146, effective July 9, 2001; 28 SDR 99, effective January 17, 2002; 29 SDR 177, effective July 2, 2003; 30 SDR 171, effective May 10, 2004; 32 SDR 225, effective July 3, 2006.

General Authority: SDCL 12-1-9(3), 12-1-9(9).

Law Implemented: SDCL 12-16-23, 12-16-25, 12-4-18, 23A-27-35, USC 1973gg-6(g).

### **5:02:05:02.01 Instructions to the voters using optical scan ballots.**

The instructions to be posted in two locations in the polling place in at least 48 point type for optical scan ballots must be in the following form:

### **INSTRUCTIONS TO THE VOTERS**

#### TO MARK THE BALLOT

Fill in the oval (●) next to the name or ballot question. Use only the pencil or marker given to you!

Do not make any marks other than filling the oval.

Do not erase anything on your ballot.

Do not rip your ballot or make holes in it.

Do not write in a name.

#### IF YOU MAKE A MISTAKE

If you make a mistake, give the ballot back and get a new one.

If you cast more votes than allowed in a race, give the ballot back and get a new one.

#### TO RETURN THE BALLOT AFTER VOTING

Put the ballot in the holder so the ballot stamp shows and take to the ballot box.

#### IF YOU NEED HELP, ASK.

#### PROVISIONAL BALLOT

You may vote a provisional ballot if your name is not on the voter list but you registered in this precinct by the deadline. You must complete both the envelope and ballot.

#### VOTING RIGHTS

Any voter who can't mark a ballot because the voter has a physical disability or can't read, may ask any person they choose to help them vote.

Any voter may ask for instruction in the proper procedure for voting.

Any voter at the polling place prior to 7:00 p.m. is allowed to cast a ballot.

#### ELECTION CRIMES

Anyone who makes a false statement when they vote, tries to vote knowing they are not a qualified voter, or tries to vote more than once has committed an election crime.

#### OTHER INFORMATION

The polls are open from 7:00 a.m. to 7:00 p.m. If your voting rights have been violated, you may call the person in charge of the election at \_\_\_\_\_, the Secretary of State at 888-703-5328, or your state's attorney.

The instructions to be posted in each voting booth for optical scan ballots must be in the following form:

#### **INSTRUCTIONS TO THE VOTERS**

##### TO MARK THE BALLOT

Fill in the oval (●) next to the name or ballot question. Use only the pencil or marker given to you!

Do not make any marks other than filling the oval.

Do not erase anything on your ballot.

Do not rip your ballot or make holes in it.

Do not write in a name.

#### IF YOU MAKE A MISTAKE

If you make a mistake, give the ballot back and get a new one.

If you cast more votes than allowed in a race, give the ballot back and get a new one.

#### TO RETURN THE BALLOT AFTER VOTING

Put the ballot in the holder so the ballot stamp shows and take to the ballot box.

IF YOU NEED HELP, ASK.

The instructions to be published with the facsimile ballot for primary and general elections must be in the following form:

### **INSTRUCTIONS TO THE VOTERS**

#### VOTING RIGHTS

Any voter who can't mark a ballot because the voter has a physical disability or can't read, may ask any person they choose to help them vote.

Any voter may ask for instruction in the proper procedure for voting.

Any voter at the polling place prior to 7:00 p.m. is allowed to cast a ballot.

If your voting rights have been violated, you may call the person in charge of the election at \_\_\_\_\_, the Secretary of State at 888-703-5328, or your state's attorney at \_\_\_\_\_.

A felon who receives a sentence of imprisonment to the adult penitentiary system, including a suspended execution of sentence, loses the right to vote. Felons so sentenced may register to vote following completion of their sentence. Further information is available at [www.sdsos.gov](http://www.sdsos.gov).

#### ELECTION CRIMES

Anyone who makes a false statement when they vote, tries to vote knowing they are not a qualified voter, or tries to vote more than once has committed an election crime.

Source: 27 SDR 146, effective July 9, 2001; 28 SDR 99, effective January 17, 2002; 29 SDR 177, effective July 2, 2003; 30 SDR 171, effective May 10, 2004; 32 SDR 109, effective December 26, 2005; 32 SDR 225, effective July 3, 2006.

General Authority: SDCL 12-1-9(3), 12-1-9(9).

Law Implemented: SDCL 12-16-23, 12-16-25, 12-4-18, 23A-27-35, USC 1973gg-6(g).

#### **5:02:06:01. General election.**

The general election ballot must be white and must be in the following form, as applicable:

