

Secretary of State

Jason M. Gant

South Dakota
Official
Election Returns
and
Registration Figures

Primary Election - June 8, 2010
General Election - November 2, 2010



April 2011



April 2011



Greetings:

Pursuant to State law, the Secretary of State is required to compile and produce an official record of election results from the preceding election.

This statistical information serves as the official record of the vote, and is what many people base many actions on such as weighted voting within political party organizations and signature requirements for candidates and ballot issues.

If there is any information not listed on statewide or legislative races that you might be seeking, please feel free to contact my office at (605) 773-3537.


Jason M. Gant
Secretary of State

SAMPLE REPUBLICAN PARTY PRIMARY ELECTION BALLOT		28001	Page 1 of 1
June 08, 2010	Faulk County, South Dakota		
<p>To vote for a person FILL IN the oval (●) next to the name. To vote on a ballot question FILL IN the oval (●) next to "yes" or "no". If you make a mistake, give the ballot back and get a new one. DO NOT cast more votes than are allowed in each race.</p> <p>For United States Representative you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Kristi Noem</p> <p><input type="radio"/> Blake Curd</p> <p><input type="radio"/> Chris Nelson</p>			
<p>For Governor you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Dave Knudson</p> <p><input type="radio"/> Scott Munsterman</p> <p><input type="radio"/> Dennis Daugaard</p> <p><input type="radio"/> Ken Knuppe</p> <p><input type="radio"/> Gordon Howie</p>			

2010 Primary Election Precincts and
Primary Election Voter Registration on May 24, 2010

Election Precincts		Total Active	Republican	Democratic	Libertarian	Constitution	Other	Independents	Inactive
Aurora	7	1,896	752	966	3	0	0	175	129
Beadle	10	10,869	4,441	4,713	21	4	103	1,587	1,076
Bennett	6	1,848	638	1,031	1	0	0	178	520
Bon Homme	5	4,077	1,906	1,684	6	0	0	481	191
Brookings	15	18,395	7,506	6,532	51	8	29	4,269	2,136
Brown	22	22,766	9,262	10,356	41	2	20	3,085	2,749
Brule	5	3,456	1,363	1,638	4	6	1	444	188
Buffalo	3	1,036	166	782	0	0	0	88	125
Butte	16	6,235	3,774	1,428	31	9	0	993	389
Campbell	5	1,231	966	184	4	4	0	73	46
Charles Mix	13	5,481	2,018	2,922	1	0	3	537	892
Clark	13	2,762	1,529	1,008	1	1	1	222	137
Clay	8	8,432	2,589	3,862	30	1	14	1,936	1,250
Codington	33	16,315	7,048	6,477	23	5	11	2,751	1,711
Corson	17	2,361	668	1,397	7	0	4	285	400
Custer	10	5,699	3,289	1,401	15	12	3	979	492
Davison	8	11,219	5,144	4,385	12	5	9	1,664	1,257
Day	14	4,246	1,489	2,261	3	1	0	492	385
Deuel	9	2,944	1,222	1,165	1	4	0	552	215
Dewey	13	3,445	720	2,349	1	0	10	365	260
Douglas	5	2,241	1,645	454	1	0	0	141	109
Edmunds	7	2,784	1,418	1,118	3	0	3	242	144
Fall River	16	5,131	2,829	1,341	12	3	14	932	697
Faulk	7	1,648	831	548	1	0	2	266	26
Grant	18	5,122	2,279	1,969	2	2	2	868	423
Gregory	3	2,927	1,494	1,218	1	1	0	213	431
Haakon	5	1,431	1,088	278	0	0	0	65	110
Hamlin	7	3,724	2,120	1,141	0	3	1	459	255
Hand	10	2,569	1,400	942	1	1	1	224	198
Hanson	5	3,422	1,526	1,118	5	2	0	771	210
Harding	6	919	707	148	0	0	0	64	37
Hughes	15	10,675	6,725	2,697	17	1	4	1,231	1,267
Hutchinson	7	4,730	3,123	1,223	7	5	0	372	751
Hyde	5	1,045	718	268	2	0	4	53	110
Jackson	8	1,762	842	724	2	0	0	194	209
Jerauld	5	1,306	587	593	1	0	0	125	87
Jones	3	758	545	144	5	1	0	63	60
Kingsbury	6	3,537	1,854	1,251	2	1	0	429	346
Lake	10	8,184	3,710	3,292	19	4	9	1,150	746
Lawrence	11	17,033	8,864	5,061	84	9	18	2,997	849
Lincoln	29	26,996	13,639	8,355	44	22	20	4,916	2,114
Lyman	7	2,370	1,088	1,105	4	2	1	170	273
Marshall	9	2,787	1,028	1,481	4	0	1	273	357
McCook	6	3,787	1,802	1,449	4	7	0	525	301
McPherson	6	1,848	1,328	360	1	0	2	157	190
Meade	37	15,604	8,797	4,045	38	10	0	2,714	3,621
Mellette	4	1,216	545	560	1	0	0	110	159
Miner	8	1,683	587	881	2	0	1	212	161
Minnehaha	68	103,753	43,449	41,396	232	120	142	18,414	10,315
Moody	6	4,305	1,493	2,084	7	0	0	721	460
Pennington	50	62,391	31,132	18,863	203	33	99	12,061	5,745
Perkins	10	2,173	1,302	607	3	4	0	257	177
Potter	6	1,845	1,276	463	0	1	0	105	132
Roberts	14	6,434	1,820	3,634	7	9	5	959	952
Sanborn	5	1,688	836	726	2	0	0	124	148
Shannon	10	7,430	578	5,760	8	0	45	1,039	1,237
Spink	9	4,402	2,123	1,796	6	3	2	472	367
Stanley	8	2,061	1,238	636	3	1	0	183	238
Sully	4	1,054	669	301	3	0	0	81	47
Todd	9	4,964	796	3,559	4	0	10	595	981
Tripp	13	3,836	2,130	1,325	4	2	0	375	350
Turner	8	5,719	3,106	1,832	5	6	1	769	411
Union	13	10,348	4,655	3,467	8	4	1	2,213	1,121
Walworth	15	3,737	2,279	1,016	6	2	0	434	516
Yankton	14	13,580	5,911	5,319	32	7	9	2,302	1,236
Ziebach	8	1,531	383	934	3	0	4	207	202
Total	767	513,203	234,785	194,023	1,055	328	609	82,403	53,425

Republican United States House of Representatives
Primary Election - June 8, 2010

Counties	Kristi Noem	Blake Curd	Chris Neilson
Aurora	71	50	210
Beadle	471	223	570
Bennett	118	63	90
Bon Homme	184	144	266
Brookings	1,129	538	872
Brown	1,521	612	1,080
Brule	148	63	212
Buffalo	30	17	27
Butte	577	245	397
Campbell	86	48	244
Charles Mix	328	117	407
Clark	368	71	114
Clay	257	139	353
Codington	1,423	403	445
Corson	53	37	84
Custer	766	337	365
Davison	350	277	597
Day	224	125	131
Deuel	245	76	124
Dewey	95	41	98
Douglas	296	172	394
Edmunds	124	76	138
Fall River	520	311	607
Faulk	135	56	116
Grant	674	180	322
Gregory	176	126	174
Haakon	323	121	225
Hamlin	594	104	160
Hand	208	85	236
Hanson	155	114	273
Harding	184	54	110
Hughes	1,085	481	1,997
Hutchinson	414	270	494
Hyde	195	71	171
Jackson	185	76	86
Jerauld	58	25	143
Jones	133	29	98
Kingsbury	475	189	268
Lake	386	253	388
Lawrence	1,537	638	1,023
Lincoln	1,470	1,394	1,145
Lyman	212	96	210
Marshall	185	74	151
McCook	201	126	231
McPherson	190	90	319
Meade	1,334	604	824
Mellette	130	54	107
Miner	78	32	101
Minnehaha	4,887	4,460	3,764
Moody	228	133	168
Pennington	4,839	2,804	2,891
Perkins	184	75	185
Potter	265	122	277
Roberts	346	132	218
Sanborn	89	53	105
Shannon	23	17	15
Spink	386	160	383
Stanley	275	114	272
Sully	138	46	121
Todd	73	35	67
Tripp	442	197	215
Turner	530	401	502
Union	627	216	860
Walworth	368	261	560
Yankton	674	366	539
Ziebach	52	15	41
Total	34,527	19,134	28,380

Republican Governor
 Primary Election - June 8, 2010

Counties	Dave Knudson	Scott Munsterman	Dennis Daugaard	Ken Knuppe	Gordon Howie
Aurora	43	87	172	10	19
Beadle	187	290	624	27	161
Bennett	26	38	123	32	61
Bon Homme	98	168	254	14	64
Brookings	225	1,343	878	44	153
Brown	459	492	2,016	57	267
Brule	48	48	300	18	21
Buffalo	6	4	48	5	11
Butte	137	268	536	97	208
Campbell	52	80	221	12	26
Charles Mix	73	137	557	40	48
Clark	63	117	337	13	19
Clay	175	109	396	13	68
Codington	291	456	1,381	27	118
Corson	18	73	60	18	12
Custer	205	241	532	228	322
Davison	138	240	657	29	173
Day	70	136	228	11	37
Deuel	34	126	242	11	39
Dewey	28	59	118	18	16
Douglas	107	144	542	35	63
Edmunds	28	75	196	5	36
Fall River	163	316	449	229	375
Faulk	38	53	176	11	39
Grant	155	208	674	36	90
Gregory	45	120	254	31	31
Haakon	75	113	281	99	125
Hamlin	101	241	440	15	47
Hand	39	120	317	18	41
Hanson	58	92	281	31	89
Harding	33	130	49	62	76
Hughes	571	567	2,166	77	238
Hutchinson	185	311	575	36	114
Hyde	49	85	246	26	37
Jackson	43	71	106	65	74
Jerauld	31	46	133	9	8
Jones	40	64	84	37	40
Kingsbury	133	267	435	33	64
Lake	137	243	567	17	81
Lawrence	518	529	1,636	115	468
Lincoln	937	443	2,197	34	454
Lyman	80	75	287	34	58
Marshall	70	77	226	22	34
McCook	84	107	288	19	69
McPherson	51	79	421	21	42
Meade	405	390	1,174	253	619
Mellette	29	28	122	63	56
Miner	30	40	124	1	18
Minnehaha	2,798	1,505	7,227	142	1,761
Moody	51	141	291	9	51
Pennington	1,971	1,266	5,020	464	2,040
Perkins	23	215	81	47	88
Potter	58	100	452	22	63
Roberts	105	168	387	13	43
Sanborn	32	67	108	25	16
Shannon	7	11	13	15	9
Spink	133	194	544	25	79
Stanley	110	123	326	43	71
Sully	48	61	140	9	53
Todd	17	23	62	13	67
Tripp	104	107	445	52	154
Turner	291	226	753	35	158
Union	307	334	863	37	165
Walworth	203	245	690	35	64
Yankton	335	354	703	26	205
Ziebach	14	40	30	16	10
Total	13,218	14,726	42,261	3,186	10,426

Democratic State Legislative Primaries
 Primary Election - June 8, 2010

District 15 State Senate

	Angie Buhl	Kathy Miles
Minnehaha	398	276
<i>Total</i>	398	276

District 7 State House

	Spencer Hawley	Clayton Walker	Harold Widvey
Brookings	465	151	293
<i>Total</i>	465	151	293

District 22 State Senate

	Ron Volesky	Perry Danforth
Beadle	403	755
Hand	54	93
Jerauld	47	78
<i>Total</i>	504	926

District 14 State House

	Jeff Winters	Marc Feinstein	William Anderson
Minnehaha	416	548	140
<i>Total</i>	416	548	140

District 28A State House

	Thomas Van Norman	Dean Schrempp
Corson	48	27
Dewey	167	357
Ziebach	34	78
<i>Total</i>	249	462

