

SENATOR BROCK L. GREENFIELD, CHAIR | REPRESENTATIVE G. MARK MICKELSON, VICE CHAIR
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March 30, 2018

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

RECEIVED
MAR 30 2018
S.D. SEC. OF STATE

Dear Secretary Krebs,

This office received an initiated constitutional amendment to allow people to buy, sell, or rent any property or service. The initiated constitutional amendment requires a fiscal note because it was determined that it may have an impact on revenues, expenditures, or fiscal liability of the state or its agencies and subdivisions. SDCL 2-9-31 requires that said fiscal note be no longer than fifty "words." Therefore, numbers and percentages do not count against the fifty-word limit.

Enclosed is a copy of the initiated measure, in final form, that was submitted to this office. In accordance with SDCL 2-9-31, I hereby submit the Legislative Research Council's fiscal note with respect to this initiated constitutional amendment.

Sincerely,

A handwritten signature in black ink, appearing to read "Jason Hancock". The signature is fluid and cursive, with a large loop at the beginning.

Jason Hancock
Director

Enclosures

CC: Levi Breyfogle

BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA:

That Article VI of the Constitution of the State of South Dakota be amended by adding a NEW SECTION to read as follows:

§ 30. Any person eighteen years of age or older may freely buy, sell, or rent any property or service owned by the person to any other willing person eighteen years of age or older. Any person eighteen years of age or older may freely possess or modify any property owned by the person. No public funds of this state, or any political subdivision of this state, may be expended for the implementation, regulation, or enforcement of any federal law, executive order, rule, or regulation regulating any case that is in violation of this amendment. No personnel or property of this state, or any political subdivision of this state, may be utilized for the implementation, regulation, or enforcement of any federal law, executive order, rule, or regulation that is in violation of this amendment.

SOUTH DAKOTA LEGISLATIVE RESEARCH COUNCIL

FISCAL NOTE

INITIATED CONSTITUTIONAL AMENDMENT

AN INITIATED CONSTITUTIONAL AMENDMENT ALLOWING PEOPLE TO BUY, SELL,
OR RENT ANY PROPERTY OR SERVICE

This constitutional amendment limits government's ability to regulate many activities, reducing licensing and fine revenues, but garnering new tax revenues for activities such as drugs and prostitution. It also prevents the state from qualifying for federal Medicaid funding.

	Revenue	
	State	Local
General	\$21,142,030	\$0
Other	(\$89,102,419)	\$0
Federal	(\$555,047,843)	\$0
Property/Other	\$0	(\$9,746,383)

Expenditures		
Incarceration	(\$19,504,726)	(\$16,622,952)
Net Impact	(\$603,503,506)	\$6,876,569

Approved: 

Date: 3/30/18

Director, Legislative Research Council