OFFICIAL GENERAL ELECTION BALLOT		(Ballot Stamp)
November _____	County, South Dakota	
<b>INSTRUCTIONS TO THE VOTER:</b> Insert appropriate instructions from ARSD 5:02:06:01.02		
<b>For Presidential Electors</b> You may vote for <b>one</b> slate or leave it blank.	<b>For Secretary of State</b> You may vote for <b>one</b> or leave it blank.	<b>For State Senator, District __</b> You may vote for <b>one</b> or leave it blank.
<input type="radio"/> <b>Doe &amp; Roe Electors</b> Party Label John Hall Jane Smith Pat Jones	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<input type="radio"/> <b>Lee &amp; Jones Electors</b> Party Label  Jill Doe John Doe Shannon McGee	<b>For Attorney General</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<b>For State Representatives, District __</b> You may vote for up to <b>two</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Party Label
<input type="radio"/> <b>Hill &amp; Hall Electors</b> Independent Bill Smith June Johnson Kim Olson	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<input type="radio"/> <b>Jill Doe</b> Party Label  <input type="radio"/> <b>Shannon McGee</b> Independent  <input type="radio"/> <b>Bill Smith</b> Independent
<b>INSTRUCTIONS TO THE VOTER:</b> Insert appropriate instructions from ARSD 5:02:06:01.02		
<b>For United States Senator</b> You may vote for <b>one</b> or leave it blank.	<b>For State Auditor</b> You may vote for <b>one</b> or leave it blank.	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<b>For State Treasurer</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<b>For State Representative, District __</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<b>For United States Representative</b> You may vote for <b>one</b> or leave it blank.	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<b>For Commissioner of School and Public Lands</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	<b>For County Treasurer</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<b>For Governor and Lieutenant Governor</b> To be elected as a team, you may vote for <b>one</b> or leave it blank.	<input type="radio"/> <b>John Doe</b> Party Label for Governor and <b>Jane Doe</b> for Lieutenant Governor  <input type="radio"/> <b>Pat Jones</b> Party Label for Governor and <b>Kim Olson</b> for Lieutenant Governor  <input type="radio"/> <b>Mary Johnson</b> Independent for Governor and <b>Shannon McGee</b> for Lieutenant Governor	<input type="radio"/> <b>Pat Jones</b> Independent  <b>For County Auditor</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent  <b>For States Attorney</b> You may vote for <b>one</b> or leave it blank. <input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent
<input type="radio"/> <b>John Doe</b> Party Label for Governor and <b>Jane Doe</b> for Lieutenant Governor  <input type="radio"/> <b>Pat Jones</b> Party Label for Governor and <b>Kim Olson</b> for Lieutenant Governor  <input type="radio"/> <b>Mary Johnson</b> Independent for Governor and <b>Shannon McGee</b> for Lieutenant Governor	<input type="radio"/> <b>John Doe</b> Party Label  <input type="radio"/> <b>Jane Smith</b> Party Label  <input type="radio"/> <b>Pat Jones</b> Independent	
<b>Go to top of next column</b>	<b>Go to top of next column</b>	<b>Turn Page</b>

November ,	County, South Dakota	INSTRUCTIONS TO THE VOTER: Insert appropriate instructions from ARSD 5:02:06:01.02
<b>For Sheriff</b> You may vote for <b>one</b> or leave it blank.	<b>NONPOLITICAL BALLOT</b>	
<input type="radio"/> <b>John Doe</b> Party Label	<b>Supreme Court Justice Retention</b> Vote on each justice. Shall the justice(s) of the Supreme Court named on this ballot, whose term(s) expire(s) (date), be retained in office?	<b>Constitutional Amendment(s)</b> The following amendment(s) to the State Constitution (is/are) submitted to the voters by (the Legislature/petition). The amendment(s) will not become effective unless approved by majority vote.
<input type="radio"/> <b>Jane Smith</b> Party Label	<b>Justice John Doe</b> , representing the ___ Supreme Court District	<b>Constitutional Amendment A</b>
<input type="radio"/> <b>Pat Jones</b> Independent	<input type="radio"/> <b>Yes</b> <input type="radio"/> <b>No</b>	<b>Title:</b>
<b>For Register of Deeds</b> You may vote for <b>one</b> or leave it blank.	<b>Justice John Doe</b> , representing the ___ Supreme Court District	<b>Attorney General Explanation:</b>
<input type="radio"/> <b>John Doe</b> Party Label	<input type="radio"/> <b>Yes</b> <input type="radio"/> <b>No</b>	<input type="radio"/> <b>Yes</b>
<input type="radio"/> <b>Jane Smith</b> Party Label		<input type="radio"/> <b>No</b>
	<b>Judge of the Circuit Court</b>	<b>Initiated Measure(s)</b>
<input type="radio"/> <b>Pat Jones</b> Independent	For _____ Circuit, Position ____, you may vote for <b>one</b> or leave it blank	The following initiated measure(s) (was/were) proposed by petition for submission to the voters. Th(is/ese) initiated measure(s) will not become effective unless approved by majority vote.
<b>For Coroner</b> You may vote for <b>one</b> or leave it blank.	<input type="radio"/> <b>John Doe</b>	<b>Initiated Measure 1</b>
<input type="radio"/> <b>John Doe</b> Party Label	<input type="radio"/> <b>Jane Smith</b>	<b>Title:</b>
<input type="radio"/> <b>Jane Smith</b> Party Label		<b>Attorney General Explanation:</b>
	<b>Water Development District</b>	<input type="radio"/> <b>Yes</b>
<input type="radio"/> <b>Pat Jones</b> Independent	For _____ <u>Water Development</u> District Director, Area _____ <u>Water-Development District</u> , you may vote for <b>one</b> or leave it blank	<input type="radio"/> <b>No</b>
<b>For County Commissioner, District __</b> You may vote for <b>one</b> or leave it blank.	<input type="radio"/> <b>John Doe</b>	<b>Referred Law(s)</b>
<input type="radio"/> <b>John Doe</b> Party Label		The following law(s) (was/were) adopted by the Legislature and referred to the voters by petition. Th(is/ese) law(s) will not become effective unless approved by majority vote.
<input type="radio"/> <b>Jane Smith</b> Party Label	<input type="radio"/> <b>Jane Smith</b>	<b>Referred Law 2</b>
<input type="radio"/> <b>Pat Jones</b> Independent	<b>Heartland Consumers Power District</b> For <u>Subdivision No. _____</u> District-Director, you may vote for <b>one</b> or leave it blank	<b>Title:</b>
<b>For County Commissioner At Large</b> You may vote for up to __ or leave it blank.	<input type="radio"/> <b>John Doe</b>	<b>Attorney General Explanation:</b>
<input type="radio"/> <b>John Doe</b> Party Label	<input type="radio"/> <b>Jane Smith</b>	<input type="radio"/> <b>Yes</b>
<input type="radio"/> <b>Jane Smith</b> Party Label		<input type="radio"/> <b>No</b>
<input type="radio"/> <b>Pat Jones</b> Party Label		
<input type="radio"/> <b>Jill Doe</b> Party Label		
<input type="radio"/> <b>Shannon McGee</b> Independent		
<input type="radio"/> <b>Kim Olson</b> Independent		
<b>Go to top of next column</b>	<b>Go to top of next column</b>	<b>Turn Page</b>