District 6 State Senate

	Tim Begalka	Mark Pederson
Brookings	368	238
Deuel	350	94
Grant	600	468
Moody	69	58
Total	1,387	858

District 30 State Senate

	George Ferebee	Bruce Rempelberg
Custer	1,278	1,236
Fall River	1,458	1,277
Pennington	1,249	1,510
Total	3,985	4,023

District 33 State Senate

	Elizabeth Kraus	J.P. Duniphan
Meade	228	93
Pennington	1,493	505
Total	1,721	598

District 5 State House

	Melissa Magstadt	John Wiles	Roger Solum
Codington	1,126	862	1,062
Total	1,126	862	1,062

District 11 State House

	Chris Karr	Mark Willadsen	Lora Hubbel
Lincoln	48	74	50
Minnehaha	622	1,019	662
Total	670	1,093	712

District 12 State House

	Manny Steele	Casey Murschel	Hal Wick
Lincoln	673	288	666
Minnehaha	858	503	1,018
Total	1,531	791	1,684

District 21 State House

	Kent Juhnke	James Schaefer	Lee Qualim
Brule	260	204	165
Buffalo	49	32	27
Charles Mix	468	328	564
Jones	187	153	82
Lyman	356	365	108
Total	1,320	1,082	946

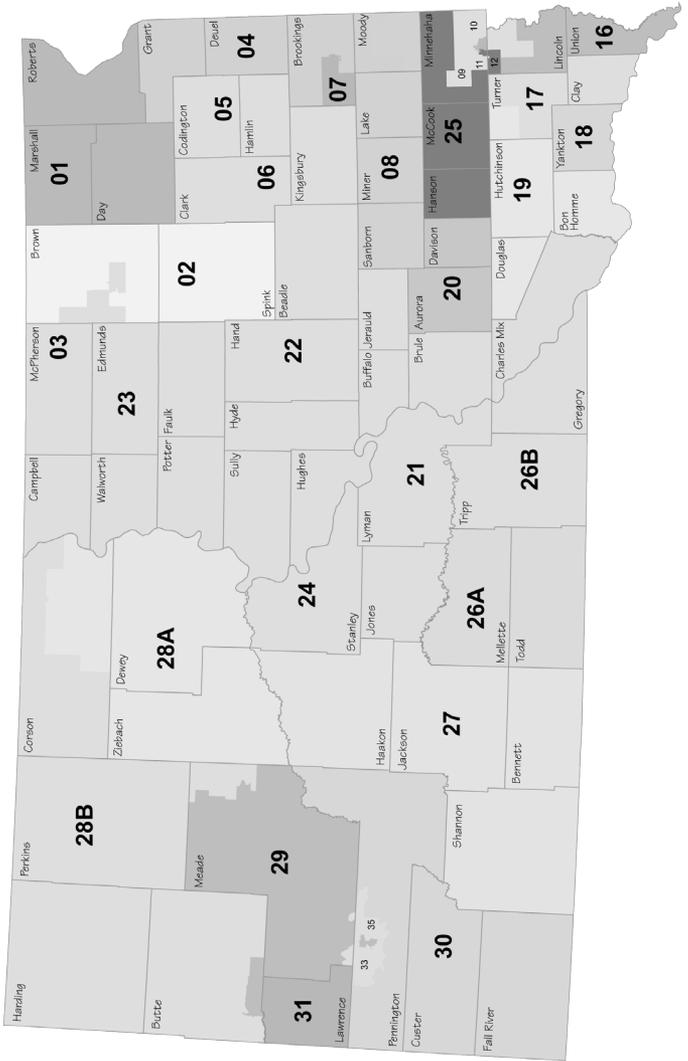
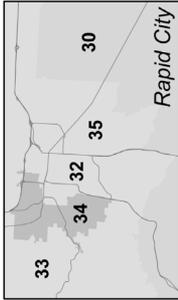
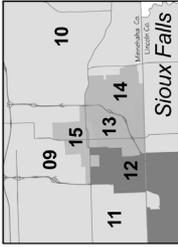
District 24 State House

	Carl Rathbun	Terry Leibel	Mark Venner	Tad Perry	Jim Sheehan
Hughes	943	837	1,703	1,817	865
Stanley	280	161	220	277	199
Sully	57	76	141	104	149
Total	1,280	1,074	2,064	2,198	1,213

District 34 State House

	Debra Watson	Dan Dryden	David Lust
Pennington	1,226	1,432	1,898
Total	1,226	1,432	1,898

South Dakota Legislative Districts December 2005



Roberts

Marshall

Brown

Day

Clark

Codington

Deuel

04

Hamilton

05

06

Spink

DeSauls

07

Brookings

Kingsbury

Moody

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Miner

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Spearhead

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SAMPLE GENERAL ELECTION BALLOT		47002 Page 1 of 3
November 02, 2010	McPherson County, South Dakota	
<p>To vote for a person FILL IN the oval (●) next to the name. To vote on a ballot question FILL IN the oval (●) next to "yes" or "no". If you make a mistake, give the ballot back and get a new one. DO NOT cast more votes than are allowed in each race.</p>	<p>For Attorney General you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Marty Jackley Republican Party</p> <p><input type="radio"/> Ron Volesky Democratic Party</p>	<p>For State Representatives District 03 you may vote for up to <u>two</u> or leave it blank</p> <p><input type="radio"/> Isaac Latterell Republican Party</p> <p><input type="radio"/> David Novstrup Republican Party</p> <p><input type="radio"/> Tim Even Democratic Party</p> <p><input type="radio"/> Dennis Feickert Democratic Party</p>
<p>For United States Senator you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> John R. Thune Republican Party</p>	<p>For State Auditor you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Steve Barnett Republican Party</p> <p><input type="radio"/> Julie Bartling Democratic Party</p>	<p>For County Coroner 2 Year Term you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> David A Roggenkamp Republican Party</p> <p><input type="radio"/> Doug Fuchs Independent</p>
<p>For United States Representative you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Kristi Noem Republican Party</p> <p><input type="radio"/> Stephanie Herseth Sandlin Democratic Party</p> <p><input type="radio"/> B. Thomas Marking Independent</p>	<p>For State Treasurer you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Rich Sattgast Republican Party</p> <p><input type="radio"/> Tom Katus Democratic Party</p>	
<p>For Governor and Lieutenant Governor to be elected as a team, you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Dennis Daugaard for Governor and Matt Michels for Lieutenant Governor Republican Party</p> <p><input type="radio"/> Scott Heidepriem for Governor and Ben Arndt for Lieutenant Governor Democratic Party</p>	<p>For Commissioner of School and Public Lands you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Jarrod Johnson Republican Party</p> <p><input type="radio"/> Bob Pille Democratic Party</p>	
<p>For Secretary of State you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Lori Stacey Constitution Party</p> <p><input type="radio"/> Jason Gant Republican Party</p> <p><input type="radio"/> Ben Nesselhuf Democratic Party</p>	<p>For Public Utilities Commissioner you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Dustin "Dusty" Johnson Republican Party</p> <p><input type="radio"/> Doyle Karpen Democratic Party</p>	
	<p>For State Senator District 03 you may vote for <u>one</u> or leave it blank</p> <p><input type="radio"/> Al Novstrup Republican Party</p> <p><input type="radio"/> Alan C. Hoerth Democratic Party</p>	
		TURN PAGE

SAMPLE GENERAL ELECTION BALLOT		
November 02, 2010	McPherson County, South Dakota	47001 Page 2 of 3
NONPOLITICAL BALLOT	Constitutional Amendment L	Initiated Measure(s)
<p>Constitutional Amendment(s) The following amendment(s) to the State Constitution (is/are) submitted to the voters by the Legislature or by petition. The amendment(s) will not become effective unless approved by majority vote.</p>	<p>Title: An Amendment to Article XIII of the South Dakota Constitution relating to the trust fund created from the proceeds of the state cement enterprise sales.</p> <p>Attorney General Explanation: Constitutional Amendment L changes annual distribution amounts made from the cement plant trust fund to the State's general fund. The cement plant trust fund holds the proceeds from the sale of the state cement plant to benefit South Dakota citizens. The proposed amendment reduces the current \$12 million mandatory annual transfer to \$8 million over a four year period. Thereafter, the mandatory transfer is eliminated and the Legislature may transfer up to four percent of the trust fund to the State's general fund as long as the transfers do not cause the trust fund to fall below its original principal amount.</p> <p>The amendment also eliminates a distribution from the trust fund to support education.</p> <p><input type="radio"/> Yes A vote "Yes" is for changing the annual distributions from the cement plant trust fund.</p> <p><input type="radio"/> No A vote "No" is against the constitutional amendment.</p>	<p>The following initiated measure(s) (was/were) proposed by petition for submission to the voters. The initiated measure(s) will not become effective unless approved by majority vote.</p>
<p style="text-align: center;">Constitutional Amendment K</p> <p>Title: An Amendment to Article VI of the South Dakota Constitution relating to the right of individuals to vote by secret ballot.</p> <p>Attorney General Explanation: The proposed amendment to the Constitution would guarantee a right to vote by secret ballot to prevent others from knowing how a person voted. This right would apply to elections of public officers, adoption of initiated or referred measures, and elections to designate or authorize employee representation, such as elections concerning unions.</p> <p><input type="radio"/> Yes A vote "Yes" is for guaranteeing a right to vote by secret ballot.</p> <p><input type="radio"/> No A vote "No" is against the constitutional amendment.</p>	<p style="text-align: center;">Initiated Measure 13</p> <p>Title: An Initiated Measure to authorize the possession, use and cultivation of marijuana by and for persons with specified debilitating medical conditions registered with the Department of Health.</p> <p>Attorney General Explanation: The proposed initiated measure would change state law to legalize marijuana possession, use, distribution and cultivation by persons registered with the South Dakota Department of Health. These activities remain illegal under federal law.</p> <p>Registration to use, possess and cultivate marijuana would require a certification from a physician that the registrant has a debilitating medical condition and that the potential benefits of the marijuana use would likely outweigh the health risks. Minors may be registered with parental consent. The registrant may designate another person to cultivate, possess, and distribute marijuana for the registrant's use. The designee must register with the Department and may provide only a limited amount of marijuana for a maximum of five registrants.</p> <p>Schools, employers and landlords may not refuse to enroll, employ, or lease based upon marijuana registration unless required by federal law. The proposed law does not require that a registrant be allowed to use marijuana in a workplace or on property owned by another.</p> <p><input type="radio"/> Yes A vote "Yes" is for legalizing marijuana for registrants and designees.</p> <p><input type="radio"/> No A vote "No" is against the proposed law.</p>	
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SAMPLE GENERAL ELECTION BALLOT		
November 02, 2010	McPherson County, South Dakota	47001 Page 3 of 3
<p style="text-align: center;">Referred Law(s)</p> <p>The following law(s) (was/were) adopted by the Legislature and referred to the voters by petition. The law(s) will not become effective unless approved by majority vote.</p>		
<p style="text-align: center;">Referred Law 12</p> <p>Title: An Act to prohibit smoking tobacco or carrying lighted tobacco products in certain places and to require certain persons to inform violators of the prohibition.</p> <p>Attorney General Explanation: The referred law broadens the State's ban on smoking to apply to all restaurants, bars, package liquor stores, Deadwood casinos and video lottery establishments. It requires owners, managers, and operators of places where smoking is prohibited to inform violators of the smoking ban. The ban does not apply to tobacco shops, hotel rooms designated as smoking rooms, and existing cigar bars.</p> <p><input type="radio"/> Yes A vote "Yes" is for broadening the State's ban on smoking.</p> <p><input type="radio"/> No A vote "No" is against the referred law.</p>		

