2021-2022 MUNICIPAL and SCHOOL ELECTION WORKSHOP Webinar 2

Sponsored by
Secretary of State’s Office
South Dakota Municipal League
Associated School Boards of South Dakota
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  ▶ 605-773-2500
Candidate Eligibility Requirements
CANDIDATE ELIGIBILITY REQUIREMENTS

Municipalities-
Candidate is responsible for the following:

- No person may hold any elected municipal office who is not a qualified voter of the municipality and who has not resided therein at least three months next preceding his election or appointment (SDCL 9-14-2).

- May not be a defaulter to the municipality (SDCL 9-14-2).

  - Talk to the SDML and/or your city attorney if this question comes up.

- Must reside in the Ward they are seeking election to.

- Must file a nominating petition or a vacancy is created (SDCL 9-13-14.3).

- Upon verification signed by the municipal finance officer or clerk that the nominating petition contains the minimum number of signatures of registered voters within either the municipality or ward, or both, and that the candidate is a registered voter within either the municipality or ward, or both, the filing of the petition constitutes nomination. (SDCL 9-13-7)
CANDIDATE ELIGIBILITY REQUIREMENTS

SCHOOLS-
CANDIDATE IS RESPONSIBLE FOR THE FOLLOWING:

- Cannot be a teacher in the district they are seeking election to (SDCL 13-43-1).
- If representation areas exist, a school board member candidate must reside within the school board member representation area (SDCL 13-8-7.1).
- Must be a resident voter of the school district they are seeking nomination to (SDCL 13-7-6).
- Candidates should review SDCL 13-7-3 and determine if any other duties or offices they hold would be incompatible with a school board membership.
Petitions

Petitions forms are prescribed by the State Board of Elections and found in ARSD 5:02:08.

- Nominating petition for a **school board** member (ARSD 5:02:08:11). This was updated in October 2020
- Nominating petition for a **municipal election** (ARSD 5:02:08:13).

- **The person in charge of the election must be available until 5:00 pm on the petition filing deadline day** to accept petitions (this could fall on a Friday). SDCL 9-13-7 and 13-7-6.
  - Work with your attorney if you are not going to be available on a deadline day.

- **CANDIDATES** should plan ahead on who will notarize their declaration of candidacy. **Snowbirds have limited options as to who is authorized under state law to notarize their petition if they are in another state.** SDCL 18-3-1 and 13-8-15 outline who is authorized.

- **CANDIDATES** cannot fill out and sign the Declaration of Candidacy prior to the first day of circulation.
NOMINATING PETITION FOR MUNICIPAL ELECTION

INSTRUCTIONS TO CANDIDATE: The heading of this petition and the declaration of candidacy must be fully completed before the petition is circulated for signatures.
WE, THE UNDERSIGNED qualified voters of the municipality of ____________ in the state of South Dakota, nominate ____________ whose residence address is ____________, South Dakota, _______ and whose mailing address is ____________, South Dakota, _______ as a candidate for a _____-year term for the office of ____________ at the Municipal Election to be held on the ___ day of __________, _____.

DECLARATION OF CANDIDATE

I, ____________ (print name here exactly as you want it on the election ballot) under oath, declare that I reside and am registered to vote in the municipality of ____________ and that I am eligible to seek the office for which I am a candidate. If nominated and elected, I will qualify and serve in that office. If I am an alderman candidate, I declare that I reside and am registered to vote in Ward ________.

(Signed)________________________

Sworn to before me this ___ day of __________, _____.

(Seal)__________________________

My Commission Expires ____________

Signature of Officer Administering Oath

Title of Officer Administering Oath

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.

<table>
<thead>
<tr>
<th>NAME</th>
<th>RESIDENCE</th>
<th>DATE/COUNTY</th>
</tr>
</thead>
<tbody>
<tr>
<td>SIGN</td>
<td>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</td>
<td>DATE OF SIGNING</td>
</tr>
<tr>
<td>1</td>
<td>CITY OR TOWN</td>
<td>COUNTY OF REGISTRATION</td>
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<tr>
<td>PRINT</td>
<td>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</td>
<td>DATE OF SIGNING</td>
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<td>2</td>
<td>CITY OR TOWN</td>
<td>COUNTY OF REGISTRATION</td>
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</tr>
</tbody>
</table>

**VERIFICATION BY PERSON CIRCULATING PETITION**

**INSTRUCTIONS TO CIRCULATOR:** This section must be completed following circulation and before filing.

Print name of the circulator  Residence Address  City  State

I, under oath, state that I circulated the above nominating petition, that each signer personally signed this petition in my presence, that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration, that I attest the legality of the signatures and that each person signing this petition is a qualified voter of the municipality of _____________________.

Sworn to before me this ____ day of ____________, ___.

(Seal)

Signature of Circulator

Signature of Officer Administering Oath

Title of Officer Administering Oath
# NOMINATING PETITION FOR SCHOOL BOARD MEMBER

**SCHOOL DISTRICT # _______**

**INSTRUCTIONS TO CANDIDATE:** The heading of this petition and the declaration of candidacy must be fully completed before the petition is circulated for signatures.

WE, THE UNDERSIGNED qualified voters of __________________________ school district number _______, state of South Dakota, nominate __________________________ whose mailing address is __________________________, ___________, South Dakota, ________, and whose residence address is __________________________, ___________, South Dakota ________, for a ____ -year term (in representation area, if applicable) on the school board at the school board election to be held on the ____ day of __________, 20__.

**DECLARATION OF CANDIDATE**

I, __________________________ (print name here exactly as you want it on the election ballot), under oath, declare that I reside in __________________________ school district number _____, South Dakota; that I am a registered voter of the district; and that I am eligible to seek the office for which I am a candidate. If nominated and elected, I will qualify and serve in that office.

(Signed) __________________________

(Seal) __________________________

--- Signature of Officer Administering Oath

--- Title of Officer Administering Oath

**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.

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<td>CITY OR TOWN</td>
</tr>
</tbody>
</table>
VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Print name of the circulator
Residence Address
City
State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Sworn to before me this _____ day of _____________, 20__.
(Seal)

Signature of Circulator

Signature of Officer Administering Oath

My Commission Expires ____________
Form Revised 2020- 5:02:08:11
PETITIONS

Signature Requirements

- Inactive and Active voters may sign petitions (SDCL 12-4-34).
- When calculating signature requirements, use active voters only.
Signature Requirements

1\textsuperscript{st} and 2\textsuperscript{nd} class municipalities (SDCL 9-13-9):

- At large candidates: Signed by 5\% of the registered voters of the municipality based on the number of registered voters recorded by the county auditor on the \textit{second Tuesday in January of the year of the election}.