Printing note: The top right corner of the front side of each ballot must be cut off approximately as indicated by the dashed line on the ballot form.

Source: 2 SDR 5, effective July 30, 1975; 2 SDR 46, effective December 30, 1975; 6 SDR 25, effective September 24, 1979; 8 SDR 24, effective September 16, 1981; 12 SDR 43, effective September 23, 1985; 19 SDR 12, effective August 5, 1992; 22 SDR 95, effective January 18, 1996; 23 SDR 236, effective July 17, 1997; 27 SDR 146, effective July 9, 2001; 28 SDR 99, effective January 17, 2002; 29 SDR 177, effective July 2, 2003; 33 SDR 230, effective July 1, 2007; 35 SDR 48, effective September 8, 2008.

General Authority: SDCL 12-1-9(2).

Law Implemented: SDCL 12-16-2.1, 12-16-9, 12-16-10.

**5:02:06:10. Primary.**

The primary election ballot must have a blue indicator for the Democratic party, white for the Republican party, and a different color as certified by the Secretary of State for any other party. The ballot must be in either of the following forms, as applicable:

PARTY  
OFFICIAL PRIMARY ELECTION BALLOT  
COUNTY, SOUTH DAKOTA  
JUNE \_\_, \_\_\_\_

To vote use a cross (X) or check mark (✓) in the square in front of the name. DO NOT cast more votes than are allowed in each race.

For United States Senator, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For United States Representative, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For Governor, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For State Senator, District \_\_\_\_, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For State Representative, District \_\_\_\_, (you may vote for up to two or leave it blank) or (you may vote for one or leave it blank)

\_\_\_\_\_  
 \_\_\_\_\_

For County Treasurer, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For County Auditor, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For States Attorney, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For Sheriff, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For Register of Deeds, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For Coroner, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For County Commissioner, District \_\_\_\_, you may vote for one or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For County Commissioner at Large, you may vote for up to \_\_\_\_ or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

For Delegates to State Convention, you may vote for up to \_\_\_\_ or leave it blank

