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S.D. SEC. OF STATE

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MARTY J. JACKLEY  
ATTORNEY GENERAL

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HAND DELIVERED

May 4, 2018

Hon. Shantel Krebs  
Secretary of State  
500 E. Capitol  
Pierre, SD 57501

RE: **Attorney General's Statement for Constitutional Amendment X  
(increasing the number of votes needed to approve a constitutional  
amendment)**

Dear Secretary Krebs,

During the 2018 legislative session the Legislature passed Senate Joint Resolution 1, a proposed constitutional amendment that will be placed on the November 2018 general election ballot (copy enclosed). In accordance with SDCL 12-13-9, I hereby file the enclosed Attorney General's Statement with respect to this amendment.

Very truly yours,

Marty J. Jackley  
ATTORNEY GENERAL

MJJ/PA/lde  
Enc.

cc/enc.: Jason Hancock, Director of LRC

Filed this 4<sup>th</sup> day of  
May 2018  
  
SECRETARY OF STATE

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ATTORNEY GENERAL  
2018 BALLOT EXPLANATION  
CONSTITUTIONAL AMENDMENT X

Title: An amendment to the South Dakota Constitution increasing the number of votes needed to approve a constitutional amendment.

Explanation:

The South Dakota Constitution may only be amended by a vote of the people. Currently, the Constitution provides that a proposed amendment must receive a majority of the votes cast in order to be approved.

Constitutional Amendment X changes the Constitution, increasing the number of votes needed to approve an amendment from a majority to 55% of the votes cast on the amendment.

Vote "Yes" to adopt the amendment.

Vote "No" to leave the Constitution as it is.

A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election an amendment to the Constitution of the State of South Dakota, relating to amendments to the Constitution.

BE IT RESOLVED BY THE SENATE OF THE STATE OF SOUTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

Section 1. That at the next general election held in the state, the following amendment to Article XXIII, section 3 of the Constitution of the State of South Dakota, as set forth in section 2 of this Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state for approval.

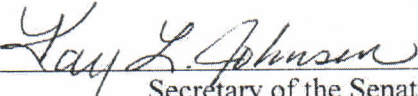
Section 2. That Article XXIII, section 3 of the Constitution of the State of South Dakota, be amended to read as follows:

§ 3. Any constitutional amendment or revision must be submitted to the voters and shall become a part of the Constitution only when approved by not less than fifty-five percent of the votes cast on the amendment or revision. The Legislature may provide for the withdrawal by its sponsors of an initiated amendment at any time prior to its submission to the voters.

rp

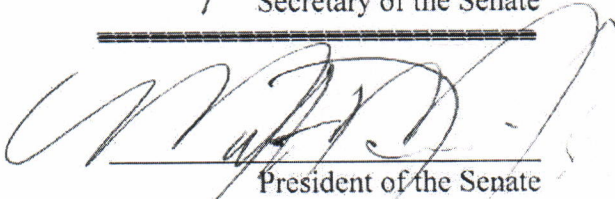
Proposing and submitting to the electors at the next general election an amendment to the Constitution of the State of South Dakota, relating to amendments to the Constitution.

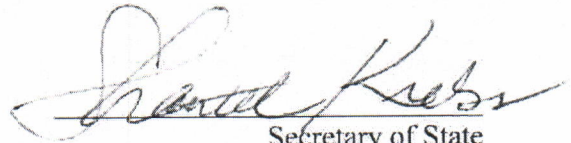
I certify that the attached  
Resolution originated in the  
SENATE as Joint Resolution No. 1

  
Secretary of the Senate

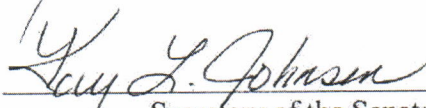
STATE OF SOUTH DAKOTA,  
Office of the Secretary of State

Filed March 6, 2018  
at 2:45 o'clock P.M.


  
President of the Senate

  
Secretary of State

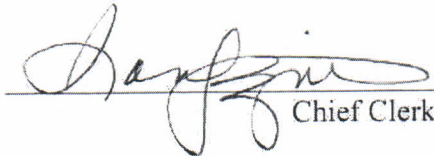
Attest:

  
Secretary of the Senate

By \_\_\_\_\_  
Asst. Secretary of State

  
Speaker of the House

Attest:

  
Chief Clerk

Senate Joint Resolution No. 1  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_