2010 General Election Precincts and
General Election Voter Registration on October 18, 2010

Election Precincts		Total Active	Republican	Democratic	Libertarian	Constitution	Other	Independents	Inactive
Aurora	7	1,911	764	961	3	0	0	183	133
Beadle	10	10,907	4,443	4,698	23	4	96	1,643	1,148
Bennett	6	1,871	655	1,024	1	0	0	191	517
Bon Homme	5	4,055	1,882	1,673	8	1	0	491	217
Brookings	15	18,725	7,641	6,559	49	8	29	4,439	2,287
Brown	22	23,021	9,413	10,349	43	3	20	3,193	2,766
Brule	5	3,501	1,399	1,619	5	6	1	471	204
Buffalo	3	1,050	158	801	0	0	0	91	129
Butte	16	6,321	3,830	1,427	32	8	0	1,024	442
Campbell	5	1,253	981	187	4	3	0	78	46
Charles Mix	13	5,561	2,042	2,952	1	1	4	561	876
Clark	13	2,748	1,521	993	1	1	2	230	144
Clay	11	8,463	2,629	3,841	28	1	12	1,952	1,451
Codington	33	16,518	7,140	6,495	25	7	11	2,840	1,786
Corson	17	2,395	674	1,413	7	1	4	296	398
Custer	10	5,745	3,316	1,387	16	12	3	1,011	535
Davison	21	11,304	5,173	4,385	13	4	16	1,713	1,300
Day	14	4,274	1,500	2,266	3	1	0	504	396
Deuel	11	2,967	1,224	1,161	2	4	0	576	216
Dewey	13	3,495	735	2,362	1	0	9	388	244
Douglas	5	2,243	1,646	450	1	0	0	146	112
Edmunds	7	2,787	1,422	1,108	2	0	4	251	148
Fall River	16	5,142	2,822	1,336	13	3	13	955	755
Faulk	7	1,664	838	554	1	0	3	268	24
Grant	18	5,162	2,308	1,963	2	2	3	884	445
Gregory	3	2,926	1,502	1,202	1	0	0	221	425
Haakon	6	1,436	1,091	275	0	0	0	70	115
Hamlin	7	3,733	2,118	1,135	0	3	1	476	245
Hand	9	2,579	1,401	936	1	1	1	239	197
Hanson	5	3,463	1,551	1,121	5	1	0	785	244
Harding	8	933	717	149	0	0	0	67	38
Hughes	15	10,818	6,807	2,717	19	3	4	1,268	1,297
Hutchinson	7	4,773	3,167	1,212	7	5	0	382	738
Hyde	5	1,048	719	265	2	0	4	58	110
Jackson	8	1,740	842	697	2	0	0	199	192
Jerauld	5	1,365	614	608	1	0	0	142	172
Jones	3	768	551	145	6	1	0	65	56
Kingsbury	6	3,553	1,860	1,252	2	1	1	437	339
Lake	10	8,353	3,816	3,277	4	8	1	1,228	783
Lawrence	12	17,151	8,958	5,006	82	9	18	3,078	1,139
Lincoln	29	27,569	13,943	8,427	45	24	24	5,106	2,301
Lyman	7	2,389	1,086	1,109	3	2	1	188	270
Marshall	9	2,851	1,067	1,473	4	0	1	306	335
McCook	6	3,790	1,798	1,446	5	7	0	534	315
McPherson	6	1,849	1,324	359	1	0	2	163	186
Meade	37	15,796	8,917	4,025	39	12	0	2,803	3,763
Mellette	4	1,238	543	578	1	0	0	116	150
Miner	8	1,693	595	872	2	0	1	223	155
Minnehaha	71	105,791	44,451	41,679	241	121	157	19,142	10,128
Moody	6	4,310	1,499	2,066	8	0	0	737	478
Pennington	50	63,113	31,467	18,791	202	34	104	12,515	6,311
Perkins	10	2,196	1,321	610	2	4	0	259	174
Potter	6	1,859	1,284	465	0	0	0	110	133
Roberts	14	6,518	1,848	3,665	7	9	5	984	937
Sanborn	5	1,708	840	730	1	0	0	137	145
Shannon	10	7,530	571	5,813	8	0	46	1,092	1,279
Spink	9	4,402	2,118	1,794	6	3	1	480	366
Stanley	8	2,075	1,239	638	3	1	0	194	242
Sully	5	1,054	667	300	2	0	0	85	50
Todd	9	5,006	795	3,579	4	0	12	616	981
Tripp	13	3,851	2,154	1,310	4	2	0	381	354
Turner	8	5,754	3,139	1,819	5	5	1	785	426
Union	13	10,307	4,641	3,421	12	5	1	2,227	1,360
Walworth	15	3,768	2,295	1,021	6	2	0	444	529
Yankton	13	13,669	5,947	5,310	34	7	8	2,363	1,378
Ziebach	8	1,553	390	943	3	0	5	212	206
Total	791	519,361	237,809	194,204	1,080	336	636	85,296	55,761

U.S. Senate		U. S. Congress			
	John Thune (R)		Kristi Noem (R)	Stephanie Herseth Sandlin (D)	B. Thomas (Marking (I))
Aurora	926	Aurora	593	707	94
Beadle	4,897	Beadle	2,941	3,541	418
Bennett	728	Bennett	499	502	57
Bon Homme	1,965	Bon Homme	1,265	1,334	235
Brookings	7,721	Brookings	4,147	6,195	808
Brown	9,862	Brown	5,712	8,100	665
Brule	1,525	Brule	971	1,017	160
Buffalo	208	Buffalo	91	351	11
Butte	2,975	Butte	2,357	1,128	231
Campbell	642	Campbell	452	301	37
Charles Mix	2,518	Charles Mix	1,710	1,620	182
Clark	1,190	Clark	773	787	126
Clay	2,756	Clay	1,642	2,802	246
Codington	7,504	Codington	4,983	4,684	679
Corson	577	Corson	362	450	60
Custer	3,018	Custer	2,378	1,278	313
Davison	5,480	Davison	3,467	3,437	374
Day	1,673	Day	937	1,668	153
Deuel	1,427	Deuel	877	999	170
Dewey	943	Dewey	442	1,070	64
Douglas	1,360	Douglas	1,083	489	91
Edmunds	1,275	Edmunds	838	834	123
Fall River	2,336	Fall River	1,824	1,056	236
Faulk	798	Faulk	553	466	68
Grant	2,538	Grant	1,597	1,638	265
Gregory	1,549	Gregory	1,129	785	139
Haakon	890	Haakon	718	254	63
Hamlin	1,969	Hamlin	1,463	963	220
Hand	1,393	Hand	906	804	130
Hanson	1,323	Hanson	1,048	594	102
Harding	583	Harding	490	127	54
Hughes	5,893	Hughes	3,849	3,432	425
Hutchinson	2,486	Hutchinson	1,822	1,176	203
Hyde	558	Hyde	412	277	31
Jackson	734	Jackson	534	369	59
Jerauld	759	Jerauld	461	581	89
Jones	507	Jones	377	180	33
Kingsbury	1,707	Kingsbury	1,044	1,229	202
Lake	3,700	Lake	2,414	2,458	332
Lawrence	7,491	Lawrence	5,431	4,019	747
Lincoln	13,642	Lincoln	9,440	7,699	862
Lyman	1,012	Lyman	677	604	119
Marshall	1,186	Marshall	660	1,107	85
McCook	1,759	McCook	1,216	1,126	170
McPherson	990	McPherson	692	447	68
Meade	7,360	Meade	5,741	3,049	606
Mellette	543	Mellette	320	373	65
Miner	725	Miner	458	581	76
Minnehaha	44,085	Minnehaha	28,968	32,430	3,698
Moody	1,822	Moody	1,111	1,433	201
Pennington	27,928	Pennington	21,489	13,597	2,002
Perkins	1,088	Perkins	859	418	100
Potter	1,035	Potter	745	518	59
Roberts	2,498	Roberts	1,507	2,077	268
Sanborn	854	Sanborn	514	578	72
Shannon	854	Shannon	191	2,260	52
Spink	2,055	Spink	1,201	1,564	175
Stanley	1,062	Stanley	726	601	100
Sully	600	Sully	427	270	49
Todd	1,009	Todd	421	1,500	81
Tripp	1,925	Tripp	1,390	949	169
Turner	2,778	Turner	1,875	1,676	252
Union	4,522	Union	3,356	2,408	272
Walworth	1,745	Walworth	1,229	871	139
Yankton	6,063	Yankton	3,653	4,336	671
Ziebach	423	Ziebach	245	415	28
Total	227,947	Total	153,703	146,589	19,134

South Dakota Governor, Lieutenant Governor and Secretary of State
General Election - November 2, 2010

Governor & Lt. Governor		
	Dennis Daugaard & Matt Michels (R)	Scott Heldepriem & Ben Arndt (D)
Aurora	788	592
Beadle	3,931	2,952
Bennett	619	415
Bon Homme	1,553	1,257
Brookings	6,555	4,471
Brown	8,541	5,816
Brule	1,301	827
Buffalo	124	323
Butte	2,575	1,095
Campbell	616	166
Charles Mix	2,107	1,391
Clark	979	702
Clay	2,302	2,339
Codington	6,352	3,908
Corson	425	426
Custer	2,598	1,342
Davison	4,575	2,668
Day	1,321	1,413
Deuel	1,184	853
Dewey	655	882
Douglas	1,255	396
Edmunds	1,131	650
Fall River	2,025	1,042
Faulk	693	394
Grant	2,087	1,370
Gregory	1,307	737
Haakon	783	246
Hamlin	1,692	942
Hand	967	872
Hanson	1,170	556
Harding	465	206
Hughes	5,626	2,087
Hutchinson	2,091	1,080
Hyde	483	234
Jackson	614	335
Jerauld	611	516
Jones	427	152
Kingsbury	1,426	1,036
Lake	3,225	1,925
Lawrence	6,397	3,726
Lincoln	11,831	6,087
Lyman	840	542
Marshall	965	874
McCook	1,517	987
McPherson	901	294
Meade	6,447	2,843
Mellette	402	342
Miner	595	522
Minnehaha	38,314	26,528
Moody	1,534	1,196
Pennington	24,443	12,319
Perkins	843	509
Potter	936	374
Roberts	1,852	1,956
Sanborn	673	484
Shannon	423	1,959
Spink	1,644	1,277
Stanley	950	471
Sully	529	211
Todd	630	1,324
Tripp	1,745	765
Turner	2,290	1,505
Union	3,874	2,102
Walworth	1,595	630
Yankton	5,406	3,220
Ziebach	291	376
Total	195,046	122,037

Secretary of State			
	Lori Stacey (C)	Jason Gant (R)	Ben Nesselhuf (D)
Aurora	89	705	537
Beadle	383	3,251	2,911
Bennett	86	523	379
Bon Homme	174	1,367	1,166
Brookings	595	5,091	4,660
Brown	777	6,673	6,241
Brule	137	930	993
Buffalo	20	108	308
Butte	427	2,285	839
Campbell	41	540	161
Charles Mix	118	2,097	1,200
Clark	101	812	668
Clay	179	1,525	2,861
Codington	529	5,322	3,904
Corson	95	326	402
Custer	436	2,238	1,103
Davison	389	3,786	2,739
Day	154	1,082	1,389
Deuel	127	932	873
Dewey	111	458	903
Douglas	65	1,195	322
Edmunds	106	941	669
Fall River	349	1,759	848
Faulk	75	584	360
Grant	201	1,681	1,412
Gregory	129	1,096	718
Haakon	99	731	170
Hamlin	155	1,486	851
Hand	98	1,006	661
Hanson	104	1,015	526
Harding	69	472	102
Hughes	464	4,571	2,395
Hutchinson	177	1,906	922
Hyde	43	412	228
Jackson	97	550	285
Jerauld	89	495	471
Jones	43	387	138
Kingsbury	136	1,201	1,031
Lake	328	2,519	2,023
Lawrence	975	5,599	3,074
Lincoln	718	10,453	5,899
Lyman	94	692	563
Marshall	82	751	924
McCook	160	1,260	972
McPherson	63	784	320
Meade	924	5,763	2,222
Mellette	87	322	308
Miner	68	469	525
Minnehaha	3,355	31,922	26,001
Moody	173	1,133	1,296
Pennington	2,934	21,550	10,537
Perkins	178	830	301
Potter	65	811	384
Roberts	189	1,505	1,934
Sanborn	73	586	427
Shannon	194	248	1,929
Spink	133	1,402	1,285
Stanley	101	823	458
Sully	55	452	213
Todd	180	436	1,300
Tripp	121	1,494	798
Turner	211	1,718	1,744
Union	344	3,304	2,161
Walworth	142	1,371	630
Yankton	482	3,847	3,732
Ziebach	75	245	329
Total	19,971	163,828	118,635