- Ward candidates: 5\% of registered voters of a ward based on the number of registered voters the ward recorded by the county auditor on \textit{the second Tuesday in January of the year of the election}.

- Contact your county Auditor for the number of registered voters.

- No candidate would need more than 50 valid signatures.

- Voter can only sign as many petitions as there are positions.
PETITIONS – Signature Requirements cont’d

- **3rd class municipalities (SDCL 9-13-9):**
  - At large and Ward: shall be signed by not less than three registered voters of the municipality
  - Voter can sign more than one petition.

- **School board candidate petitions (SDCL 13-7-6):**
  - 20 registered voters.
PETITIONS

Filing Procedure

- Date stamp and time stamp received petitions.
- Verify signatures pursuant to ARSD 5:02:08:00 and 5:02:08:00.01.
- Schools and Cities need to check voter registration status of signers for nominating petitions.
  - 9-13-7 was amended and went into effect July 1, 2020
- Check to make sure the Candidate is registered in the right jurisdiction, representation area and/or ward they are running in.
- File or reject petitions.
  - Date and time stamp each filed petition.
Filing Procedure

- We recommend contacting the candidate **immediately** if the petitions are **rejected**, especially if there is still time for him/her to collect additional signatures.
  - Our office does not give back the rejected petitions to the candidate, but we would provide copies if requested.
- We suggest contacting the candidate via phone and/or mail once you file the petition.
- Anyone may **challenge** a filed or rejected petition. It does not have to be the candidate.
  - 5 business days to challenge a filed petition with your office.
  - A rejected petition must be challenged to court.
  - More detail regarding challenging coming up.
- Petitions do not become a **public record** until your validation process is **complete** (SDCL 12-1-39).
PETITIONS

Guidelines for Acceptance

- Look at ARSD 5:02:08:00 for a complete listing of the guidelines.
- Make sure the petition is in the form required by this chapter;
- The petition contains the minimum number of valid signatures, counted according to 5:02:08:00.01. One or more invalid signatures on a petition section do not throw out the entire petition sheet;
Guidelines for Acceptance

- Each section of the petition contains an identical heading and is verified by the circulator.
- The circulator may add the printed name, address, county of registration and date for a signer before the circulator completes the verification.
- Residence addresses may be abbreviated. The state is not required.
- The circulator verification must be completed and signed before an officer authorized to administer oaths in this state.
PETITIONS

Guidelines for Acceptance

- The declaration of candidacy must contain the original signature of the candidate. Additional sheets may have an original or photocopied signature of the candidate.

- The governing board or person authorized by statute to accept the petition shall, if requested, allow the petition circulator the opportunity to add missing information on the signature lines or circulator’s verification on his or her petition provided the filing deadline has not passed.
PETITIONS

Guidelines for Acceptance

- Once the petition has been received by the person in charge of the election, names may not be removed from the petition.

- The person who is authorized to accept petitions for filing needs to check the voter registration of the signers.

- Petitions containing signatures in excess of the minimum number may be filed, but the excess signatures will be disregarded unless there is a challenge to the petition (ARSD 05:02:08:00).
PETITIONS

City and School Lookup Site

- **URL:** [cityandschoollookup.sdsos.gov](http://cityandschoollookup.sdsos.gov)
- If you do not remember your username and password, contact us and we will get that to you.
- If there are additional staff, you want usernames and passwords for we will be able to provide those to you.
- If you have staff that is no longer with your office, let us know as we want to remove their access.
- This URL is not to be shared with anyone, not used for personal reasons and should only be used for petition signature checking. **Candidates and elected officials do not have the authority to access this information.**
  - The Secretary of State’s office takes the security of voter registration data very seriously and should unauthorized individuals access the list they will be prosecuted.
- Let’s take a look at the look up site.
PETITIONS

GUIDELINES FOR COUNTING SIGNATURES

- Look at ARSD 5:02:08:00.01 for a complete list.

- No signature on a petition sheet may be counted if one of the following conditions is present:
  - The form of the petition is not identical to the form in administrative rule.
  - The circulator's verification is not completed or is improperly completed. If the missing information is completed elsewhere on the petition sheet that would be acceptable. It is considered complete if it includes the printed name of the circulator, the circulator's residence address and complete date.
  - The Title of the Officer Administering the Oath is not required but it is helpful to have that filled out.
PETITIONS

Guidelines for Counting Signatures

- No signature on a petition sheet may be counted if...
  - The declaration of candidacy has not been completed on or after the first date authorized by statute to circulate the petition and signed by the candidate and the signature witnessed by an official empowered to administer oaths in South Dakota.
  - The circulator’s verification was signed by more than one circulator.
GUIDELINES FOR COUNTING SIGNATURES

- An individual signature on a petition sheet may not be counted if one of the following conditions is present:
  - The signer’s date of signing is prior to when the candidate signed the declaration of candidacy.
  - The signer’s date of signing is after the circulator completed the circulator verification.
  - The signer’s date of signing, including month and day, is not provided.
  - The signer’s name is not printed and readable.
  - The signer didn’t sign their name.
  - The signer’s county of voter registration is not provided.
PETITIONS

GUIDELINES FOR COUNTING SIGNATURES

- An **individual signature on a petition sheet may not be counted** if one of the following conditions is present:

  - The residence address does not include a street and house number or a rural route and box number and the town. If the signer is a resident of a second- or third-class municipality, a post office box number may be used. If the signer does not have a residence address or post office box number, a description of the residence location must be provided. If the signer is a resident of a building with a publicly known name, the building name may be used.
<table>
<thead>
<tr>
<th><strong>CANDIDATE NOMINATING PETITION REQUIREMENTS CHECKLIST</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>Petition sheet must be a single, self-contained sheet of paper printed front and back side (not glued, stapled, or taped etc.).</td>
</tr>
<tr>
<td>Must be in the exact format as prescribed in Administrative Rule (5:02:08) - the candidate nominating petition can have 20 signatures lines on letter size sheet of paper or 30 signature lines on legal size sheet of paper (these are suggestions and how we have created petitions to be downloaded).</td>
</tr>
<tr>
<td>Header matches prescribed format.</td>
</tr>
<tr>
<td>Instructions to Voters must be included.</td>
</tr>
<tr>
<td>Signature lines are numbered in order.</td>
</tr>
<tr>
<td>A candidate can complete the declaration of candidacy and have his/her signature notarized and then prior to collecting any signatures he/she can make photocopies of that petition sheet to circulate. <strong>NOTE:</strong> You must receive a petition with an original signature on the declaration in order to count any signatures on the photocopied petition sheets. You <strong>CANNOT</strong> count any petition sheets that have photocopied voter signatures lines on them.</td>
</tr>
<tr>
<td>Verification of Circulator section must be included.</td>
</tr>
<tr>
<td>If the petition is not in the format prescribed by administrative rule, that petition sheet is thrown out.</td>
</tr>
<tr>
<td><strong>Circulator</strong></td>
</tr>
<tr>
<td>Circulator must print their name otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Circulator must sign their name otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Circulator must be a South Dakota resident and list an in-state, residential address (NO PO BOX OR OUT OF STATE ADDRESS IS ALLOWED) otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Circulator <strong>CANNOT</strong> be the notary for the circulator’s verification otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Only one circulator may sign otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Circulator <strong>CAN</strong> be a signer on the petition.</td>
</tr>
<tr>
<td>Circulator is allowed to fill in all of a signer’s information on a signature line <strong>except</strong> for the voter’s signature.</td>
</tr>
<tr>
<td>If at the time of submission and if the filing deadline has not passed, you find that there is missing information on the petition; the person in charge of the election needs to allow the circulator to add the missing information (circulator cannot add the voter’s signature).</td>
</tr>
<tr>
<td>If missing info from circulator’s verification can be found elsewhere on the petition then that is acceptable (ex. Circulator does not list his/her residence address in the circulator verification section, but the circulator is also the candidate and you can find his/her residence address in the candidate declaration section of the petition).</td>
</tr>
<tr>
<td><strong>Notary</strong></td>
</tr>
<tr>
<td>On the Declaration of Candidacy, must be a South Dakota Notary otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Notary Seal or Impprint must be on petition otherwise the petition sheet is thrown out (If County Auditor, Municipal Finance Officer or School Business Manager - they can use their jurisdiction seal but that is not required).</td>
</tr>
<tr>
<td>Notary must sign otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>Date of notarization must be fully complete including day/month/year or petition sheet is thrown out.</td>
</tr>
<tr>
<td>Notary’s full expiration date must be listed including day/month/year otherwise petition sheet is thrown out (If County Auditor, Municipal Finance Officer or School Business Manager - they do not need to list an expiration date).</td>
</tr>
<tr>
<td>Notary <strong>CANNOT</strong> notarize the circulator’s verification and sign petition otherwise signature line is thrown out (SDCL 10-1-12.2). Notary <strong>CANNOT</strong> be the candidate otherwise petition sheet is thrown out (SDCL 12-6-0).</td>
</tr>
<tr>
<td>Notary must verify <strong>AFTER</strong> circulator signed and dated, otherwise petition sheet is thrown out.</td>
</tr>
<tr>
<td>The title of person administering the oath is not required.</td>
</tr>
<tr>
<td>Signatures</td>
</tr>
<tr>
<td>---------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Date of voter's signature must be on or before the notary signs the petition</td>
</tr>
<tr>
<td>Date includes Month, Date (Can be spelled out or numerical, the year is not required)</td>
</tr>
<tr>
<td>Date of voter’s signature must be on or after the voter’s registration date</td>
</tr>
<tr>
<td>All six boxes on each signature line must be completed</td>
</tr>
<tr>
<td>Ditto marks are not allowed</td>
</tr>
<tr>
<td>Signers printed name must be legible and they can sign how they usually sign - DOES NOT need to match his/her voter registration record</td>
</tr>
<tr>
<td>Signer’s address DOES NOT need to match the address listed in their voter registration record</td>
</tr>
<tr>
<td>On the signature line, the County of voter registration must match the county listed in their voter registration record</td>
</tr>
<tr>
<td>Both active and inactive voters can sign petitions</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Acceptable</th>
<th></th>
</tr>
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<tbody>
<tr>
<td>The petition must meet the signature requirements for the office the candidate is running for. You only need to validate signatures up to the number required and then you can stop. You do not need to verify extra signatures above the required number.</td>
<td></td>
</tr>
<tr>
<td>If the voter lives in a 1st class municipality, he/she must list a residential address (no PO Boxes are allowed). 1st Class Municipalities are: Aberdeen, Belle Fourche, Box Elder, Brandon, Brookings, Harrisburg, Huron, Madison, Mitchell, Pierre, Rapid City, Sioux Falls, Spearfish, Sturgis, Vermillion, Watertown, and Yankton.</td>
<td></td>
</tr>
<tr>
<td>If voter signed in the printed box and printed in the signed box (same with the other boxes – if they are mixed up but all the information is there) you accept that signature line.</td>
<td></td>
</tr>
<tr>
<td>Common abbreviation marks are acceptable.</td>
<td></td>
</tr>
<tr>
<td>Name of a well-known building is acceptable (ex: Golden Living Nursing Home).</td>
<td></td>
</tr>
<tr>
<td>If signature lines are skipped you still count the other signature lines that meet all of the qualifications included in this checklist.</td>
<td></td>
</tr>
<tr>
<td>Description of residence location if the person does not have an address (ex: 7 miles West on Grey Goose Road, brown house across the street from the red barn) is acceptable.</td>
<td></td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>Additional Notes</th>
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<tbody>
<tr>
<td>If a voter contacts you and wants his/her name removed from the petition, the only way for that to be removed is for the voter to contact the circulator on that petition and request his/her name be removed. The circulator is not required to remove the signature. This has to be done prior to the petitions being submitted to you.</td>
<td></td>
</tr>
<tr>
<td>Petition sheets are public documents but only after you have validated the signatures and either filed or rejected the petition. Any individual can request a copy of the petition form once the validation process is completed and you will charge your normal copy fee.</td>
<td></td>
</tr>
<tr>
<td>If you receive a petition that does not look like it is in the proper form and/or you have other questions, please call or email our office or talk with your city attorney.</td>
<td></td>
</tr>
</tbody>
</table>
NOMINATING PETITION FOR PARTISAN ELECTION REPUBLICAN PARTY

INSTRUCTIONS TO CANDIDATE: The heading of this petition and the declaration of candidacy must be
fully completed before the petition is circulated for signatures.

WE, THE UNDERSIGNED qualified voters of Legislative District 10 of South Dakota and members of the
Republican Party, nominate Gene G. Abdallah, of Lincoln County, South Dakota, whose mailing address is
4908 S Glenview Road, Sioux Falls, SD 57108, as a candidate for the office of State Senate, District 10 at the
Primary Election to be held June 4, 2002.