\_\_\_\_\_  
 \_\_\_\_\_

OFFICIAL _____ PARTY PRIMARY ELECTION BALLOT		(Ballot Stamp)
June _____, _____ County, South Dakota		
<b>INSTRUCTIONS TO THE VOTER:</b> Insert appropriate instructions from ARSD 5:02:06:01.02		
<b>For Presidential Delegates and Alternates</b> You may vote for <u>one</u> slate or leave it blank.	<b>For Governor</b> You may vote for <u>one</u> or leave it blank.	<b>For States Attorney</b> You may vote for <u>one</u> or leave it blank.
<input type="radio"/> Candidates preferring	<input type="radio"/> John Doe	<input type="radio"/> John Doe
<input type="radio"/> John Hall	<input type="radio"/> Jane Smith	<input type="radio"/> Jane Smith
for President		
Delegates:	<input type="radio"/> Pat Jones	<input type="radio"/> Pat Jones
John Doe		
Jane Doe	<b>For State Senator, District __</b> You may vote for <u>one</u> or leave it blank.	<b>For Sheriff</b> You may vote for <u>one</u> or leave it blank.
Pat Jones	<input type="radio"/> John Doe	<input type="radio"/> John Doe
Alternates:	<input type="radio"/> Jane Smith	<input type="radio"/> Jane Smith
John Doe	<input type="radio"/> Pat Jones	<input type="radio"/> Pat Jones
Jane Doe		
Pat Jones		
<input type="radio"/> Candidates preferring		
<b>Jane Smith</b>	<b>For State Representatives, District __</b> You may vote for up to <u>two</u> or leave it blank.	<b>For Register of Deeds</b> You may vote for <u>one</u> or leave it blank.
for President	<input type="radio"/> John Doe	<input type="radio"/> John Doe
Delegates:	<input type="radio"/> Jane Smith	<input type="radio"/> Jane Smith
John Doe	<input type="radio"/> Pat Jones	<input type="radio"/> Pat Jones
Jane Doe		
Pat Jones	<input type="radio"/> Jill Doe	<b>For Coroner</b> You may vote for <u>one</u> or leave it blank.
Alternates:	<input type="radio"/> Shannon McGee	<input type="radio"/> John Doe
John Doe	<input type="radio"/> Bill Smith	<input type="radio"/> Jane Smith
Jane Doe	<b>For State Representative, District __</b>	<input type="radio"/> Pat Jones
Pat Jones	<input type="radio"/> John Doe	<b>For County Commissioner, District __</b> You may vote for <u>one</u> or leave it blank.
Alternates:	<input type="radio"/> Jane Smith	<input type="radio"/> John Doe
John Doe	<input type="radio"/> Pat Jones	<input type="radio"/> Jane Smith
Jane Doe	<b>For County Treasurer</b> You may vote for <u>one</u> or leave it blank.	<input type="radio"/> Pat Jones
Pat Jones		
<b>INSTRUCTIONS TO THE VOTER:</b> Insert appropriate instructions from ARSD 5:02:06:01.02		
<b>For United States Senator</b> You may vote for <u>one</u> or leave it blank.	<input type="radio"/> John Doe	<b>For County Commissioner At Large</b> You may vote for up to __ or leave it blank.
<input type="radio"/> John Doe	<input type="radio"/> Jane Smith	<input type="radio"/> John Doe
<input type="radio"/> Jane Smith	<input type="radio"/> Pat Jones	<input type="radio"/> Jane Smith
<input type="radio"/> Pat Jones	<b>For County Auditor</b> You may vote for <u>one</u> or leave it blank.	<input type="radio"/> Pat Jones
<b>For United States Representative</b> You may vote for <u>one</u> or leave it blank.	<input type="radio"/> John Doe	<input type="radio"/> Jill Doe
<input type="radio"/> John Doe	<input type="radio"/> Jane Smith	<input type="radio"/> Shannon McGee
<input type="radio"/> Jane Smith	<input type="radio"/> Pat Jones	<input type="radio"/> Kim Olson
<input type="radio"/> Pat Jones		
Go to top of next column	Go to top of next column	Turn Page

June ,	County, South Dakota	INSTRUCTIONS TO THE VOTER: Insert appropriate instructions from ARSD 5:02:06:01.02
<b>For Delegates to State Convention</b> You may vote for up to <u>  </u> or leave it blank.	<b>Heartland Consumers Power District</b> For Subdivision No. <u>  </u> District- Director, you may vote for <b>one</b> or leave it blank	<b>County Initiated Ordinance(s)</b> The following initiated ordinance(s) (was/were) proposed by petition for submission to the voters. Th(is/ese) initiated ordinance(s) will not become effective unless approved by majority vote.
<input type="radio"/> John Doe	<input type="radio"/> John Doe	
<input type="radio"/> Jane Smith	<input type="radio"/> Jane Smith	<b>Initiated Measure 1</b>
<input type="radio"/> Pat Jones		<b>Title:</b>
<input type="radio"/> Jill Doe	<b>School District</b> <b>For School Board Member, <u>  </u> year term</b> You may vote for up to <u>  </u> or leave it blank.	<b>States Attorney Explanation:</b>
<input type="radio"/> Shannon McGee	<input type="radio"/> John Doe	<input type="radio"/> Yes
<input type="radio"/> Kim Olson	<input type="radio"/> Jane Smith	<input type="radio"/> No
		<b>County Referred Ordinance(s)</b> The following ordinance(s) (was/were) adopted by the County Commission and referred to the voters by petition. Th(is/ese) ordinance(s) will not become effective unless approved by majority vote.
<b>For Precinct Committeeman</b> You may vote for <b>one</b> or leave it blank.	<input type="radio"/> Pat Jones	<b>Referred Law 2</b>
<input type="radio"/> John Doe	<input type="radio"/> Jill Doe	<b>Title:</b>
<input type="radio"/> Jim Smith	<input type="radio"/> Shannon McGee	<b>States Attorney:</b>
<input type="radio"/> Pat Jones	<input type="radio"/> Kim Olson	<input type="radio"/> Yes
		<input type="radio"/> No
	<b>City of <u>  </u></b>	
<b>For Precinct Committeewoman</b> You may vote for <b>one</b> or leave it blank.	<b>For Mayor</b> You may vote for <b>one</b> or leave it blank.	<b>Municipal Initiated Ordinance(s)</b> (was/were) proposed by petition for
<input type="radio"/> Joleen Doe	<input type="radio"/> John Doe	<b>Initiated Measure 1</b>
<input type="radio"/> Jane Smith	<input type="radio"/> Jim Smith	<b>Title:</b>
<input type="radio"/> Patricia Jones	<input type="radio"/> Pat Jones	<b>City Attorney Explanation:</b>
		<input type="radio"/> Yes
<b>NONPOLITICAL BALLOT</b>	<b>For City Commission, <u>  </u> year term</b> You may vote for up to <u>  </u> or leave it blank.	<input type="radio"/> No
<b>Judge of the Circuit Court</b>	<input type="radio"/> John Doe	<b>Municipal Referred Ordinance(s)</b> The following ordinance(s) (was/were) adopted by the City Council and referred to the voters by petition. Th(is/ese) ordinance(s) will not become effective unless approved by majority vote.
For <u>  </u> Circuit, Position <u>  </u> , you may vote for <b>one</b> or leave it blank	<input type="radio"/> Jane Smith	<b>Referred Law 2</b>
<input type="radio"/> John Doe	<input type="radio"/> Pat Jones	<b>Title:</b>
<input type="radio"/> Jane Smith	<input type="radio"/> Jill Doe	<b>City Attorney Explanation:</b>
<b>Water Development District</b> For <u>  </u> Water Development District Director, Area <u>  </u> Water Development District, you may vote for <b>one</b> or leave it blank	<input type="radio"/> Shannon McGee	<input type="radio"/> Yes
<input type="radio"/> John Doe	<input type="radio"/> Kim Olson	<input type="radio"/> No
<input type="radio"/> Jane Smith		
<b>Go to top of next column</b>	<b>Go to top of next column</b>	<b>Turn Page</b>

