

INITIATED CONSTITUTIONAL AMENDMENT PETITION

WE, THE UNDERSIGNED qualified voters of the state of South Dakota, petition that the following section or sections and article or articles of the South Dakota Constitution be amended and that this proposal be submitted to the voters of the state of South Dakota at the general election on November 8, 2016 for their approval or rejection.

Title: An initiated amendment to the South Dakota Constitution to allow referral of state and municipal laws affecting public peace, health, safety and the support of government and also to limit the ability to amend or repeal initiated laws.

Attorney General Explanation: Under the Constitution, laws enacted by the Legislature or a municipality may be referred to a vote of the people, except for laws necessary for the immediate preservation of the public peace, health or safety, or laws required for the support of government and its existing public institutions.

The amendment removes this restriction and allows such laws to be referred if a petition is filed within ninety days after the law goes into effect. The referred law remains in effect unless repealed by a majority vote at the following general election. In even-numbered years, referrals under this amendment may conflict with current state election laws and may violate federal absentee voting laws.

In addition, under the Constitution the people may enact state and municipal laws by initiated measure. The amendment changes the Constitution to prohibit the amendment or repeal of an initiated law without a two-thirds vote of each house of the legislature. A municipality would likewise be prohibited from amending or repealing an initiated law without a two-thirds vote of the governing body.

The text of the proposed law is as follows: Section 1. That Article III, section 1 of the Constitution of the State of South Dakota, be amended to read as follows:

§ 1. The legislative power of the state shall be vested in a Legislature which shall consist of a senate and house of representatives. However, the people expressly reserve to themselves the right to propose measures, which shall be submitted to a vote of the electors of the state, and also the right to require that any laws which the Legislature may have enacted shall be submitted to a vote of the electors of the state before going into effect, ~~except such laws as may be.~~ A law enacted by the Legislature that is necessary for the immediate preservation of the public peace, health or safety, support of the state government and its existing public institutions may be referred to a vote of the electors of the state within ninety days of the law going into effect. The law shall remain in effect until the law is voted upon by the people. If the law is rejected by a majority of the electors, the law is repealed. Not more than five percent of the qualified electors of the state shall be required to invoke either the initiative or the referendum.

This section shall not be construed so as to deprive the Legislature or any member thereof of the right to propose any measure. However, the Legislature may only repeal or amend an initiated measure by a two-thirds vote of all the members elect of each branch of the Legislature. The veto power of the Executive shall not be exercised as to measures referred to a vote of the people. This section shall apply to municipalities. The enacting clause of all laws approved by vote of the electors of the state shall be: "Be it enacted by the people of South Dakota." The Legislature shall make suitable provisions for carrying into effect the provisions of this section.

Section 2. The provisions of this Amendment are effective on November 9, 2016, and apply to any initiated measure approved by the electors on November 8, 2016.

INSTRUCTIONS TO SIGNERS:

1. Signers of this petition must individually sign their names in the form in which they are registered to vote or as they usually sign their names.
2. Before the petition is filed, each signer or the circulator must add the residence address of the signer and the date of signing. If the signer is a resident of a second or third class municipality, a post office box may be used for the residence address.
3. Before the petition is filed, each signer or the circulator must print the name of the signer in the space provided and add the county of voter registration.
4. Abbreviations of common usage may be used. Ditto marks may not be used.
5. Failure to provide all information requested may invalidate the signature.

<p style="text-align: center;">NAME</p> <p style="font-size: 2em; font-weight: bold;">RECEIVED</p> <p style="text-align: center;">1 PRINT JUN 12 2015</p> <p style="text-align: center;">SIGN S.D. SEC. OF STATE</p> <p style="text-align: center;">2 PRINT</p>	<p style="text-align: center;">RESIDENCE</p> <p style="font-size: 0.8em;">STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</p> <p style="font-size: 0.8em;">CITY OR TOWN</p> <p style="font-size: 0.8em;">STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</p> <p style="font-size: 0.8em;">CITY OR TOWN</p>	<p style="text-align: center;">DATE/COUNTY</p> <p style="font-size: 0.8em;">DATE OF SIGNING</p> <p style="font-size: 0.8em;">COUNTY OF REGISTRATION</p> <p style="font-size: 0.8em;">DATE OF SIGNING</p> <p style="text-align: center; font-weight: bold;">SECRETARY OF STATE</p> <p style="font-size: 0.8em;">COUNTY OF REGISTRATION</p>
	<p>Filed this <u>12th</u> day of <u>June</u> 2015</p> <p style="font-size: 1.5em; font-family: cursive;">Shantel Krebs</p>	

JUN 12 2015

S.D. SEC. OF STATE

Respect the Vote SD – Petition Forms

This notarized form is respectfully submitted to your office pursuant to SDCL 2-1-1.1, which requires the submission of "a notarized form that includes the names and addresses of the petition sponsors." Below is the requisite information as well as the notary's mark for the submission of the constitutional amendment titled by the Attorney General as "An initiated amendment to the South Dakota Constitution to allow referral of state and municipal laws affecting public peace, health, safety and the support of government and also to limit the ability to amend or repeal initiated laws."

Sponsors

Douglas Kronaizi 409 Jefferson St Vermillion, SD 57069
Name Address

[Signature]
Signature

Filed this 12th day of June 2015

[Signature]
SECRETARY OF STATE

Notary

State of South Dakota

County of: Clay

On 6/10/2015, before me, Tedd ^{T.S.} Schaffer

Personally appeared, Douglas Kronaizi

Personally known to me

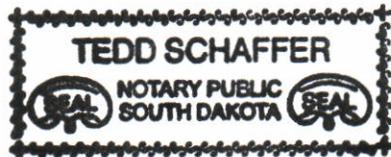
OR

Proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and has hereby acknowledged to me that he/she/they have executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument of the peron(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal

[Signature]
Notary Signature

Tedd Schaffer
Print Name



Exp: 9/5/2018