Attorney General		
	Marty Jackley (R)	Ron Volesky (D)
Aurora	841	488
Beadle	4,722	2,065
Bennett	649	361
Bon Homme	1,642	1,030
Brookings	6,546	3,851
Brown	8,473	5,249
Brule	1,397	674
Buffalo	166	270
Butte	2,777	776
Campbell	636	119
Charles Mix	2,089	1,271
Clark	1,083	526
Clay	2,260	2,092
Codington	6,516	3,341
Corson	414	435
Custer	2,728	1,062
Davison	4,934	2,097
Day	1,335	1,306
Deuel	1,225	710
Dewey	699	818
Douglas	1,279	302
Edmunds	1,128	575
Fall River	2,085	876
Faulk	748	280
Grant	1,974	1,293
Gregory	1,357	604
Haakon	845	156
Hamlin	1,785	724
Hand	1,368	426
Hanson	1,214	434
Harding	551	85
Hughes	6,253	1,299
Hutchinson	2,285	747
Hyde	545	154
Jackson	646	282
Jerauld	763	324
Jones	463	114
Kingsbury	1,578	794
Lake	3,133	1,665
Lawrence	6,693	3,043
Lincoln	12,318	4,623
Lyman	951	405
Marshall	947	793
McCook	1,613	775
McPherson	919	246
Meade	7,162	1,911
Mellette	420	301
Miner	645	430
Minnehaha	38,927	21,742
Moody	1,516	1,088
Pennington	25,212	10,078
Perkins	954	338
Potter	997	266
Roberts	1,943	1,714
Sanborn	785	331
Shannon	333	2,067
Spink	1,838	1,002
Stanley	1,090	307
Sully	592	135
Todd	576	1,360
Tripp	1,837	589
Turner	2,495	1,092
Union	3,749	1,950
Walworth	1,625	539
Yankton	4,893	3,052
Ziebach	337	330
Total	202,499	100,182

Auditor		
	Steve Barnett (R)	Julie Bartling (D)
Aurora	685	640
Beadle	3,930	2,602
Bennett	551	446
Bon Homme	1,488	1,174
Brookings	5,824	4,370
Brown	9,136	4,773
Brule	991	1,079
Buffalo	108	321
Butte	2,537	966
Campbell	619	139
Charles Mix	1,330	2,088
Clark	971	626
Clay	2,048	2,278
Codington	6,087	3,658
Corson	381	461
Custer	2,512	1,215
Davison	4,391	2,539
Day	1,328	1,283
Deuel	1,053	898
Dewey	558	908
Douglas	1,152	422
Edmunds	1,162	563
Fall River	1,952	977
Faulk	713	319
Grant	2,007	1,265
Gregory	598	1,454
Haakon	735	255
Hamlin	1,680	804
Hand	1,181	586
Hanson	1,094	553
Harding	520	118
Hughes	4,960	2,499
Hutchinson	2,050	941
Hyde	459	230
Jackson	589	337
Jerauld	576	496
Jones	423	142
Kingsbury	1,410	941
Lake	2,934	1,799
Lawrence	6,082	3,442
Lincoln	11,134	5,570
Lyman	797	551
Marshall	929	814
McCook	1,447	948
McPherson	934	235
Meade	6,207	2,602
Mellette	281	458
Miner	538	502
Minnehaha	34,800	24,900
Moody	1,354	1,228
Pennington	22,899	11,662
Perkins	902	390
Potter	921	344
Roberts	1,806	1,846
Sanborn	648	447
Shannon	321	2,049
Spink	1,786	1,039
Stanley	872	511
Sully	495	229
Todd	441	1,509
Tripp	1,121	1,365
Turner	2,311	1,254
Union	3,736	1,964
Walworth	1,598	569
Yankton	4,614	3,245
Ziebach	278	380
Total	181,975	117,218

State Treasurer and Commissioner of School and Public Lands
 General Election - November 2, 2010

State Treasurer			Commissioner of School and Public Lands		
	Rich Sattgast (R)	Tom Katus (D)		Jarrod Johnson (R)	Bob Pille (D)
Aurora	805	482	Aurora	819	433
Beadle	4,381	2,147	Beadle	3,985	2,255
Bennett	553	422	Bennett	569	394
Bon Homme	1,640	953	Bon Homme	1,600	904
Brookings	6,247	3,647	Brookings	6,103	3,534
Brown	8,307	5,011	Brown	8,300	4,682
Brule	1,276	717	Brule	1,321	636
Buffalo	128	301	Buffalo	133	283
Butte	2,553	906	Butte	2,602	791
Campbell	628	120	Campbell	638	95
Charles Mix	1,886	1,352	Charles Mix	1,957	1,261
Clark	1,076	480	Clark	1,027	470
Clay	2,045	2,135	Clay	2,055	2,019
Codington	6,313	3,181	Codington	6,267	2,977
Corson	351	481	Corson	441	372
Custer	2,526	1,182	Custer	2,615	988
Davison	4,568	2,147	Davison	4,397	2,102
Day	1,348	1,200	Day	1,379	1,082
Deuel	1,189	677	Deuel	1,171	648
Dewey	559	904	Dewey	600	817
Douglas	1,258	272	Douglas	1,256	244
Edmunds	1,162	502	Edmunds	1,153	478
Fall River	1,954	967	Fall River	1,998	842
Faulk	748	244	Faulk	708	230
Grant	2,025	1,139	Grant	1,980	1,103
Gregory	1,325	594	Gregory	1,291	541
Haakon	767	200	Haakon	818	141
Hamlin	1,773	650	Hamlin	1,710	640
Hand	1,257	483	Hand	1,211	465
Hanson	1,146	448	Hanson	1,129	430
Harding	510	123	Harding	567	75
Hughes	5,594	1,772	Hughes	5,498	1,668
Hutchinson	2,261	659	Hutchinson	2,196	601
Hyde	504	174	Hyde	499	155
Jackson	596	319	Jackson	626	271
Jerauld	671	385	Jerauld	663	347
Jones	443	119	Jones	457	96
Kingsbury	1,601	715	Kingsbury	1,487	712
Lake	3,200	1,439	Lake	2,984	1,466
Lawrence	6,403	3,147	Lawrence	6,172	3,024
Lincoln	11,918	4,417	Lincoln	11,681	4,267
Lyman	894	426	Lyman	906	389
Marshall	910	780	Marshall	913	746
McCook	1,581	758	McCook	1,536	709
McPherson	925	220	McPherson	936	198
Meade	6,179	2,586	Meade	6,399	2,140
Mellette	388	315	Mellette	402	298
Miner	649	380	Miner	589	394
Minnehaha	37,596	20,785	Minnehaha	35,605	20,717
Moody	1,480	1,053	Moody	1,501	966
Pennington	22,443	12,229	Pennington	23,218	9,980
Perkins	819	465	Perkins	962	289
Potter	940	286	Potter	933	262
Roberts	1,828	1,724	Roberts	1,768	1,663
Sanborn	727	349	Sanborn	689	341
Shannon	254	2,124	Shannon	297	2,075
Spink	1,793	985	Spink	1,747	935
Stanley	979	380	Stanley	990	347
Sully	541	174	Sully	557	154
Todd	530	1,368	Todd	546	1,339
Tripp	1,720	653	Tripp	1,682	623
Turner	2,489	983	Turner	2,432	963
Union	3,718	1,869	Union	3,820	1,696
Walworth	1,531	577	Walworth	1,587	465
Yankton	4,734	2,865	Yankton	4,595	2,700
Ziebach	265	377	Ziebach	312	316
Total	191,408	101,924	Total	188,985	95,244

Public Utilities Commission

	Dustin "Dusty" Johnson (R)	Doyle Karpen (D)
Aurora	1,014	297
Beadle	4,731	1,778
Bennett	612	356
Bon Homme	1,908	716
Brookings	7,498	2,714
Brown	9,551	3,931
Brule	1,509	494
Buffalo	166	256
Butte	2,739	719
Campbell	648	96
Charles Mix	2,401	961
Clark	1,189	363
Clay	2,730	1,625
Codington	7,364	2,339
Corson	445	377
Custer	2,765	933
Davison	5,964	1,125
Day	1,648	916
Deuel	1,395	510
Dewey	649	653
Douglas	1,403	187
Edmunds	1,294	390
Fall River	2,055	820
Faulk	796	191
Grant	2,268	935
Gregory	1,463	440
Haakon	842	128
Hamlin	1,993	489
Hand	1,379	371
Hanson	1,354	294
Harding	558	85
Hughes	6,208	1,312
Hutchinson	2,542	438
Hyde	553	131
Jackson	642	270
Jerauld	811	262
Jones	466	89
Kingsbury	1,769	553
Lake	3,688	1,073
Lawrence	6,745	2,735
Lincoln	13,542	3,273
Lyman	986	333
Marshall	1,050	650
McCook	1,831	543
McPherson	979	165
Meade	6,723	2,026
Mellette	437	263
Miner	746	314
Minnehaha	42,755	16,737
Moody	1,718	843
Pennington	25,177	9,141
Perkins	1,024	263
Potter	917	319
Roberts	1,990	1,522
Sanborn	875	227
Shannon	379	1,956
Spink	2,070	729
Stanley	1,094	285
Sully	579	144
Todd	600	1,283
Tripp	1,891	505
Turner	2,821	735
Union	3,668	2,071
Walworth	1,683	430
Yankton	5,745	2,121
Ziebach	311	313
Total	217,346	79,543

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District 1

	Jason Freirichs (D)	
Day	1,785	
Marshall	1,169	
Roberts	2,675	
Total	5,629	

District 2

	Jim Hundstad (D)	
Brown	3,964	
Spink	1,908	
Total	5,872	

District 3

	Al Novstrup (R)	Alan Heerth (D)
Brown	4,920	3,393
McPherson	361	138
Total	5,281	3,531

District 4

	Tim Begalka (R)	Dick Schwanit (D)
Brookings	1,827	859
Deuel	1,492	511
Grant	1,563	1,806
Moody	464	242
Total	5,346	3,418

District 5

	Ried Hollen (R)	Nancy Turbak Berry (D)
Codington	4,642	4,110
Total	4,642	4,110

District 6

	Art Fryslie (R)	
Beadle	427	
Clark	1,175	
Codington	923	
Hamlin	1,860	
Kingsbury	1,596	
Total	5,981	

District 7

	Larry Tidemann (R)	Pamela Merchant (D)
Brookings	4,289	3,631
Total	4,289	3,631

District 8

	Russell Olson (R)	Clark Schmidtke Sr. (I)
Lake	3,957	821
Miner	804	200
Moody	1,411	401
Sanborn	809	226
Total	6,981	1,648

District 9

	Deb Peters (R)	Rob Wilson (D)
Minnehaha	5,119	2,956
Total	5,119	2,956

District 10

	Shantel Krebs (R)	George Gulson (D)
Lincoln	5,188	2,099
Minnehaha	4,246	2,984
Total	9,434	5,083

District 11

	Todd Schlekeyway (R)	Tom Cool (D)
Lincoln	605	353
Minnehaha	6,450	3,475
Total	7,055	3,828

District 12

	Mark Johnston (R)	Sandy Jerstad (D)
Lincoln	2,996	1,977
Minnehaha	3,098	3,140
Total	6,094	5,117