DECLARATION OF CANDIDATE

I, Gene G. Abdallah (print name here exactly as you want it on the election ballot), under oath, declare that
am eligible to seek the office for which I am a candidate, that I am registered to vote as a member of the
Republican Party, and that if I am a legislative candidate I reside in the district from which I am a candidate. If
nominated and elected, I will qualify and serve in that office.

(Signed) [Signature]

Sworn to before me this 5th day of February, 2002.


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 of 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 of 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.

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<tbody>
<tr>
<td>SYDOL LACERDINO</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>JOHN HALL</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>NORMAN JACOB</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
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</tr>
<tr>
<td>JACOB MOORE</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>ALISA MOORE</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>RALPH RUSSELL</td>
<td>24969 80th Ave</td>
<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>RUSSELL RUSSELL</td>
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<td>Sioux Falls</td>
<td>12/28/02</td>
</tr>
<tr>
<td>KEN BENNETT</td>
<td>101 N McLeod</td>
<td>Valley Springs</td>
<td>12/28/02</td>
</tr>
<tr>
<td>RON BERNSTEIN</td>
<td>101 N McLeod</td>
<td>Valley Springs</td>
<td>12/28/02</td>
</tr>
</tbody>
</table>
INITIATIVE PETITION

WE, THE UNDERSIGNED qualified voters of the City of Lead, in the County of Lawrence, in the State of South Dakota, petition that the following proposed change to the City Of Lead Commission Resolution of October 15th, 2018, known as The Crosswalk Project, be submitted to the voters of the City of Lead, Lawrence County, South Dakota at the general election on April 9th, 2019, pursuant to the Constitution of the State of South Dakota.

Title:
An Initiative to Change the City of Lead Commission vote of October 15th, 2018, on The Number of Crosswalks in Downtown Lead to be increased from One to Two total in the City of Lead Resolution Known as the Crosswalk Project

General Explanation:
This is an Initiative Petition is to have a vote placed on the ballot for the next Lead City general election cycle on April 9th, 2019 to change the resolution passed by the Lead City Commission on October 15, 2018 to install only a single crosswalk on the west side of Main Street at the junction of the Lead Library and the Mining Museum in Downtown Lead, SD. A proposed layout drawing is attached.

Be it resolved by the people The City of Lead, County of Lawrence, in this state of South Dakota, that the following resolution be adopted by the City of Lead on the so called Cross Walk Project.

This initiative will require the following:
1. The addition of one additional crosswalk will be added at the area between the Stampmill restaurant and the Opera House at or near the alleyway for a total of two which includes the City Commission’s resolution of a single west location.
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.

<table>
<thead>
<tr>
<th>NAME</th>
<th>RESIDENCE</th>
<th>DATE/COUNTY</th>
</tr>
</thead>
<tbody>
<tr>
<td>John Degen</td>
<td>313 McKee St, Lead, SD</td>
<td>2-21-19</td>
</tr>
<tr>
<td>Jim Degen</td>
<td>Lead, SD</td>
<td>LA</td>
</tr>
<tr>
<td>Audie Cassidy</td>
<td>389 E Main St, Lead, SD</td>
<td>2-21-19</td>
</tr>
<tr>
<td>Cissie Girard</td>
<td>330 E Main Ave, Lead, SD</td>
<td>2-21-19</td>
</tr>
<tr>
<td>Sally Richards</td>
<td>Lead, SD</td>
<td>LA</td>
</tr>
<tr>
<td>Linda Morrison</td>
<td>333 Washington St, Lead, SD</td>
<td>2-21-19</td>
</tr>
<tr>
<td>Mike Schmidt</td>
<td>21 Park Ave, Lawrence</td>
<td>2-21-19</td>
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<td>Mike Schmidt</td>
<td>Lead, SD</td>
<td>Lawrence</td>
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<table>
<thead>
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<td>John Boyce</td>
<td>305 W. Main St.</td>
<td>2-21-19</td>
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<td>Lawrence</td>
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<tr>
<td>Marty Venable</td>
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<td>2-21-19</td>
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<tr>
<td>City or Town</td>
<td>Lead</td>
<td>Lawrence</td>
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<tr>
<td>Marty Verburg</td>
<td></td>
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</tr>
<tr>
<td>Mike Bailey</td>
<td>719 W. Main</td>
<td>2-21-19</td>
</tr>
<tr>
<td>City or Town</td>
<td>Lead</td>
<td>Law</td>
</tr>
<tr>
<td>Maria Bergerson Thorsen</td>
<td>107 Alert St.</td>
<td>2-21-19</td>
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<tr>
<td>City or Town</td>
<td>Lead, SD</td>
<td>Lawrence</td>
</tr>
<tr>
<td>Thorsen</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Justin Thorsen</td>
<td>107 Alert St.</td>
<td>2-21-19</td>
</tr>
<tr>
<td>City or Town</td>
<td>Lead, SD</td>
<td>Lawrence</td>
</tr>
<tr>
<td>Amy Young Bear</td>
<td>709 Sawyer</td>
<td>2-21-19</td>
</tr>
<tr>
<td>City or Town</td>
<td>Lead, SD</td>
<td>Lawrence</td>
</tr>
</tbody>
</table>

(6)
To participate in this petition, you must be a registered voter in the Municipality of Lead, SD.

<table>
<thead>
<tr>
<th>Name (Printed)</th>
<th>Address</th>
<th>City or Municipality of Registration</th>
<th>Date</th>
<th>Signature</th>
</tr>
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<tbody>
<tr>
<td>1. ABC</td>
<td>117 Scout Ave</td>
<td>Lead</td>
<td>2/1/19</td>
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<tr>
<td>2. Mary Jones</td>
<td>209 1st Ave</td>
<td>Lead</td>
<td>2/1/19</td>
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</tr>
<tr>
<td>3. Justin Thompson</td>
<td>310 2nd St</td>
<td>Lead</td>
<td>2/2/19</td>
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<tr>
<td>4. Jennifer Bennett</td>
<td>110 Cherry St</td>
<td>Lead</td>
<td>2/2/19</td>
<td></td>
</tr>
<tr>
<td>5. Laura Smith</td>
<td>120 Maple St</td>
<td>Lead</td>
<td>3/7/19</td>
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<td>6. Joe Lewis</td>
<td>705 Upper Ave</td>
<td>Lead</td>
<td>2/5/19</td>
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<td>7. Stevenienda</td>
<td>120 Main St</td>
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<td>8. John Smith</td>
<td>110 River St</td>
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<td>9. Jane Johnson</td>
<td>100 Cherry St</td>
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<tr>
<td>10. Tom Wilson</td>
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<tr>
<td>11. Jan Olson</td>
<td>809 Main St</td>
<td>Lead</td>
<td>2/6/19</td>
<td></td>
</tr>
<tr>
<td>12. Sarah Hernandez</td>
<td>120 Main St</td>
<td>Lead</td>
<td>2/6/19</td>
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</tr>
<tr>
<td>13. Jack Thomas</td>
<td>608 Ridge Rd</td>
<td>Lead</td>
<td>2/7/19</td>
<td></td>
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<tr>
<td>14. Megan Taylor</td>
<td>200 McKinley</td>
<td>Deadwood</td>
<td>2/7/19</td>
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<tr>
<td>15. Bob Bratcher</td>
<td>108 Speak</td>
<td>Lead</td>
<td>2/17/19</td>
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<tr>
<td>16. Christianson</td>
<td>515 W Main</td>
<td>Lead</td>
<td>2/17/19</td>
<td></td>
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<tr>
<td>17. Lynda George</td>
<td>211 S Main</td>
<td>Lead</td>
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<td></td>
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<tr>
<td>18. Patricia</td>
<td>110 Main St</td>
<td>Lead</td>
<td>2/17/19</td>
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<tr>
<td>19. John Dickinson</td>
<td>110 Main St</td>
<td>Lead</td>
<td>2/17/19</td>
<td></td>
</tr>
</tbody>
</table>