Printing note: For county commissioners at large or delegates to state convention, use the correct number designations for the number of candidates to be elected. For state representative, use the correct "vote for" phrase for the number to be elected.

Source: 2 SDR 46, effective December 30, 1975; 4 SDR 85, effective June 14, 1978; 5 SDR 31, effective November 1, 1978; 6 SDR 25, effective September 24, 1979; 8 SDR 31, effective October 1, 1981; 10 SDR 27, effective September 26, 1983; 14 SDR 19, effective August 9, 1987; 16 SDR 20, effective August 10, 1989; 23 SDR 115, effective January 22, 1997; 23 SDR 236, effective July 17, 1997; 25 SDR 8, effective August 3, 1998; 27 SDR 146, effective July 9, 2001; 28 SDR 99, effective January 17, 2002; 29 SDR 177, effective July 2, 2003; 32 SDR 225, effective July 3, 2006; 35 SDR 48, effective September 8, 2008.

General Authority: SDCL 12-1-9(2).

Law Implemented: SDCL 12-6-14, 12-16-2.1.

### **5:02:06:15. School board election.**

The school board election ballot must be white and must be in one of the following forms:

OFFICIAL SCHOOL BOARD ELECTION BALLOT  
\_\_\_\_\_ SCHOOL DISTRICT NO. \_\_\_\_\_, SOUTH DAKOTA  
(Election Date)

To vote use a cross (X) or check mark (✓) in the square in front of the name. DO NOT cast more votes than are allowed in each race.

For School Board Member \_\_\_\_\_ year term, you may vote for up to \_\_\_\_\_ or leave it blank.

- John Doe
- Richard Roe
- John Smith

Source: 4 SDR 26, effective October 27, 1977; 14 SDR 19, effective August 9, 1987; 22 SDR 95, effective January 18, 1996; 25 SDR 8, effective August 3, 1998; 28 SDR 99, effective January 17, 2002; 29 SDR 177, effective July 2, 2003.

General Authority: SDCL 12-1-9(2).

Law Implemented: SDCL 13-7-13.

## **Chapter 5:02:08**

### **Petitions**

Sec.

5:02:08:00. Guidelines for acceptance of petitions.

5:02:08:00.01. Requirements for counting signatures on petitions.

5:02:08:00.02. Sections of petition.

5:02:08:00.03. Form of petition.

5:02:08:00.04. Validity of petition signature when signer has signed more petitions than offices to be nominated.