District 13

	Phyllis Heineman (R)	Matt Parker (D)
Minnehaha	4,856	3,780
Total	4,856	3,780

District 14

	Joni Cutler (R)	Cindy Schumacher (D)
Minnehaha	6,568	3,228
Total	6,568	3,228

District 15

	Angie Buhl (D)
Minnehaha	2,856
Total	2,856

District 16

	Dan Lederman (R)	Kathy Hill (D)
Lincoln	2,129	1,698
Union	3,953	1,918
Total	6,082	3,616

District 17

	Terri Jorgenson (R)	Eldon Nygaard (D)
Clay	1,787	2,628
Turner	1,609	1,267
Total	3,396	3,895

District 18

	Jean Hunhoff (R)
Yankton	5,915
Total	5,915

District 19

	J.E. "Jim" Putnam (R)	Glennis Stern (D)
Bon Homme	1,372	1,345
Douglas	1,031	600
Hutchinson	1,799	1,283
Turner	490	250
Total	4,692	3,478

District 20

	Mike Vehle (R)	Susan The (D)	Steve "Sibby" Silson (I)
Aurora	784	373	176
Davison	4,043	1,497	1,553
Total	4,827	1,870	1,729

District 21

	Cooper Garnos (R)	Brandon Sazue (D)
Brule	1,619	446
Buffalo	161	267
Charles Mix	2,291	1,048
Jones	474	102
Lyman	1,017	344
Total	5,562	2,207

District 22

	Tom Hansen (R)	Perry Danforth (D)
Beadle	3,277	2,877
Hand	1,246	537
Jerauld	669	409
Total	5,192	3,823

District 23

	Corey Brown (R)
Campbell	624
Edmunds	1,176
Faulk	771
Hyde	520
McPherson	528
Potter	1,144
Walworth	1,692
Total	6,455

District 24

	Bob Gray (R)	Donna Fjelstad (D)
Hughes	5,216	2,297
Stanley	947	438
Sully	513	201
Total	6,676	2,936

District 25

	Tim Rave (R)	Dan Ahlers (D)
Hanson	1,075	560
McCook	1,324	1,088
Minnehaha	2,729	3,140
Total	5,128	4,788

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District 26

	John Meyer (R)	Billie Sutton (D)
Gregory	713	1,345
Mellette	276	452
Todd	464	1,463
Tripp	1,592	907
Total	3,045	4,167

District 27

	Eugene Christensen (R)	Jim Bradford (D)
Bennett	498	537
Haakon	776	218
Jackson	493	429
Shannon	231	2,218
Total	1,998	3,402

District 28

	Ryan Maher (R)	Julie Garreau (D)
Butte	920	234
Corson	545	335
Dewey	823	753
Harding	617	51
Meade	216	23
Perkins	1,208	160
Ziebach	403	280
Total	4,732	1,836

District 29

	Larry Rhoden (R)
Butte	1,809
Meade	5,504
Total	7,313

District 30

	Bruce Rempelberg (R)
Custer	2,714
Fall River	2,071
Pennington	3,140
Total	7,925

District 31

	Tom Nelson (R)	Nyia Griffith (D)
Lawrence	5,824	3,970
Total	5,824	3,970

District 32

	Stanford Adelstein (R)
Pennington	5,540
Total	5,540

District 33

	Elizabeth Kraus (R)
Meade	964
Pennington	4,704
Total	5,668

District 34

	Craig Tieszen (R)
Pennington	7,136
Total	7,136

District 35

	Jeffrey Haverly (R)	Anthony Vaeiella (D)
Pennington	4,298	1,736
Total	4,298	1,736

District 1

	Susan Wismer (D)	David Sigdestad (D)
Day	1,217	1,760
Marshall	1,190	843
Roberts	1,929	1,770
Total	4,336	4,373

District 2

	Norbert Barrie (R)	Lana Greenfield (R)	H. Paul Dennert (D)	Elaine Elliott (D)
Brown	1,736	2,263	3,327	2,954
Spink	1,119	1,602	1,290	1,099
Total	2,855	3,865	4,617	4,053

District 3

	Isaac Latterell (R)	David Novstrup (R)	Tim Even (D)	Dennis Feickert (D)
Brown	3,904	4,292	2,798	4,085
McPherson	268	270	109	270
Total	4,172	4,562	2,907	4,355

District 4

	James Gilkerson (R)	Val Rausch (R)	Steve Street (D)
Brookings	1,724	1,475	1,063
Deuel	765	1,126	1,032
Grant	1,053	2,450	1,971
Moody	358	386	311
Total	3,900	5,437	4,377

District 5

	Melissa Magstadt (R)	Roger Solum (R)	Jeff Dunn (D)
Codington	4,681	4,514	3,992
Total	4,681	4,514	3,992

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District 6

	Burt Tulson (R)	Brock Greenfield (R)
Beadle	298	362
Clark	759	1,107
Codington	609	791
Hamlin	1,489	1,458
Kingsbury	1,184	1,273
Total	4,339	4,991

District 7

	Scott Munsterman (R)	Michael Bartley (R)	Spencer Hawley (D)	Harold Widvey (D)
Brookings	4,925	3,194	4,038	2,154
Total	4,925	3,194	4,038	2,154

District 8

	Patricia Stricherz (R)	Mitch Fargen (D)	Gerald Lange (D)	Jason Bjorklund (I)
Lake	2,176	2,683	1,796	1,780
Miner	357	653	490	291
Moody	584	1,250	770	438
Sanborn	442	547	379	350
Total	3,559	5,133	3,435	2,859

District 9

	Charles Drews (C)	Steve Hickey (R)	Bob Deelstra (R)	Mark Anderson (D)	Trudi Hatch (D)
Minnehaha	571	3,769	3,300	3,160	3,252
Total	571	3,769	3,300	3,160	3,252

District 10

	Roger Hunt (R)	Gene Abdallah (R)	Gregory Kniffen (D)
Lincoln	4,182	4,450	2,275
Minnehaha	4,094	4,173	2,632
Total	8,276	8,623	4,907

District 11

	Lora Hubbel (R)	Mark Willadsen (R)	Jim Larson (D)	Darrell Solberg (D)
Lincoln	473	445	304	383
Minnehaha	5,200	5,103	3,157	4,014
Total	5,673	5,548	3,461	4,397

District 12

	Manny Steele (R)	Hal Wick (R)	Joel Fagerhaug (D)	Paula Johnson (D)
Lincoln	2,879	3,001	902	1,608
Minnehaha	3,101	3,407	1,741	2,698
Total	5,980	6,408	2,643	4,306

District 13

	Brian Lis (R)	Charlotte Shaw (R)	Jesse Vavreck (D)	Susy Blake (D)
Minnehaha	3,807	3,507	3,534	4,628
Total	3,807	3,507	3,534	4,628

District 14

	David Rose (R)	R. Shawn Tornow (R)	Marc Feinstein (D)	Jeff Winters (D)
Minnehaha	4,545	4,598	4,717	4,341
Total	4,545	4,598	4,717	4,341

* see page 39 for recount information

District 15

	Martha Vanderlinde (D)	Patrick Kirschman (D)	Jenna Hagggar (I)
Minnehaha	1,758	1,858	2,264
Total	1,758	1,858	2,264

District 16

	Patty Miller (R)	Jim Bolin (R)	Ann Tornberg (D)
Lincoln	1,699	2,230	1,672
Union	3,219	2,591	2,458
Total	4,918	4,821	4,130

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District 17

	Ron Nelson (R)	Jamie Boongarden (R)	Patricia Norin (D)	Tom Jones (D)
Clay	1,661	1,979	1,958	2,286
Turner	1,274	1,899	686	1,289
Total	2,935	3,878	2,644	3,575

District 18

	Charlotte Gilson (R)	Nick Moser (R)	Bernie Hunhoff (D)	Jay Williams (D)
Yankton	2,740	5,149	4,957	2,684
Total	2,740	5,149	4,957	2,684

District 19

	Edward VanGerpen (R)	Kyle Schoenfish (D)	Frank Kloucek (D)	Lonnie Mayer (I)
Bon Homme	1,349	1,259	1,592	550
Douglas	1,197	388	721	336
Hutchinson	1,792	1,454	1,350	631
Turner	474	204	278	208
Total	4,812	3,305	3,941	1,725

District 20

	Tona Rozum (R)	Lance Carson (R)	Becky Haslam (I)
Aurora	711	789	359
Davison	3,900	4,574	2,029
Total	4,611	5,363	2,388

District 21

	Kent Juhnke (R)	James Schaefer (R)	David Reis (D)	Norm Chak (D)
Brule	1,224	958	1,019	404
Buffalo	102	107	304	188
Charles Mix	1,703	1,232	1,064	1,816
Jones	422	367	176	72
Lyman	771	824	598	209
Total	4,222	3,488	3,161	2,689

District 22

	Jim White (R)	Quinten Buing (D)	Peggy Gibson (D)
Beadle	3,195	2,732	3,483
Hand	980	1,004	820
Jerauld	432	790	553
Total	4,607	4,526	4,856

* see page 39 for recount information

District 23

	Justin Cronin (R)	Charles Hoffman (R)
Campbell	507	507
Edmunds	884	1,059
Faulk	651	519
Hyde	464	349
McPherson	350	529
Potter	1,034	673
Walworth	1,453	1,176
Total	5,343	4,812

District 24

	Mark Venner (R)	Tad Perry (R)	Jodi Owen (D)
Hughes	4,417	4,317	3,294
Stanley	743	723	661
Sully	475	388	254
Total	5,635	5,428	4,209

District 25

	Jon Hansen (R)	Stace Nelson (R)	Dennis Van Overschelde (D)	Oran Sorenson (D)	Kevin Crisp (I)
Hanson	852	1,178	472	344	105
McCook	936	1,295	1,149	684	248
Minnehaha	2,791	2,341	1,297	2,831	1,088
Total	4,579	4,814	2,918	3,859	1,441

District 26A

	Larry Lucas (D)
Mellette	527
Todd	1,621
Total	2,148

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District 26B

	Kim Vanneman (R)	Joel Keiterleber (D)
Gregory	1,371	631
Tripp	1,618	867
Total	2,989	1,498

District 27

	Kevin Killer (D)	Edward Iron Cloud (D)
Bennett	409	416
Haakon	303	227
Jackson	260	317
Shannon	1,334	1,600
Total	2,306	2,560

District 28A

	Dean Schrempp (D)
Corson	248
Dewey	1,153
Ziebach	448
Total	1,849

District 28B

	Betty Olson (R)	Teresa Schanzenbach (D)
Butte	853	317
Corson	307	176
Harding	518	155
Meade	188	41
Perkins	960	383
Total	2,826	1,072

District 29

	Thomas Brunner (R)	Dean Wink (R)	Dale Arleta Volmer (D)
Butte	1,581	1,025	714
Meade	4,663	4,063	2,297
Total	6,244	5,088	3,011

District 30

	Mike Vorchio (R)	Lance Russell (R)	Kathleen Ann (D)
Custer	2,563	2,086	1,266
Fall River	2,021	1,380	1,208
Pennington	2,855	2,363	1,127
<i>Total</i>	7,439	5,829	3,601

District 31

	Fred Romkema (R)	Charles Turbiville (R)	Kevin O'Dea (D)
Lawrence	6,335	5,479	4,019
<i>Total</i>	6,335	5,479	4,019

District 32

	Brian Gosch (R)	Kristin Conzet (R)	Mathew Murray (I)	Jeanette Deurloo (I)
Pennington	4,827	4,221	2,509	2,037
<i>Total</i>	4,827	4,221	2,509	2,037

District 33

	Phil Jensen (R)	Jacqueline Sly (R)
Meade	842	641
Pennington	4,078	3,128
<i>Total</i>	4,920	3,769

District 34

	David Lust (R)	Dan Dryden (R)	Devin Oliver (D)	John Willman (D)
Pennington	6,157	5,638	2,290	2,227
<i>Total</i>	6,157	5,638	2,290	2,227

District 35

	Mark Kirkeby (R)	Don Kopp (R)	Sharon Green (D)	Jay Pond (I)
Pennington	3,609	2,871	2,129	1,618
<i>Total</i>	3,609	2,871	2,129	1,618