In proper petition No county
I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Signature of Officer Administering Oath

Title of Officer Administering Oath

<table>
<thead>
<tr>
<th>SIGN</th>
<th>PRINT</th>
<th>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</th>
<th>CITY OR TOWN</th>
<th>COUNTY OF REGISTRATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>J. L.</td>
<td></td>
<td>2201 W 16th St.</td>
<td>Sioux Falls</td>
<td>Minnehaha</td>
</tr>
<tr>
<td>20</td>
<td></td>
<td>185 Sunset Cir.</td>
<td>Dell Rapids</td>
<td>Minnehaha</td>
</tr>
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</table>

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Print name of the circulator

Residence Address

City

State

Lucy-George Cooper  1206 S 3rd Ave  Sioux Falls  SD
NOMINATING PETITION FOR WATER DEVELOPMENT DISTRICT DIRECTOR
NONPARTISAN ELECTION

INSTRUCTIONS TO CANDIDATE: The heading of this petition and the declaration of candidacy must be fully completed before the petition is circulated for signatures.

WE, THE UNDERSIGNED registered voters of District 3, (insert the director area the candidate is to represent) of the Central Plains Water Development District, nominate Greg Lorenz of Sully County, State of South Dakota, whose mailing address is Box 81, South Dakota 57254, as a candidate for the office of director, (insert the director area the candidate is to represent) of the Central Plains Water Development District for a 4 year term, in the primary election held on June 7, 2016.

DECLARATION OF CANDIDATE

I, Greg Lorenz, (print name here exactly as you want it on the election ballot) do hereby take this oath, declare that I am a resident and registered voter in the director area that I will represent and that I am eligible to seek the office for which I am a candidate. If nominated and elected, I will qualify and serve in that office.

Sworn to before me this 8th day of April, 2016.

(Signed)
Greg Lorenz

Signature of Officer Administering Oath

Title of Officer Administering Oath

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.

<table>
<thead>
<tr>
<th>NAME</th>
<th>RESIDENCE</th>
<th>DATE/COUNTY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rox Marshall</td>
<td>18 Box 21, CUNDA, SD 57254</td>
<td>4-4-16</td>
</tr>
<tr>
<td>Dean Rausch</td>
<td>PO Box 277, 80 Cedar Ave, ONDA</td>
<td>4-4-16</td>
</tr>
<tr>
<td>Ernie Und</td>
<td>3109 S, 18 S, ONDA, SD</td>
<td>4-4-16</td>
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<tr>
<td>Dean Und</td>
<td>101 S, 9 S, ONDA, SD</td>
<td>4-4-16</td>
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<tr>
<td>Ted Und</td>
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<td>4-4-16</td>
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Seal of County Auditor
Sully County, South Dakota
My Signature
Auditor
No Commission
end of term

Registration Turnout

30%
<table>
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<tr>
<th>SIGN</th>
<th>PRINT</th>
<th>NAME</th>
<th>STRENGTH AND RURAL ROUTE AND BOX NUMBER</th>
<th>CITY OR TOWN</th>
<th>STATE OR COUNTY</th>
<th>DATE/ZONE</th>
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<tr>
<td>14</td>
<td>PRINT</td>
<td>Pauline Les Korse</td>
<td>1716 S Aberdeen St, Sioux Falls, SD</td>
<td>Sioux Falls, SD</td>
<td>42.3910001, -97.0010001</td>
<td>7/7/09</td>
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<tr>
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<td>Dana Bullock</td>
<td>2126 S Dakota Ave, Sioux Falls, SD</td>
<td>Sioux Falls, SD</td>
<td>42.3910001, -97.0010001</td>
<td>7/8/09</td>
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<tr>
<td></td>
<td>PRINT</td>
<td>Casey Borchert</td>
<td>304 N. Hiawatha Ave, Rapid City, SD</td>
<td>Rapid City, SD</td>
<td>43.8710001, -100.1910001</td>
<td>7/8/09</td>
</tr>
</tbody>
</table>

---

**VERIFICATION BY PERSON CIRCULATING PETITION**

**INSTRUCTIONS TO CIRCULATOR:** This section must be completed following circulation and before filing.

Print name of the circulator: Dustin Wastell

Residence Address: 314 Birch Ave, Brookings, SD

City: Brookings

State: SD

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Dustin Wastell

ID - Drivers License

Signature of Circulator: Dustin Wastell

Sworn to before me this 110 day of June, 2009.

(Seal)

My Commission Expires 1-31-12

Form Revised 2007 - 5:02:08:08

Pamela M. Rice

NOTARY PUBLIC MINNESOTA

My Commission Expires 01-31-2012
NOMINATING PETITION FOR WATER DEVELOPMENT DISTRICT DIRECTOR
NONPARTISAN ELECTION

INSTRUCTIONS TO CANDIDATE: The heading of this petition and the declaration of candidacy must be fully completed before the petition is circulated for signatures.

