



October 22, 2018

Mr. Roger Tellinghuisen
PO Box 1820
Rapid City, SD 57709

RECEIVED

OCT 23 2018

S.D. SEC. OF STATE

Dear Mr. Tellinghuisen:

Pursuant to SDCL 12-13-25, this office is required to review each initiated amendment to the Constitution. Further, this office is required by SDCL 12-13-24 and 12-13-25 to determine if each initiated amendment is written in clear and coherent manner in the style and form of other legislation, is worded so that the effect of the initiated amendment is not misleading or likely to cause confusion among voters, does not create unnecessary conflict with existing law, and may effectively be administered. You are under no obligation to accept any of the suggestions contained in this letter, but please keep in mind the legal standards established in SDCL 12-13-24 and 12-13-25.

The language of Article III, § 25 contains several examples of outdated, ungrammatical, and imprecise terminology. Most of the changes contained in this revised draft are style-and-form changes we recommend to this section of the Constitution. Regarding the changes you submitted, we recommend "wagering on sporting events" instead of "sports bets" to be more precise.

Attached is a copy of your proposed constitutional amendment with our suggested changes in blue and your original proposed changes in red. If you have any questions regarding our suggested changes, please feel free to contact me.

It has been determined during this review that this proposed initiated amendment to the Constitution may have an impact on revenues, expenditures, or fiscal liability of the state and its agencies and political subdivisions. Please provide the Legislative Research Council a copy of the amendment as submitted in final form to the Attorney General, so we can develop any required fiscal note.

This letter constitutes neither an endorsement of your initiated constitutional amendment nor a guarantee of its sufficiency. It does constitute fulfillment of your responsibility pursuant to SDCL 12-13-25 to submit your draft to this office for review and comment. If you proceed with your initiated amendment, please take care to ensure that your statements or advertising do not imply that this office endorses or approves your proposal.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason Hancock". The signature is written in a cursive style with a large, sweeping initial "J".

Jason Hancock
Director

JH:DO:ct
Enclosure

CC: The Honorable Shantel Krebs, Secretary of State
The Honorable Marty Jackley, Attorney General