Constitutional Amendments
General Election - November 2, 2010

Constitutional Amendment K

For description, see page 32

	YES	NO
Aurora	1,020	306
Beadle	5,250	1,352
Bennett	779	206
Bon Homme	2,020	689
Brookings	7,910	2,712
Brown	10,794	3,024
Brule	1,592	475
Buffalo	301	121
Butte	3,037	580
Campbell	592	142
Charles Mix	2,598	723
Clark	1,204	377
Clay	3,295	1,195
Codington	8,091	1,794
Corson	667	158
Custer	3,340	540
Davison	5,713	1,326
Day	1,965	626
Deuel	1,526	426
Dewey	1,137	343
Douglas	1,226	327
Edmunds	1,357	358
Fall River	2,488	488
Faulk	836	192
Grant	2,640	682
Gregory	1,474	515
Haakon	792	206
Hamlin	1,988	538
Hand	1,354	432
Hanson	1,358	308
Harding	564	107
Hughes	5,726	1,835
Hutchinson	2,348	637
Hyde	517	164
Jackson	756	169
Jerauld	826	238
Jones	436	135
Kingsbury	1,787	578
Lake	3,722	1,103
Lawrence	8,237	1,708
Lincoln	13,289	3,932
Lyman	1,048	295
Marshall	1,384	375
McCook	1,876	540
McPherson	946	202
Meade	7,554	1,512
Mellette	541	168
Miner	760	262
Minnehaha	47,581	14,365
Moody	2,052	593
Pennington	30,691	5,301
Perkins	1,104	221
Potter	965	286
Roberts	2,892	766
Sanborn	867	227
Shannon	1,678	515
Spink	2,199	599
Stanley	1,051	339
Sully	566	165
Todd	1,479	411
Tripp	1,885	532
Turner	2,755	896
Union	4,840	996
Walworth	1,692	408
Yankton	6,423	1,902
Ziebach	515	140
Total	241,896	63,783

Constitutional Amendment L

For description, see page 32

	YES	NO
Aurora	473	784
Beadle	2,442	3,711
Bennett	365	557
Bon Homme	872	1,711
Brookings	3,881	5,775
Brown	5,761	6,976
Brule	732	1,159
Buffalo	169	234
Butte	1,317	2,096
Campbell	287	399
Charles Mix	1,127	1,962
Clark	557	931
Clay	1,532	2,580
Codington	3,997	4,956
Corson	319	503
Custer	1,442	2,238
Davison	2,720	3,802
Day	942	1,454
Deuel	668	1,166
Dewey	552	833
Douglas	553	880
Edmunds	675	915
Fall River	1,116	1,721
Faulk	428	505
Grant	1,344	1,791
Gregory	673	1,197
Haakon	285	675
Hamlin	964	1,299
Hand	664	991
Hanson	605	833
Harding	208	429
Hughes	3,137	3,976
Hutchinson	1,051	1,641
Hyde	248	391
Jackson	342	533
Jerauld	375	609
Jones	170	371
Kingsbury	820	1,403
Lake	1,950	2,518
Lawrence	3,422	5,806
Lincoln	6,571	9,068
Lyman	474	771
Marshall	770	895
McCook	864	1,369
McPherson	500	589
Meade	3,096	5,482
Mellette	243	441
Miner	387	554
Minnehaha	24,101	31,643
Moody	956	1,538
Pennington	12,825	20,463
Perkins	363	895
Potter	639	550
Roberts	1,262	2,139
Sanborn	389	634
Shannon	1,017	1,154
Spink	1,076	1,523
Stanley	506	821
Sully	257	425
Todd	772	1,017
Tripp	800	1,443
Turner	1,312	2,136
Union	2,170	3,195
Walworth	919	1,092
Yankton	2,627	5,069
Ziebach	240	377
Total	114,321	167,594

Initiated Measure 13

For description, see page 32

	YES	NO
Aurora	396	976
Beadle	2,231	4,542
Bennett	445	572
Bon Homme	664	2,129
Brookings	4,515	6,482
Brown	5,453	8,780
Brule	604	1,503
Buffalo	229	211
Butte	1,323	2,369
Campbell	174	591
Charles Mix	1,003	2,429
Clark	429	1,232
Clay	2,179	2,470
Codington	3,408	6,758
Corson	307	555
Custer	1,547	2,406
Davison	2,293	4,917
Day	803	1,897
Deuel	613	1,402
Dewey	696	839
Douglas	312	1,278
Edmunds	542	1,215
Fall River	1,258	1,820
Faulk	266	791
Grant	1,090	2,360
Gregory	544	1,489
Haakon	239	780
Hamlin	742	1,870
Hand	474	1,326
Hanson	444	1,244
Harding	164	505
Hughes	2,480	5,233
Hutchinson	673	2,403
Hyde	181	518
Jackson	319	630
Jerauld	277	813
Jones	162	413
Kingsbury	697	1,748
Lake	1,852	3,097
Lawrence	4,496	5,691
Lincoln	6,251	11,619
Lyman	450	921
Marshall	583	1,231
McCook	759	1,709
McPherson	244	950
Meade	3,578	5,754
Mellette	299	441
Miner	293	774
Minnehaha	25,858	38,534
Moody	953	1,768
Pennington	15,065	21,834
Perkins	410	955
Potter	357	915
Roberts	1,370	2,400
Sanborn	368	757
Shannon	1,627	719
Spink	935	1,945
Stanley	485	941
Sully	200	537
Todd	1,141	792
Tripp	695	1,774
Turner	1,083	2,688
Union	2,387	3,628
Walworth	622	1,551
Yankton	2,866	5,727
Ziebach	264	404
Total	115,667	199,552

Referred Law 12

For description, see page 35

	YES	NO
Aurora	831	549
Beadle	4,435	2,362
Bennett	484	535
Bon Homme	1,799	1,002
Brookings	7,966	3,099
Brown	10,111	4,257
Brule	1,282	814
Buffalo	216	224
Butte	2,095	1,583
Campbell	483	295
Charles Mix	2,192	1,249
Clark	1,026	642
Clay	3,272	1,438
Codington	7,089	3,179
Corson	441	416
Custer	2,445	1,530
Davison	4,650	2,552
Day	1,772	936
Deuel	1,332	695
Dewey	708	784
Douglas	1,003	602
Edmunds	1,149	626
Fall River	1,709	1,377
Faulk	682	390
Grant	2,452	996
Gregory	1,311	733
Haakon	541	482
Hamlin	1,508	1,103
Hand	1,161	654
Hanson	1,084	596
Harding	329	344
Hughes	4,901	2,840
Hutchinson	2,187	931
Hyde	419	288
Jackson	458	496
Jerauld	679	424
Jones	338	237
Kingsbury	1,509	944
Lake	3,137	1,874
Lawrence	6,526	3,680
Lincoln	12,968	5,044
Lyman	698	690
Marshall	1,253	578
McCook	1,597	899
McPherson	822	377
Meade	5,332	4,025
Mellette	333	400
Miner	704	379
Minnehaha	43,672	21,382
Moody	1,720	1,010
Pennington	23,017	13,943
Perkins	759	605
Potter	765	515
Roberts	2,353	1,434
Sanborn	714	422
Shannon	1,017	1,410
Spink	1,824	1,067
Stanley	745	683
Sully	408	370
Todd	863	1,063
Tripp	1,469	1,013
Turner	2,319	1,482
Union	3,876	2,198
Walworth	1,400	795
Yankton	5,498	3,121
Ziebach	322	348
Total	204,160	113,011

2010 Constitutional Amendments

The following amendments to the State Constitution are submitted to the voters by the Legislature or by petition. The amendments will not become effective unless approved by majority vote.

Constitutional Amendment K

Title: An Amendment to Article VI of the South Dakota Constitution relating to the right of individuals to vote by secret ballot.

Full Text of Constitutional Amendment K:

Section 1. That Article VI of the Constitution of the State of South Dakota, be amended by adding a NEW SECTION read as follows:
§ 28. The rights of individuals to vote by secret ballot is fundamental. If any state or federal law requires or permits an election for public office, for any initiative or referendum, or for any designation or authorization of employee representation, the right of any individual to vote by secret ballot shall be guaranteed.

Constitutional Amendment L

Title: An Amendment to Article XIII of the South Dakota Constitution relating to the trust fund created from the proceeds of the state cement enterprise sales.

Full Text of Constitutional Amendment L:

Section 1. That Article XIII, section 20 of the Constitution of the State of South Dakota, be amended to read as follows:
§ 20. The net proceeds derived from the sale of state cement enterprises shall be deposited by the South Dakota Cement Commission in a trust fund hereby created to benefit the citizens of South Dakota. The South Dakota Investment Council or its successor shall invest the trust fund in stocks, bonds, mutual funds, and other financial instruments as provided by law. ~~Each fiscal year beginning in fiscal year 2001, a transfer of twelve million dollars shall be made from the trust fund to the state general fund as provided by law.~~
Section 2. That Article XIII, section 21 of the Constitution of the State of South Dakota, be amended to read as follows:
§ 21. ~~Except as provided in Article XIII, section 20 of the Constitution of the State of South Dakota, the~~ The original principal of the trust fund ~~created in Article XIII, section 20 shall forever remain inviolate. However~~ Provided however, a transfer shall be made from the trust fund to the state general fund as provided by law, in FY2012 for eleven million dollars, in FY2013 for ten million dollars, in FY2014 for nine million dollars, and in FY2015 for eight million dollars without regard to any contrary provisions of law. Each fiscal year ~~beginning in FY2016, the Legislature shall, by appropriation, make distributions from the difference between the twelve million dollar annual general fund transfer and five percent of the market value of the trust fund for the support of education, but not for the replacement of state aid to general education or special education, if the increase in the market value of the trust fund in that~~ transfer from the trust fund to the state general fund an amount up to four percent of the average market value of the trust fund determined by adding the market value of the trust fund at the end of the sixteen most recent calendar quarters and dividing that sum by sixteen, if the market value of the trust fund at the end of that fiscal year was sufficient to maintain the original principal of the trust fund after such distributions. ~~Beginning with fiscal year 2006, the market value of the trust fund shall be determined by adding the market value of the trust fund at the end of the sixteen most recent calendar quarters, and dividing that sum by sixteen.~~

2010 Initiated Measures

The following initiated measures were proposed by petition for submission to the voters. These initiated measures will not become effective unless approved by majority vote.

Initiated Measure 13

Title: An Initiated Measure to authorize the possession, use and cultivation of marijuana by and for persons with specified debilitating medical conditions registered with the Department of Health.