WE, THE UNDERSIGNED registered voters of ______ Area 5 ______ (insert the director area the candidate is to represent) of the Vermillion Basin Water Development District, nominate _______ Ron Globke _______ of ______ Turner _______ County, State of South Dakota, whose mailing address is _______ 301 E Wagner St, Marion, SD 57043 _______ South Dakota, as a candidate for the office of director, representing _______ Area 5 _______ (insert the director area the candidate is to represent) of the Vermillion Basin Water Development District for a _____ 2 _____ year term, in the primary election to be held on June _____, 20_____

DECLARATION OF CANDIDATE

I, _______ Ron E. Globke _______ (print name here exactly as you want it on the election ballot), under oath, declare that I am a resident and registered voter in the director area that I will represent and that I am eligible to seek the office for which I am a candidate. If nominated and elected, I will qualify and serve in that office.

(Signed) _______ [Signature] _______

Sworn to before me this _______ 20 _______ day of _______ January _______ 2016 _______. _______ Brad Preheim _______ Signature of Officer Administering Oath

(Signature of Officer Administering Oath)

My Commission Expires _______ 6-3-16 _______. _______ Brad Preheim _______ Title of Officer Administering Oath

INSTRUCTIONS TO SIGNERS:
1. Signers of this petition must individually sign their names in the form in which they are registered to vote.
<table>
<thead>
<tr>
<th>SIGN</th>
<th>PRINT</th>
<th>STREET AND NUMBER OF RURAL ROUTE AND BOX NUMBER</th>
<th>DATE OF SIGNING</th>
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<tbody>
<tr>
<td>KRISTIN MATTSO</td>
<td>Kyle Mat</td>
<td>3440 Cornell NK SP</td>
<td>4/1/09</td>
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<td>STREET AND NUMBER OF RURAL ROUTE AND BOX NUMBER</td>
<td>DATE OF SIGNING</td>
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<tr>
<td>PEGE MATTSO</td>
<td>Kyle Mat</td>
<td>DITO</td>
<td>4/1/09</td>
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<tr>
<td>SIGN</td>
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<td>STREET AND NUMBER OF RURAL ROUTE AND BOX NUMBER</td>
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<tr>
<td>CRIS SRTSKA</td>
<td>Kyle Mat</td>
<td>3721 Seaward Drive</td>
<td>4/1/09</td>
</tr>
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</table>

**VERIFICATION BY PERSON CIRCULATING PETITION**

**INSTRUCTIONS TO CIRCULATOR:** This section must be completed following circulation and before filing.

Print name of the circulator: **Peggy Clarke** 1010 E 5 St. #71 Rapid City, SD

Residence Address: 1010 E 5 St. #71

City: Rapid City

State: SD

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator: **Peggy Clarke**

Sworn to before me this 28th day of May, 2009.

Signature of Officer Administering Oath: **Peggy Clarke**

Title of Officer Administering Oath: **Notary Public**

My Commission Expires: **February 12, 2015**

Form Revised 2007 - 5:02:08:08
VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Print name of the circulator: Kelly Cotton
Residence Address: 2802 W. RAPID ST.
City: Rapid City
State: SD 57702

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator: [Signature]

Sworn to before me this day of June, 2013
(Seal)
My Commission Expires 12-13

Signature of Officer Administering Oath: [Signature]
Title of Officer Administering Oath: [Title]

---

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Print name of the circulator: BOYD GRILLIN
Residence Address: 502 STATE AVE
City: Estelle
State: SD

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator: [Signature]

Sworn to before me this day of May, 2009
(Seal)
My Commission Expires [Signature]

Signature of Officer Administering Oath: [Signature]
Title of Officer Administering Oath: [Title]
VERIFICATION BY PERSON CIRCULATING PETITION

INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Paul Lyken, 550-Summit Ave NW, Watertown, SD

Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Paul Lyken

Signature of Circulator

16 day of April, 2009

(Seal)

My Commission Expires 5/15/09

Form Revised 2007 - 5:02:08:08
VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

BARBARA I EDWARDS 12170 Camp Rd. Castle SD
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this _____ day of __________, ______.
(Seal)

My Commission Expires __________
Form Revised 2007 - 5:02:08:08

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

Frieda Ten Fingers 640 6 23R 640 6 23R Chadron NE 69337
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this 25th day of October 2015.
(Seal)

My Commission Expires 02-25-2019
Form Revised 2010 - 5:02:08:09

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

FRANCES ANN CASEY SOUTH DAKOTA SEAL
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this __________ day of __________, ______.
(Seal)

My Commission Expires __________
Form Revised 2007 - 5:02:08:08

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

FRANCES ANN CASEY SOUTH DAKOTA SEAL
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this 25th day of October 2015.
(Seal)

My Commission Expires 02-25-2019
Form Revised 2010 - 5:02:08:09

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

FRANCES ANN CASEY SOUTH DAKOTA SEAL
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this __________ day of __________, ______.
(Seal)

My Commission Expires __________
Form Revised 2007 - 5:02:08:08

VERIFICATION BY PERSON CIRCULATING PETITION
INSTRUCTIONS TO CIRCULATOR: This section must be completed following circulation and before filing.

FRANCES ANN CASEY SOUTH DAKOTA SEAL
Print name of the circulator Residence Address City State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, that I made reasonable inquiry and to the best of my knowledge each person signing the petition is a qualified voter in the county indicated on the signature line, that no state statute regarding petition circulation was knowingly violated, and that either the signer or I added the printed name, the residence address of the signer, the date of signing, and the county of voter registration.

Signature of Circulator

Sworn to before me this 25th day of October 2015.
(Seal)

My Commission Expires 02-25-2019
Form Revised 2010 - 5:02:08:09
<table>
<thead>
<tr>
<th>SIGN</th>
<th>PRINT</th>
<th>NAME</th>
<th>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</th>
<th>CITY OR TOWN</th>
<th>COUNTY OF REGISTRATION</th>
<th>DATE/ COUNTY OF SIGNING</th>
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<tbody>
<tr>
<td>1</td>
<td></td>
<td>Jennifer Walt</td>
<td>118 Currie St</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>9/2/115</td>
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<td>Carol Jamba</td>
<td>2112 PO Box</td>
<td></td>
<td>SD 57010</td>
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<td>118 Currie St</td>
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<td>9/2/115</td>
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<td>Tom &amp; Lucy Leano</td>
<td>101 Winter St</td>
<td>Yankton</td>
<td>SD 57078</td>
<td>7/5/15</td>
</tr>
<tr>
<td>5</td>
<td>PRINT</td>
<td>Sondra Jensen</td>
<td>168 Hidden Hollow</td>
<td>Yankton</td>
<td>SD 57078</td>
<td>7/27/115</td>
</tr>
<tr>
<td>6</td>
<td>PRINT</td>
<td>Jeralee Devine</td>
<td>909 East 16th St</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>8/5/15</td>
</tr>
<tr>
<td>7</td>
<td>PRINT</td>
<td>Kyle Licht</td>
<td>110 Currie St</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>8/8/15</td>
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<td>8</td>
<td>PRINT</td>
<td>Loryn Lichty</td>
<td>110 Currie St</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>8/8/15</td>
</tr>
<tr>
<td>9</td>
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<td>Loryn Lichty</td>
<td>3000 43rd st</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>8/2/15</td>
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<td>10</td>
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<td>Douglas E. Kraft</td>
<td>11070 Six</td>
<td>Yankton</td>
<td>Yankton SD 57078</td>
<td>9/27/15</td>
</tr>
</tbody>
</table>
Petitions must be self-contained, meaning printed front and back. You cannot validate petition sheets that are not self-contained on one sheet of paper.
PETITIONS