- 5:02:08:00.05. Random sampling method for constitutional amendment, statutory initiative and referendum petitions.
- 5:02:08:01. Form of nominating petition - Partisan election.
- 5:02:08:02. Form of petition for circuit court judge - Nonpartisan election.
- 5:02:08:03 and 5:02:08:04. Repealed.
- 5:02:08:05. Certificate of nomination for independent candidate.
- 5:02:08:05.01. Independent candidate declaration of candidacy and certification of running mate.
- 5:02:08:06. Form of declaration for new political party.
- 5:02:08:07. Form of initiative petition.
- 5:02:08:07.01. Affidavit to be filed with completed initiative, referendum, or initiated constitutional amendment petition.
- 5:02:08:08. Form of referendum petition.
- 5:02:08:09. Form of initiated constitutional amendment petition or initiated petition for repeal of constitutional provision.
- 5:02:08:10. Repealed.
- 5:02:08:11. Nominating petition for school board member.
- 5:02:08:12. Reserved.
- 5:02:08:13. Nominating petition for municipal election.
- 5:02:08:14. Repealed.
- 5:02:08:15. Municipal initiative petition.
- 5:02:08:16. Municipal referendum petition.
- 5:02:08:17. Municipal petition for recall.
- 5:02:08:18. County initiative petition.
- 5:02:08:19. County referendum petition.
- 5:02:08:20. Certificate of nomination for independent presidential electors.
- 5:02:08:21. Form of petition to increase or decrease number of county commissioners.
- 5:02:08:22. Form of petition to increase or decrease number of members of school board.
- 5:02:08:23. Form of petition for change in municipal government.
- 5:02:08:24. Form of petition for water development district director.
- 5:02:08:25. Form of petition for irrigation district director by division.
- 5:02:08:26. Form of petition for irrigation district director at large.
- 5:02:08:27. Form of petition for water project district director by division.
- 5:02:08:28. Form of petition for water project district director at large.
- 5:02:08:29. Form of petition for school district reorganization through dissolution.
- 5:02:08:30. Form of petition for multiple school district reorganization to create a new district.
- 5:02:08:31. Form of petition for reconsideration of rejected school district reorganization plan.
- 5:02:08:32. Form of petition for combining county offices.
- 5:02:08:33. Form of petition for combining a county office with the same office in other counties.
- 5:02:08:34. Form of nominating petition for township election.
- 5:02:08:35. Form of nominating petition for special district trustee.
- 5:02:08:36. Form of petition for taxpayer of real property conservation district supervisor -- Nonpartisan election.
- 5:02:08:37. Form of petition for urban area conservation district supervisor -- Nonpartisan election.
- 5:02:08:38. Form of petition for rural land owner or occupier conservation district supervisor -- Nonpartisan election.
- 5:02:08:39. Form of petition for organization of a county road, ambulance, rural fire protection, sanitary, watershed, or water project district.
- 5:02:08:40. Form of petition for a resolution of cooperation or consolidation.
- 5:02:08:41. Form of petition for referring a tax levy opt-out.
- 5:02:08:42. Form of petition for consumers power district director.

- 5:02:08:43. Form of petition for establishing or eliminating school board representation areas.
- 5:02:08:44. Form of petition for referring the discontinuance of an attendance center.
- 5:02:08:45. Form for precinct committeeman or committeewoman.

**5:02:08:24. Form of petition for water development district director**

The nominating petition for a director of a water development district shall be in the following form:

NOMINATING PETITION FOR WATER DEVELOPMENT DISTRICT DIRECTOR  
NONPARTISAN ELECTION

INSTRUCTIONS TO CANDIDATE: The heading of this petition and the declaration of candidacy must be fully completed before the petition is circulated for signatures.

WE, THE UNDERSIGNED registered voters of \_\_\_\_\_ (insert the director area the candidate is to represent) of the \_\_\_\_\_ Water Development District, nominate \_\_\_\_\_ of \_\_\_\_\_ County, State of South Dakota, whose mailing address is \_\_\_\_\_, South Dakota, as a candidate for the office of director, representing \_\_\_\_\_ (insert the director area the candidate is to represent) of the \_\_\_\_\_ Water Development District for a \_\_\_ year term in the primary election to be held on June \_\_\_\_, 20\_\_.

DECLARATION OF CANDIDATE

I, \_\_\_\_\_ (print name here exactly as you want it on the election ballot), under oath, declare that I ~~own real property and reside in the~~ am a resident and registered voter in the director area that I will represent and that I am eligible to seek the office for which I am a candidate. If nominated and elected, I will qualify and serve in that office.

(Signed) \_\_\_\_\_

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.  
(Seal)

\_\_\_\_\_  
Signature of Officer Administering Oath

My Commission Expires \_\_\_\_\_

\_\_\_\_\_  
Title of Officer Administering Oath

The balance of this petition form is as prescribed in § 5:02:08:00.03.

Source: 10 SDR 27, effective September 26, 1983; 11 SDR 120, effective March 11, 1985; 16 SDR 20, effective August 10, 1989; 35 SDR 48, effective September 8, 2008.  
General Authority: SDCL 12-1-9(7).  
Law Implemented: SDCL 46A-3B-2, 46A-3B-4.

**5:02:08:45. Form for precinct committeeman or committeewoman.**

The statement for precinct committeeman or committeewoman shall be in the following form:

Precinct Committeeman or Committeewoman Statement

I, \_\_\_\_\_, of \_\_\_\_\_ County, declare myself a candidate for the position of \_\_\_\_\_ (insert party) Party Precinct \_\_\_\_\_ (insert committeeman or committeewoman) for Precinct No. \_\_\_\_\_. My mailing address is \_\_\_\_\_, \_\_\_\_\_, SD \_\_\_\_\_ and my residence address is \_\_\_\_\_, \_\_\_\_\_, SD \_\_\_\_\_.

I understand that to be a Precinct Committeeman or Committeewoman, I must be a resident of the precinct, be registered as a member of the political party named above, and if elected, will qualify and serve in the office.

I certify all of the above information to be true.

Print Name \_\_\_\_\_

Date \_\_\_\_\_

Signature \_\_\_\_\_

Telephone Number \_\_\_\_\_

Source:

General Authority: SDCL 12-1-9(7).

Law Implemented: SDCL 12-5-4.

## Chapter 5:02:10

### Absentee Voting

Sec.