Full Text of Initiated Measure 13:

Section 1. Terms used in this Act mean:

- (1) "Cardholder," a qualifying patient or a designated caregiver who has been issued and possesses a valid registry identification card;
- (2) "Debilitating medical condition," one or more of the following:
 - (a) Cancer, glaucoma, or positive status for human immunodeficiency virus, acquired immune deficiency syndrome, amyotrophic lateral sclerosis, Alzheimer's disease, or the treatment of these conditions;
 - (b) A chronic or debilitating disease or medical condition or its treatment that produces one or more of the following:
 - (i) Cachexia or wasting syndrome;
 - (ii) Intractable pain, which is severe, debilitating pain that did not respond to other reasonable medical efforts for at least six months, including in cases where other treatment options produced serious side effects;
 - (iii) Severe nausea;
 - (iv) Seizures, including epileptic seizures;
 - (v) Severe or persistent muscle spasms, including spasms caused by spinal injury, multiple sclerosis, or Crohn's disease; or
 - (c) Any other serious medical condition or treatment for a medical condition adopted by the department pursuant to rules issued under section 28;
- (3) "Designated caregiver," a person who meets all of the following requirements:
 - (a) Is at least 21 years of age;
 - (b) has agreed to undertake responsibility for managing the well-being of the qualifying patient with respect to the medical use of marijuana;

- (c) is a resident of South Dakota; and
- (d) has never been convicted of an excluded offense. A designated caregiver may assist no more than five qualifying patients with their medical use of marijuana. The term does not include the qualifying patient's physician;
- (4) "Department," the Department of Health or its successor agency;
- (5) "Enclosed, locked facility," a closet, room, greenhouse, or other enclosed area equipped with locks or other security devices that permit access only by a registered designated caregiver or registered qualifying patient;
- (6) "Excluded offense,"
- (a) a crime of violence as defined in SDCL § 22-1-2 (9) that was classified as a felony in the jurisdiction where the person was convicted; or
- (b) a violation of a state or federal controlled substance law that was classified as a felony in the jurisdiction where the person was convicted unless the applicant demonstrates by a preponderance that such prior offense consisted of conduct for which this Act would have prevented a conviction, but the conduct either occurred prior to the enactment of this Act or was prosecuted by an authority other than South Dakota;
- (7) "Marijuana," as defined in SDCL § 34-20B-1;
- (8) "Medical use," the acquisition, possession, cultivation, manufacture, use, delivery, internal possession, transfer, or transportation of marijuana or paraphernalia relating to the administration of marijuana to alleviate a registered qualifying patient's debilitating medical condition or symptoms associated with the medical condition; as used in this paragraph "internal possession" means the possession of an altered state of marijuana absorbed into the human body;
- (9) "Physician," a medical doctor or doctor of osteopathic medicine who is licensed pursuant to SDCL chapter 36-4, except that in relation to a visiting qualifying patient, "physician" means a person who is licensed as an medical doctor or doctor of osteopathic medicine in the state of the patient's residence;
- (10) "Qualifying patient," a person who has been diagnosed by a physician as having a debilitating medical condition;
- (11) "Registry identification card," a document issued by the department that identifies a person as a qualifying patient with a written certification or as a designated caregiver;
- (12) "Usable marijuana," the dried leaves and flowers of marijuana, a preparation of marijuana, or marijuana contained within any mixture. The term does not include the seeds, stalks, and roots of the plant;
- (13) "Visiting qualifying patient" means a patient with a debilitating medical condition who is not a resident of South Dakota or who has been a resident of South Dakota less than 30 days;
- (14) "Written certification," a document signed by a physician stating that, in the physician's professional opinion, after having completed a full assessment of the qualifying patient's medical history and current medical condition made in the course of a bona fide physician-patient relationship, the qualifying patient has a debilitating medical condition and the potential benefits of the medical use of marijuana would likely outweigh the health risks for the qualifying patient.
- Section 2. The department shall establish and maintain a program for the issuance of registry identification cards to persons who meet the requirements of this Act.
- Section 3. Except as provided in section 4 of this Act, the department shall issue a registry identification card to a qualifying patient who has not previously had a card revoked and who submits the following, in accordance with department rules:
- (1) A written certification issued within 90 days prior to the submission of the application and signed by a physician who is either the applicant's primary physician, the applicant's specialist, or another physician who provides medical care to the applicant independent of providing a written certification;
- (2) An application or renewal fee;
- (3) The name, address, and date of birth of the qualifying patient;
- (4) The name, address, and telephone number of the qualifying patient's certifying physician; and
- (5) If the qualifying patient will not be cultivating marijuana, the name, address, and date of birth of the qualifying patient's designated caregiver, if any. A qualifying patient may only have one designated caregiver at any one time.
- Section 4. The department shall issue a registry identification card to a minor only if the materials required under section 3 of this Act are submitted and the custodial parent or legal guardian with responsibility for health care decisions for the minor submits a written certification from two physicians for the qualifying patient and signs and submits a written statement that attests that:
- (1) The minor's physician has explained to that minor and to the custodial parent or legal guardian with responsibility for health care decisions for the minor the potential risks and benefits of the medical use of marijuana; and
- (2) The custodial parent or legal guardian with responsibility for health care decisions for the minor:
- (a) Consents to the medical use of marijuana by the minor;
- (b) Agrees to serve as the minor's designated caregiver; and
- (c) Agrees to control the acquisition of marijuana and the dosage and frequency of the medical use of marijuana by the minor.
- Section 5. The department shall issue a registry identification card to the designated caregiver who is named in a qualifying patient's approved application if the designated caregiver meets the requirements of section 1(3) of this Act, has not previously had a card revoked, and signs a statement agreeing to provide marijuana only to registered qualifying patients. A designated caregiver may receive reasonable compensation for actual expenses incurred assisting with a qualifying patient's medical use of marijuana to whom he or she is connected through the department's registration process. A designated caregiver may assist no more than five qualifying patients with their medical use of marijuana.
- Section 6. The department shall verify the information contained in an application or renewal submitted for a registry identification card and shall approve or deny an application or renewal within fifteen days of receipt of the application or renewal. The department may deny an application or renewal only if the applicant did not provide the information required pursuant to this Act, the applicant previously had a registry identification card revoked for violating this act, the department determines that the information was falsified, or the applicant is not qualified to receive a registry identification card under the provisions of this Act. Any rejection of an application or renewal is considered a final department action, and may be appealed pursuant to SDCL chapter 1-26.
- Section 7. The department shall issue a registry identification card within five days of approving an application or renewal. Registry identification cards expire one year after the date of issuance. A registry identification card must include:
- (1) The name, address, and date of birth of the cardholder;
- (2) A designation as to whether the cardholder is a qualifying patient or designated caregiver;
- (3) If the cardholder is a qualifying patient, a clear designation as to whether the patient has a designated caregiver;
- (4) A clear designation on every designated caregiver card and every card for a qualified patient who does not have a designated caregiver that the cardholder is allowed under state law to cultivate marijuana for medical use;
- (5) The date of issuance and expiration date of the registry identification card;
- (6) A random registry identification number; and
- (7) A photograph, if required by the department.
- Section 8. A person who has been issued a registry identification card shall notify the department of any change in the qualifying patient's name, address, physician, or designated caregiver or any change in status of the qualifying patient's debilitating medical condition within

ten days of the change. A registered designated caregiver shall notify the department of any change in his or her name or address within ten days of such change. If a change occurs and is not reported to the department, the registry identification card is void. If the registered qualifying patient's certifying physician notifies the department in writing that either the registered qualifying patient has ceased to suffer from a debilitating medical condition or that the physician no longer believes the patient would receive therapeutic or palliative benefit from the medical use of marijuana, the card is null and void upon notification by the department to the qualifying patient.

Section 9. The department shall maintain a confidential list of the persons to whom the department has issued registry identification cards. Any individual name or any other identifying information on the list is confidential and is not subject to disclosure, except to:

- (1) An authorized employee of the department as necessary to perform official duties of the department; or
- (2) An authorized employee of a state or local law enforcement agency, only as necessary to verify the validity of a registry identification card.

Section 10. The department shall report annually to the Legislature the number of applications for registry identification cards, the number of qualifying patients and designated caregivers approved, the nature of the debilitating medical conditions of the qualifying patients, the number of registry identification cards revoked, and the number of physicians providing written certification for qualifying patients. The department may not provide any identifying information of qualifying patients, designated caregivers, or physicians.

Section 11.

(1) No qualifying patient or designated caregiver who is in possession of a valid registry identification card issued to the qualifying patient or designated caregiver pursuant to this Act may be arrested, prosecuted, or penalized in any manner, or be denied any right or privilege for the medical use of marijuana in accordance with this Act, provided that the qualifying patient or designated caregiver possess an amount of marijuana that does not exceed the amounts listed in section 12 of this Act. This section prohibits a professional licensing board from bringing disciplinary action for the medical use of marijuana in accordance with this Act or for assisting in the medical use of marijuana in accordance with this Act.

(2) No qualifying patient or designated caregiver who is in possession of a valid registry identification card shall be subject to arrest, prosecution, or penalty in any manner, or denied any right or privilege, including but not limited to civil penalty or disciplinary action by a court or occupational or professional licensing board or bureau, for offering or providing marijuana to a registered qualifying patient if nothing of value is transferred in return and the person giving the marijuana does not knowingly cause the recipient to possess more marijuana than is permitted by section 12 of this Act.

Section 12. A registered qualifying patient may not possess more than one ounce of usable marijuana, an incidental amount of seeds, stalks, and unusable roots, and, if the registered qualifying patient does not have a designated caregiver, six plants. A registered qualifying patient may not possess marijuana plants if he or she has a designated caregiver. A registered designated caregiver may not possess more than six marijuana plants, an incidental amount of seeds, stalks, and unusable roots, and one ounce of usable marijuana for each qualifying patient to whom he or she is connected through the department's registration process. All plants shall be kept in an enclosed, locked facility, unless they are being transported because the cardholder is moving.

Section 13. A qualifying patient or designated caregiver is presumed to be engaged in the medical use of marijuana if the qualifying patient or designated caregiver:

- (1) Is in possession of a registry identification card; and
- (2) Is in possession of an amount of marijuana that does not exceed the amount permitted under section 12 of this Act.

The presumption may be rebutted by evidence that the possession of marijuana was not for the purpose of alleviating the symptoms or effects of a qualifying patient's debilitating medical condition in accordance with this Act.

Section 14. No physician may be arrested, prosecuted, or penalized in any manner, or denied any right or privilege, nor may a professional licensing board bring a disciplinary action against a physician solely for providing a written certification or for otherwise stating that, in the practitioner's professional opinion, the potential benefits of the medical marijuana would likely outweigh the health risks for a patient. This shall not prevent a professional licensing board from sanctioning a practitioner for failing to properly evaluate a patient's medical condition or otherwise violating the standard of care.

Section 15. An interest in or a right to property that is possessed, owned, or used in connection with a cardholder's medical use of marijuana in accordance with this Act or any act incidental to the medical use of marijuana in accordance with this Act may not be forfeited under any provision of law providing for the forfeiture of property other than as a sentence imposed after conviction of a criminal offense. This does not prevent civil forfeiture if the basis for the forfeiture is unrelated to the medical use of marijuana.

Section 16. No person may be prosecuted under any provision of law solely for being in the presence or vicinity of the medical use of marijuana as permitted pursuant to this Act or for assisting a registered qualifying patient to administer or use medical marijuana.

Section 17. Possession of or application for a registry identification card does not alone constitute probable cause to search the person or property of the person possessing or applying for the registry identification card or otherwise subject the person or property of the person possessing or applying for the card to inspection by any governmental agency, including a law enforcement agency. The possession of or application for a registry identification card shall not preclude the existence of probable cause if probable cause exists on other grounds.

Section 18. A registry identification card or its equivalent issued under the laws of another state, United States territory, or the District of Columbia to permit the medical use of marijuana by a visiting qualifying patient has the same force and effect as a registry identification card issued by the department.

Section 19. No school, employer, or landlord may discriminate against a cardholder by refusing to enroll, employ, or lease to, or otherwise penalize a person solely because of his or her status as a registered qualifying patient or a registered designated caregiver unless failing to do so would put the school, employer, or landlord in violation of federal law or cause it to lose a federal contract or funding.

Section 20. A registered qualifying patient may not be discriminated against for the purpose of qualification for an organ transplant. For purposes of determining eligibility for an organ transplant, the authorized use of marijuana in accordance with this Act is considered the equivalent of the authorized use of a prescription medication used at the discretion of a physician and does not constitute the use of an illicit substance.

Section 21. No person, including an employee or official of the department or other state or local government agency, may disclose confidential information relating to the medical use of marijuana if the person knowingly or purposely discloses confidential information in violation of this Act. A violation of this section is a Class 1 misdemeanor.