Important Reminders

► Give petition processing top priority.
► If the deadline to file is approaching, do not let petitions sit on your desk for days.
► Schools: check registration and residency of signers and candidate.
► Cities are now required to check voter registration of signers.
► A candidate cannot notarize their own petition, but they may circulate and sign their own petition.
► Notary cannot notarize the petition and be a signer.
Important Reminders

- Notify candidate that petition was filed or rejected (do this immediately if rejected).
- Business managers and Finance Officers must have a written and signed verification per SDCL 13-7-6 and 9-13-7.
  - Refer to the respective statute for what the verification must contain.
  - No form in administrative rule for this.
- Finance Officers, Business Managers and School Board Presidents may notarize documents without being a notary (SDCL 18-3-1 and 13-8-15).
PETITIONS

Petition Challenge Law

- SDCL 12-1-13 to 15.
- Once a petition is filed (validated) by the person in charge of the election, any individual has five working days to challenge the petition.
- The challenger must file an affidavit with an itemized listing of the specific deficiencies.
- The affidavit is filed with the person in charge of the election.
- Look at SDCL 12-1-13 for specific items that cannot be challenged to your office.
- Person in charge of the election verifies information provided in the affidavit.
  - Work with your attorney when reviewing the affidavit.
- A challenge does not prevent any other legal remedy (SDCL 12-1-16).
Financial Interest Statements (FIS)

- Required for 1st Class Municipalities and Schools with greater than 2,000 average daily membership (ADM)

- There are two types of FIS’s:
  - **Candidate FIS** (SDCL 12-25-28)
    - Filed within 15 days after filing nominating petition.
    - Appointed official would not need to file this.
  - **Elected Official FIS** (SDCL 3-1A-4)
    - Filed within 15 days of assuming office.
Financial Interest statements (FIS)

- Sample FIS forms can be found at [www.sdsos.gov](http://www.sdsos.gov)
- These are filed with the person in charge of the election.
  - Only check for completeness.
  - You are not required to check for accuracy.
  - **It is up to the candidate/elected official to provide accurate information.**
- It is a petty offense for those that file late and anyone that intentionally does not file may be guilty of a Class 2 misdemeanor.
- Once filed, these are public documents.
Conflict of Interest
CANDIDATE
Statement of Financial Interest

Deadline to file: Within 15 days after filing nominating petitions (Supreme Court Justice files within 15 days of notifying Secretary of State of his intention to place his name on the retention ballot) or certification of convention nomination.

File with: The SECRETARY OF STATE except local candidates file with the office where they file their nominating petition.

Candidates who file: State and Federal Office candidates (United States Senate, United States House of Representatives, Governor, State Legislative, circuit court judge and Supreme Court Justice SDCL 12-25-28);
Convention Nominee candidates (Lieutenant Governor, state treasurer, attorney general, secretary of state, state auditor, public utilities commissioner, commissioner of school and public lands SDCL 12-25-29);
Convention Nominee candidates of a party with alternative political status (US Senate, US House, Governor, Lieutenant Governor, state treasurer, attorney general, secretary of state, state auditor, public utilities commissioner, commissioner of school and public lands or state legislator SDCL 12-25-29.1); and
Local Office candidates (county commissioner, school board member in a school district with a total enrollment of more than 2,000 students, or commissioner, council member, or mayor in any 1st class municipality SDCL 12-25-30)

Please print:
Full Name

COMPLETE Address

Office Sought (list District number if applicable)

What is your occupation/profession?

List any source of funds (business or economic relationship) which contributes more than 10% of or more than $2,000 to your family’s (includes spouse, minor children living at home) gross income in the preceding calendar year. This also includes any enterprise in which you or an immediate family member(s) controls more than 10% of the capital or stock. Identify who receives the income from each enterprise but do not include the value. (SDCL 12-25-27)

*The intent of this form is to collect specific information, not generalities. Do not put N/A or leave the grid blank.

<table>
<thead>
<tr>
<th>Name of Candidate or Family Member</th>
<th>Name the Source of Funds (E.g. current employer, SD Legislature, 401K, benefits, etc.)</th>
<th>Relationship to funds (E.g. employee, officer, director, associate, partner, shareholder, owner, member, proprietor, etc.)</th>
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I declare and affirm under the penalties of perjury that the information above has been examined by me and to the best of my knowledge and belief is a true, correct and complete representation of myself and my immediate family’s financial interests for the preceding calendar year.

(Signature) (Date)

South Dakota Secretary of State • Attention Elections • 500 E. Capitol Ave. • Pierre, SD 57501
www.SD SOS.gov • Phone 605 773 3537 • Fax 605 773 6580 • Elections@state.sd.us • Last updated 07/01/2019
Conflict of Interest
ELECTED OFFICIAL
Statement of Financial Interest

Deadline to file: Within 15 days after the person assumes office.

File with: The SECRETARY OF STATE except local candidates file with the office where they file their oath of office.

Elected Officials who file: State Office elected officials (governor, lieutenant governor, state treasurer, attorney general, secretary of state, state auditor, public utilities commissioner, commissioner of school and public lands, state legislator, circuit court judge and supreme court justice SDCL 3-1A-2).

Gubernatorial Appointee for whom senate confirmation is required shall file with the secretary of state a statement of financial interest before confirmation SDCL 3-1A-3.

Local Office officials (county commissioner, school board member in a school district with a total enrollment of more than 2,000 students, or commissioner, council member, or mayor in any 1st class municipality SDCL 3-1A-4)

Please print:
Full Name

Complete Address

Office (list District number if applicable)

What is your occupation/profession?