- 5:02:10:01. Application for absentee ballot.
- 5:02:10:01.01. Receipt for absentee ballot.
- 5:02:10:01.02. Guidelines for acceptance of facsimile absentee ballot applications from UOCAVA voters.
- 5:02:10:01.03. Combined absentee ballot application/return envelope.
- 5:02:10:01.04. Military and overseas voters absentee ballot application for electronic access.
- 5:02:10:02. Envelope for transmitting ballot application to superintendent of elections.
- 5:02:10:03. Envelope for sending ballots to voter.
- 5:02:10:04. Instructions to absentee voters.
- 5:02:10:05. Official return envelope for ballots used in voting.
- 5:02:10:06. Official record of absentee ballots delivered to voters.
- 5:02:10:07. Repealed.
- 5:02:10:08. Envelopes for use with voting service and overseas ballots.

#### 5:02:10:01. Application for absentee ballot.

The application for an absentee ballot must be in the following form:

APPLICATION FOR ABSENTEE BALLOT  
\_\_\_\_\_ COUNTY, SOUTH DAKOTA

You may apply for an absentee ballot before 3:00pm on election day for any or all primary, general, or special elections conducted by your county in this calendar year with one request. However, you must make a separate request for municipal elections and another for school elections. Additional information on absentee voting is available at [www.sdsos.gov](http://www.sdsos.gov).

Check the election(s) for which you are requesting an absentee ballot:

- Primary    If you are registered as an independent and are requesting a primary ballot, you may have a choice of ballots. Please check one of the following:  Non-political ballot or  Democratic Party ballot



- General
- Municipal
- School
- Special \_\_\_\_\_ (specify jurisdiction)
- If any other election is conducted by this jurisdiction this calendar year, I request an absentee ballot for that election.

If request is for a municipal or school election:

I have lived in that jurisdiction at least 30 days in the last year. Yes  No

I am a full-time postsecondary student who resided in that jurisdiction immediately prior to leaving for postsecondary education. Yes  No

I am on active duty military and my home of record is in that jurisdiction. Yes  No

My voter registration residence address is: \_\_\_\_\_  
 \_\_\_\_\_ (address) \_\_\_\_\_ (city)

My printed name as it appears on the voter registration list is: \_\_\_\_\_

Mail my ballot to the following address: \_\_\_\_\_

Daytime phone number: \_\_\_\_\_ (Street address or PO Box)(City)(State)(Zip)

I hereby verify that I am the person named above and these statements made by me are true and correct.

\_\_\_\_\_  
 Voter Signature

Sworn to before me this \_\_\_ day of \_\_\_\_\_, 20\_\_.  
 (Seal)

\_\_\_\_\_  
 Signature of Officer Administering Oath

My Commission Expires \_\_\_\_\_  
 \_\_\_\_\_  
 Title of Officer Administering Oath

NOTE: The voter's signature must be witnessed by a notary public or other officer authorized to administer an oath. If the signature is not witnessed, this application must be accompanied by a copy of the voter's valid ID. If absentee voting at the office of the person in charge of the election, you must show a valid ID.

An acceptable ID is:

- A South Dakota driver's license or nondriver ID card
- A passport or other picture ID issued by the United States government
- A tribal photo ID
- A current student photo ID issued by a South Dakota high school or postsecondary education institution

\_\_\_\_\_  
 (bold) **AUTHORIZED MESSENGER REQUEST** (unbold)

I authorize \_\_\_\_\_ to serve as my authorized messenger to pick up my absentee ballot. I further certify under penalty of law that I am confined because of sickness or disability and for this reason alone am unable to vote at my polling place on election day.

\_\_\_\_\_  
 Signature of voter

THE AUTHORIZED MESSENGER MUST COMPLETE THE FOLLOWING:

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Are you serving as an authorized messenger for any other voter? Yes  No

I acknowledge receipt of the ballot for the above named voter on \_\_\_\_\_ at \_\_\_\_\_ m.  
 \_\_\_\_\_ (date) (time)

\_\_\_\_\_  
 Signature of authorized messenger

Date ballot returned:



I acknowledge receipt of the ballot for the above named voter on \_\_\_\_\_ at \_\_\_\_\_ m.  
Date Time

Date Ballot Returned: \_\_\_\_\_

Signature of Authorized Messenger

Source: 2 SDR 46, effective December 30, 1975; 6 SDR 25, effective September 24, 1979; 8 SDR 24, effective September 16, 1981; 10 SDR 27, effective September 26, 1983; 16 SDR 20, effective August 10, 1989; 16 SDR 203, effective May 28, 1990; 19 SDR 12, effective August 5, 1992; 21 SDR 77, effective October 24, 1994; 23 SDR 115, effective January 22, 1997; 23 SDR 236, effective July 17, 1997; 25 SDR 8, effective August 3, 1998; 25 SDR 167, effective July 6, 1999; 29 SDR 177, effective July 2, 2003; 32 SDR 109, effective December 26, 2005; 32 SDR 225, effective July 3, 2006; 36 SDR 112, effective January 11, 2010.

General Authority: SDCL 12-1-9(4), 12-19-2.

Law Implemented: SDCL 9-13-4.1, 12-18-6.1, 12-19-2, 12-19-2.1, 12-19-2.2, 13-7-4.2.