Section 22. This Act does not permit any person to do any of the following, nor shall it prevent the imposition of any civil, criminal, or other penalties for any such actions:

- (1) Operate, navigate, or be in actual physical control of any motor vehicle, aircraft, or motorboat while impaired by marijuana;
- (2) Smoke marijuana in any place where tobacco smoking is prohibited by law or by the rules of the establishment, or in any public place or place open to the public, except in a health care facility by permission of an attending physician;
- (3) Undertake any task while impaired by marijuana if doing so would constitute malpractice or negligent behavior;
- (4) Possess marijuana, or otherwise engage in the medical use of marijuana, in a school bus, on the grounds of any preschool or primary

or secondary school, or in any correctional facility;

(5) Use marijuana if the person does not have a debilitating medical condition and a physician who states that the potential benefits of medical marijuana would likely outweigh the health risks for the person;

(6) Smoke marijuana where the smoke may be inhaled by a minor child;

(7) Provide marijuana to any person other than a registered qualifying patient; and

(8) Operate a medical marijuana dispensary, collective, or cooperative.

Section 23. No more than one qualifying patient or designated caregiver may cultivate marijuana on the same property, unless the property is the primary residence for each of the cardholders

Section 24. Nothing in this Act requires:

(1) A government medical assistance program or private health insurer to reimburse a person for costs associated with the medical use of marijuana;

(2) An employer to accommodate the medical use of marijuana in any workplace. This Act shall in no way limit an employer's ability to discipline an employee for ingesting marijuana in the workplace or working while under the influence of marijuana; or

(3) Any person or establishment in lawful possession of property to allow a guest, client, customer, or other visitor to use marijuana on or in that property.

Section 25.

(1) Except as provided in this section and sections 21 and 22 of this Act, it is an affirmative defense to any criminal offense involving marijuana intended solely for the person's medical use that the person charged with the offense is a qualifying patient who:

(a) Has a physician who states, in the physician's professional opinion, after having completed a full assessment of the person's medical history and current medical condition made in the course of a bona fide physician-patient relationship, that the person has a debilitating medical condition and the potential benefits of medical marijuana would likely outweigh the health risks for the person;

(b) Was engaged in the acquisition, possession, cultivation, internal possession, manufacture, use, or transportation of marijuana or paraphernalia relating solely to the consumption of marijuana to alleviate the symptoms or effects of the medical condition of the qualifying patient;

(c) Possessed no more than one ounce of usable marijuana, an incidental amount of seeds, stalks, and unusable roots, and either no marijuana plants or, if the qualifying patient does not have a registered designated caregiver, six marijuana plants; and

(d) If any marijuana plants were involved, the plants were kept in an enclosed area equipped with locks or other security devices that permit access only by the qualifying patient.

(2) This defense is not available to any person who previously had a registry identification card revoked for a serious violation of this Act or for multiple violations of this Act.

(3) Any interest in or right to non-marijuana, licit property that was possessed, owned, or used in connection with a person's use of marijuana for medical purposes is not forfeited if the person demonstrates his or her medical purpose for using marijuana pursuant to this section.

Section 26. No person may knowingly or purposely fabricate or misrepresent a registry identification card to a law enforcement officer. A violation of this section is a Class 6 felony.

Section 27. (1) Any cardholder who distributes marijuana to a person who is not allowed to use marijuana for medical purposes under this Act shall have his or her registry identification card revoked, and is subject to any other codified penalties for the distribution of marijuana.

(2) The department may revoke the registry identification card of any cardholder who violates this Act, including by committing acts listed under section 21 and section 22 of this Act, and the cardholder shall be subject to any other codified penalties for the violation.

Section 28. The department shall promulgate rules, pursuant to SDCL chapter 1-26, governing the manner in which the department shall consider petitions from the public to add any additional medical conditions, or treatments for medical conditions, as debilitating medical conditions. The department shall promulgate rules, pursuant to chapter SDCL 1-26, to address the manner in which the department will consider applications for and renewals of registry identification cards for qualifying patients and designated caregivers. The rules shall establish application and renewal fees that generate revenue sufficient to offset all expenses of implementing and administering this Act. The department may vary the application and renewal fees along a sliding scale that takes into consideration a qualifying patient's income, so that the fees do not place an undue hardship upon the qualifying patient.

Section 29. No person who has complied with this Act may be prosecuted under any section of law for acts committed in accordance with this Act.

Section 30.

(1) Except as provided in subsection (2), a violation of SDCL § 22-42-6 is mitigated, and the court shall reduce the punishment, if the defendant demonstrates all of the following:

(a) The person possessing or manufacturing marijuana is a registered qualifying patient for whom the amounts of marijuana specified under section 12 of this Act were inadequate to maintain an uninterrupted supply; and

(b) The amount of marijuana possessed or manufactured by the registered qualifying patient was no more than was reasonably necessary to maintain an uninterrupted supply of medical marijuana for the registered qualifying patient; and

(2) This section does not apply if the registered qualifying patient was not in compliance with requirements contained in sections 1 to 29 of this Act, other than having an amount of marijuana exceeding the amounts specified under section 12 of this Act.

Section 31. The code counsel shall place this Act in SDCL Title 34, and the provisions of Title 34 apply to this Act.

2010 Referred Law

The following law was adopted by the Legislature and referred to the voters by petition. This law will not become effective unless approved by majority vote.

Referred Law 12

Title: An Act to prohibit smoking tobacco or carrying lighted tobacco products in certain places and to require certain persons to inform violators of the prohibition.

Full Text of Referred Law 12:

Section 1. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

No person may smoke tobacco or carry any lighted tobacco product in any public place or place of employment. A violation of this section is a petty offense.

Section 2. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

Any person that owns, manages, operates, or otherwise controls a public place or place of employment shall inform persons violating section 1 of this Act of the provisions thereof. A violation of this section is a petty offense.

Section 3. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

Terms used in this Act mean:

- (1) "Enclosed area," any space between a floor and a ceiling that is enclosed, exclusive of doorways, on all sides by permanent or temporary walls or windows;
- (2) "Place of employment," any enclosed area under the control of a public or private employer;
- (3) "Public place," any enclosed area to which the public is invited or in which the public is permitted.

Section 4. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

The provisions of sections 1 to 3, inclusive, of this Act do not apply to any private residence unless the private residence is used for day care.

Section 5. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

The provisions of sections 1 to 3, inclusive, of this Act do not apply to any sleeping rooms in any hotel or lodging establishment licensed pursuant to subdivision 34-18-1(6) or (7), respectively, if the rooms are rented to guests. Any sleeping room in which smoking is allowed shall be posted as a smoking room.

Section 6. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

The provisions of sections 1 to 3, inclusive, of this Act do not apply to any establishment licensed pursuant to subdivision 35-4-2(4), (6), (12), or (16) that was in compliance on January 1, 2009, with, and maintains compliance with, the following requirements:

- (1) Generates ten percent or more of its annual gross income from the sale of cigars. For the purposes of this section, a cigar is any individual roll of tobacco that has a wrapper or cover consisting only of tobacco, that measures a number forty ring size or larger, and that is sold without a filter;
- (2) Has a humidior on the premises; and
- (3) Is enclosed by solid walls or windows, a ceiling, and a solid door and is equipped with a ventilation system by which exhausted air is not recirculated to nonsmoking areas and smoke is not backstreamed into nonsmoking areas.

Any establishment meeting the requirements of this section may permit the smoking of cigars and any premium tobacco product purchased on the premises. However, no establishment may permit the smoking of any other tobacco product on the premises. The establishment shall post a notice of the prohibition.

Any establishment meeting the requirements of this section shall annually report to the Department of Revenue and Regulation, on a form prescribed by the department, the revenue generated from the sale of cigars as a percentage of annual gross income.

Section 7. That chapter 34-46 be amended by adding thereto a NEW SECTION to read as follows:

The provisions of sections 1 to 3, inclusive, of this Act do not apply to any retail tobacco store that meets the following requirements:

- (1) Generates sixty-five percent of its annual gross income from the sale of tobacco, tobacco products, and accessories for such products;
- (2) Is enclosed by solid walls or windows, a ceiling, and a solid door that provides egress to the outdoors; and
- (3) Does not allow the consumption of alcoholic beverages on the premises.

Any retail tobacco store meeting the requirements of this section shall annually report to the Department of Revenue and Regulation, on a form prescribed by the department, the revenue generated from the sale of tobacco, tobacco products, and accessories for such products as a percentage of annual gross income.

Section 8. That § 22-36-2 be repealed.

~~—22-36-2. No person may smoke tobacco or carry any lighted tobacco product in any public place or place of employment. This section does not apply to any sleeping room in a lodging establishment as defined in § 34-18-1, to any on-sale licensee pursuant to chapter 35-4, to any video lottery licensed establishment pursuant to chapter 42-7A, to any licensee pursuant to chapter 42-7B, or to any tobacco or packaged liquor store if the store is primarily used for the sale of tobacco or alcoholic beverages, or both, and the sale of other products is merely incidental.~~

A violation of this section is a petty offense.

Section 9. That § 22-36-3 be repealed.

~~—22-36-3. For the purposes of §§ 22-36-2 to 22-36-4, inclusive, a public place is any enclosed indoor area to which the public is invited or to which the public is permitted, including any hospital or medical or dental clinic; any nursing facility; any public library, museum, theater, or concert hall; any elementary or secondary school building; any public conveyance; any jury room; any elevator; any reception area; any restaurant; any retail service establishment; any retail store; and any registered or unregistered day care program, day care center, day care cooperative, or family day care home governed by chapter 26-6 during the time in which children who are not family members of the day care provider are receiving care. A private residence is not a public place unless it is used for day care.~~

Section 10. That § 22-36-4 be repealed.

~~—22-36-4. For the purposes of §§ 22-36-2 to 22-36-4, inclusive, a place of employment is any enclosed indoor area under the control of a public or private employer, including work areas; employee lounges and restrooms; conference and class rooms; employee cafeterias, and hallways. A private residence is not a place of employment unless it is used for day care.~~

Water Development Boards
General Election - November 2, 2010

East Dakota Water Development District Director - General,
November 02, 2010

District 1

	Vincent Flemming	John Johnson
Codington	3,192	3,402
Day	558	599
Total	3,750	4,001

District 3

	Luanne Napton	Roger Scheibe
Brookings	2,191	3,920
Total	2,191	3,920

East Dakota Water Development District Director - General,
November 02, 2010

District 2

	Douglas Fetern	John Weidler
Codington	114	122
Deuel	1,337	320
Grant	740	1,014
Hamlin	529	728
Kingsbury	479	735
Lake	152	293
Miner	133	584
Total	3,484	3,796

James River Water Development District Director - General,
November 02, 2010

District 5

	Irving Wessel	Robert Rademacher
Beadle	1,607	2,018
Spink	247	289
Total	1,854	2,307

District 9

	Clinton Bauer	David Bender
Hutchinson	1,205	894
Yankton	641	861
Total	1,846	1,755

James River Water Development District Director - General,
November 02, 2010

District 2

	Wayne Miller	Larry Lovrien
Brown	1,603	3,374
Total	1,603	3,374

District 4

	Lloyd Meyer	Gary Boomsma
Beadle	488	1,469
Hand	265	1,118
Spink	296	1,275
Total	1,049	3,862

Water District Ballot Questions
General Election - November 2, 2010

Question 1: Should Hand County be withdrawn from the James River Water Development District? - General, November 02, 2010

District 4

	YES	NO
Hand	958	655
<i>Total</i>	958	655

Question 1: Should Day County be withdrawn from the East Dakota Water Development District? - General, November 02, 2010

District 1

	YES	NO
Day	850	841
<i>Total</i>	850	841

District 3

	YES	NO
Day	355	226
<i>Total</i>	355	226

District 14 RECOUNT

	David Rose (R)	R. Shawn Tornow (R)	Marc Feinstein (D)	Jeff Winters (D)
Minnehaha	4,546	4,598	4,719	4,339
<i>Total</i>	<i>4,546</i>	<i>4,598</i>	<i>4,719</i>	<i>4,339</i>

District 22 RECOUNT

	Jim White (R)	Quinten Bung (D)	Peggy Gibson (D)
Beadle	3,194	2,732	3,484
Hand	983	1,003	819
Jerauld	432	790	552
<i>Total</i>	<i>4,609</i>	<i>4,525</i>	<i>4,855</i>

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