



June 28, 2019

Mr. Cory Allen Heidelberger
SD Voice
912 N. 1st St.
Aberdeen, SD 57401

RECEIVED
JUN 28 2019
S.D. SEC. OF STATE

Dear Mr. Heidelberger:

This office is required to review each initiated measure to determine whether it is written in a clear and coherent manner in the style and form of other legislation and worded so that the effect of the measure is not misleading or likely to cause confusion among voters in accordance with SDCL 12-13-24. Further, in accordance with SDCL 12-13-25, this office is required to provide written comments to assist the measure's sponsor in complying with SDCL 12-13-24, including assistance regarding the substantive content of the measure to minimize any conflict with existing law and ensure the measure's effective administration. 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.

Attached is a rewrite of your proposed initiated measure to repeal chapter 14 of the 2019 Session Laws. Simply repealing the session law is not effective since the law will have been codified prior to the election in November of 2020. Since that session law is already codified and in effect on July 1, 2020, the proper style and form of the measure is to show the proposed changes to the law as the law would exist on July 1, 2020. This rewrite accurately shows the proposed changes in a manner not likely to cause confusion among voters. The title has also been removed since the attorney general will provide the title as required by SDCL 12-13-25.1.

If you have any questions regarding our suggested changes, please feel free to contact us.

It has been determined during this review that this proposed initiated measure 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 initiated measure as submitted in final form to the Attorney General, so we can develop any fiscal note required by SDCL 2-9-30.

This letter constitutes neither an endorsement of your initiated measure 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 measure, 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 fluid and cursive, written over the word "Sincerely,".

Jason Hancock, Director

JH:DO:ct

Enclosures

CC: The Honorable Steve Barnett, Secretary of State
The Honorable Jason Ravensborg, Attorney General

BE IT ENACTED BY THE PEOPLE OF SOUTH DAKOTA.

The text of the proposed law is as follows:

Section 1: That chapter 14 of the 2019 Session Laws be repealed.