**If there are no changes from your previously filed CANDIDATE Financial Interest Statement check the box and sign and date below. □ NO Changes

List any source of funds (business or economic relationship) which contributes more than 10% of or more than $2,000 to your family’s (includes spouse, minor children living at home) gross income in the preceding calendar year. This also includes any enterprise in which you or an immediate family member(s) controls more than 10% of the capital or stock. Identify who receives the income from each enterprise but do not include the value. (SDCL 3-1A-1)

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(Signature) (Date)
How are Vacancies Created on City Councils?  
SDCL 3-4-1

- (1) Dies;
- (2) Resigns;
- (3) Is removed from office;
- (4) Fails to qualify as provided by law;
- (5) Ceases to be a resident of the state, district, county, municipality, township, ward, or precinct in which the duties of the office are to be exercised or for which elected;
- (6) Is convicted of any infamous crime or of any offense involving a violation of the official oath of the office; or
- (7) Has a judgment obtained against the person for a breach of an official bond.

- Military call up (SDCL 3-4-8)
- Incapacitation- *by illness or accident* (SDCL 3-4-9)
- No one files a nominating petition (SDCL 9-13-14.3)
VACANCIES

HOW ARE MUNICIPAL VACANCIES FILLED?

- By appointment SDCL 9-13-14.1
- By special election SDCL 9-13-14.2
- By temporary replacement SDCL 3-4-8, 3-4-9
VACANCIES

HOW ARE MUNICIPAL VACANCIES FILLED? cont’d

- By appointment SDCL 9-13-14.1:
  - At the end of December 2015 the Attorney General issued an opinion (15-03) clarifying that an appointee serves until the next annual election not the next regularly scheduled election.
  - This means that an appointee only serves until the next year regardless of whether you have an annual election scheduled. The seat has to be published on the notice of vacancy for the next election, regardless of whether the position is filled by appointment.
VACANCIES

Filling Municipal Vacancy by Appointment

- SDCL 9-13-14.1
- Remember in Aldermanic form of government the appointment must be from the same ward.
- Appointing can be an easier, faster, and less costly process.
- Remaining members shall appoint a replacement to serve until the next annual municipal election.
  - Keep track of the terms when there has been an appointment.
  - Official that is vacating his position does not vote on his replacement.
  - The Mayor may make a recommendation, but the remaining members vote on the appointment.
  - There are no publication rules or notices for filling a vacancy.
VACANCIES

FILLING MUNICIPAL VACANCY BY SPECIAL ELECTION

- Governing body creates an ordinance requiring that any vacancy on the governing board or in the office of the Mayor is to be filled by special election.
- The ordinance must be enacted prior to the vacancy.
- Election not to be held less than 90 days before the annual municipal election.
- Finance Officer will publish a notice that a vacancy exists and will be filled by special election, the date of election, time and place where nominating petitions may be filed for the office. Nominating petitions prepared and filed as usual according to SDCL 9-13-7 and filed at least 30 days before the date of the elections.
- Notice of special election published as usual according to SDCL 9-13-13 and 9-13-14.
VACANCIES

FILLING MUNICIPAL VACANCY BY TEMPORARY REPLACEMENT

- In the cases of Military call-up (SDCL 3-4-8) or Incapacitation (SDCL 3-4-9):
  - The member temporarily resigns
  - A temporary replacement is made by appointment
    - The replacement serves until the original member returns or the member’s term expires, which ever comes first.
  - If the replacement serves until the original members term expires and no one files for the position, then a vacancy is created. The temporary replacement would then need to be re-appointed if they wanted to continue to serve.
VACANCIES

What if no one files a municipal Nominating Petition?

- Law since July 2014 (SDCL 9-13-14.3)
  - If for any reason a municipality fails to elect any person to succeed an elected official whose term has expired or an elected official fails to file a nominating petition or qualify, the office is deemed vacant (SDCL 9-13-14.3).
  - The elected official whose term has expired shall continue to act in an official capacity until the vacancy is filled by election or appointment pursuant to 9-13-14.1 or 9-13-14.2.
How are Vacancies Created on School Boards? *SDCL 13-8-23*

- Death
- Removal from the board
- Failure to qualify as provided by law
- Ceases to be a resident* of the school district or representation area where elected
- Conviction of any infamous crime or of any offense involving a violation of the member's official oath
- Has a judgment obtained against the member for breach of the member's official bond
- Is incapacitated and is unable to attend to the duties of the position
- Assumes the duties of an office incompatible with the duties of a school board member
- Resignation

*Note:* this says “resident” not “resident voter” which is the language for a candidate to qualify for office.
Any vacancy occurring on a school board shall be filled by appointment by the remaining school board members.

In the case of a resignation the member resigning could be involved in the selection of his successor. (SDCL 13-8-25(3))

As the member resigning you will continue to serve until the successor is appointed and qualified. (SDCL 13-8-24).
In the cases of Military call-up (SDCL 3-4-8) or Incapacitation (SDCL 3-4-9):

- The member temporarily resigns
- A temporary replacement is made by appointment
  - The replacement serves until the original member returns or the member’s term expires, which ever comes first.
  - If the replacement serves until the original members term expires and no one files for the position, then a vacancy is created. The temporary replacement would then need to be re-appointed if they wanted to continue to serve.
- The appointee will serve until the next succeeding election at which time a successor shall be elected to serve the unexpired term (SDCL 13-8-25).
**Campaign Finance**

**Who is required to file?**  
SDCL 12-27

- ONLY Ballot Question Committees in 1st Class Municipalities

- ONLY School district offices and ballot questions in school districts with average daily membership (ADM) greater than 2,000.

- Any other municipality or school that has ordinances in place outlining the campaign finance laws they will follow.
CAMPAIGN FINANCE

Where can you find forms?

- Sample forms and campaign finance information can be found at www.sdsos.gov
  - Statement of Organization for Local Jurisdictions
  - Disclosure Statement for Local Jurisdictions
    - Within this disclosure are suggested filing dates for reports
    - Review these dates with your attorney
**Campaign Finance**

**Disclaimer**

- **Only** those committees in those jurisdictions that must comply with campaign finance laws are required to use a disclaimer.
- The disclaimer must be on printed materials and communications.
- Disclaimer: "Paid for by (Name of candidate, political committee, or political party)."
- Small impractical items are exempt.
  - Buttons, balloons, pins, pens, matchbooks, clothing, etc.
CAMPAIGN FINANCE

GOVERNMENT RESTRICTIONS

- A city or school may not spend public funds for the purpose of influencing an election (SDCL 12-27-20).
- No candidate or political committee may accept any contribution from any state, state agency, political subdivision of the state, foreign government, federal agency, or the federal government (SDCL 12-27-21).

WHO IS RESPONSIBLE FOR ENFORCING CAMPAIGN FINANCE LAWS?

- State’s Attorney (SDCL 12-27-40)