**5:02:10:01.04. Military and overseas voters absentee ballot application for electronic access.**

The application for electronic access to an absentee ballot by a military or overseas voter must be in the following form:

**MILITARY AND OVERSEAS VOTERS ABSENTEE BALLOT APPLICATION**  
**COUNTY, SOUTH DAKOTA**  
**REQUEST FOR ELECTRONIC ACCESS**

As a military or overseas voter, you may apply for electronic access to your absentee ballot before 3:00 p.m. on Election Day for any or all primary, general, or special elections conducted by your county in this calendar year with one request. Additional information on absentee voting is available at [www.sdsos.gov](http://www.sdsos.gov).

Check the election(s) for which you are requesting an absentee ballot:

- Primary If you are registered as an independent and are requesting a primary ballot, you may have a choice of ballots. Please check one of the following:  Non-Political ballot or  Democratic Party ballot
- General
- Special \_\_\_\_\_
- If any other election is conducted by this jurisdiction (specify jurisdiction \_\_\_\_\_) this calendar year, I request an absentee ballot for that election.

Are you in the Military or Uniformed Services, a Spouse or Dependent of the same, or an Overseas Citizen? Yes  No

(If you answer "No", do not proceed with the Military and Overseas Voters Absentee Ballot Application. Complete the Application for Absentee Ballot.)

Are you currently living in the United States? Yes  No

My printed name as it appears on the voter registration list is: \_\_\_\_\_

My voter registration residence address is: \_\_\_\_\_

Address City

If you want your ballot sent electronically instead of first class mail, provide your email address:

\_\_\_\_\_

Please provide your mailing address. Should electronic delivery of your absentee ballot not be possible because the email address is returned undeliverable, your ballot will forwarded by first class mail.

Street Address or PO Box City State Zip Country

Contact phone number: \_\_\_\_\_

NOTE: As a military or overseas voter, you may submit your signed application for absentee ballot by fax or email. County Auditor contact information is available at [www.sdsos.gov](http://www.sdsos.gov). A new absentee ballot application must be submitted for each calendar year, with the elections for which an absentee ballot is requested being indicated.

Stateside military voters are **required** to submit a photocopy of their ID (listed below) with their absentee ballot application. The ID requirement is waived only for overseas voters, which includes overseas military and overseas citizens. Should notarization of the stateside military voter's signature be easier to obtain than a photocopy of the ID, a notarized absentee ballot application may be submitted. The notarization on the absentee ballot application can be administered by any commissioned officer in the military service of the United States, as per SDCL 18-3-2.

An acceptable ID is: • A South Dakota driver's license or non-driver ID card • A passport or other picture ID issued by the United States government • A tribal photo ID • A current student photo ID issued by a South Dakota high school or postsecondary education institution

I hereby verify that I am the person named above and these statements made by me on this application are true and correct.

\_\_\_\_\_  
Voter Signature

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.  
(Seal)

\_\_\_\_\_  
Signature of Officer Administering Oath

My Commission Expires \_\_\_\_\_

\_\_\_\_\_  
Title of Officer Administering Oath

Date Ballot Returned: \_\_\_\_\_

Source:

General Authority: SDCL 12-1-9(4), 12-19-2.

Law Implemented: SDCL 12-18-6.1, 12-19-2, 12-19-2.1, 12-19-2.2.

**5:02:10:06. Official record of absentee ballots delivered to voters.**

The official record of absentee ballots delivered to voters shall be in ~~card file, a computer file, or ledger form~~ linked to the master voter registration file and contain the following information:

- (1) Date of election and party designation if primary ballot;
- (2) Name of applicant;
- (3) Current mailing address of applicant ~~and voting address if applicable~~;
- (4) Voting precinct;
- (5) ~~Civilian or military~~ Regular or UOCAVA voter;
- (6) Date mailed to applicant, given to authorized messenger or voted in office;
- (7) Name of authorized messenger;
- (8) Date returned;
- (9) Date application received;
- (10) Email address if electronic transmission requested by UOCAVA voter;
- (11) Voter registration address.

Source: 4 SDR 85, effective June 14, 1978; 6 SDR 25, effective September 24, 1979; transferred from 5:02:05:16, 12 SDR 43, effective September 23, 1985; 32 SDR 109, effective December 26, 2005.

General Authority: SDCL 12-1-9(4).

Law Implemented: SDCL 12-19-2, 12-19-2.1, 12-19-2.2, 12-19-2.3, 12-19-2.5.

**5:02:16:44 Provisional and uncounted absentee ballot return envelope**

When ballots are counted at the precinct, provisional ballot envelopes containing provisional ballots and envelopes containing uncounted absentee ballots shall be cumulatively placed in a provisional and uncounted absentee ballot return envelope and sealed. Do not place the sealed envelope and its contents in the ballot box. The sealed envelope shall be returned to the person in charge of the election.

The provisional and uncounted absentee ballot return envelope must be in the following form:

PROVISIONAL AND UNCOUNTED ABSENTEE BALLOT RETURN ENVELOPE  
\_\_\_\_\_  
PRECINCT  
TO: COUNTY AUDITOR  
\_\_\_\_\_  
SOUTH DAKOTA

DO NOT PUT THIS IN BALLOT BOX

Source: 30 SDR 171, effective May 10, 2004.

General Authority: SDCL 12-1-9(4).

Law Implemented: SDCL 12-18-40, 12-20-2.1.