



# 2019-2020 MUNICIPAL AND SCHOOL ELECTION WORKSHOP

WEBINAR 2

*Sponsored by*  
**Secretary of State's Office**  
**South Dakota Municipal League**  
**Associated School Boards of South Dakota**

# CONTACT INFORMATION-

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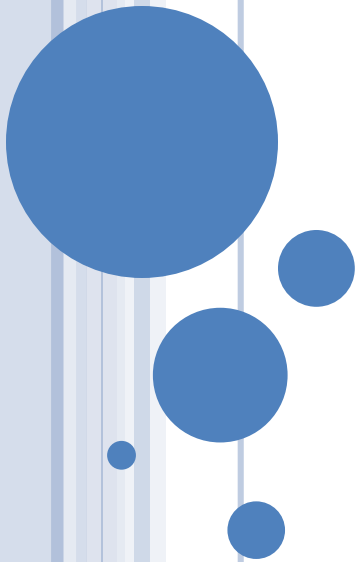


# Contact Information

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# CANDIDATE ELIGIBILITY REQUIREMENTS





# CANDIDATE ELIGIBILITY REQUIREMENTS

## MUNICIPALITIES

- Must have resided in the municipality for 3 months immediately prior to the election (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).



# CANDIDATE ELIGIBILITY REQUIREMENTS

## SCHOOLS

- 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.

**Petitions forms** were updated in 2015 and 2016:

- Nominating petition for a **school board** member (ARSD 5:02:08:11).
- Nominating petition for a **municipal election** (ARSD 5:02:08:13).
- **The person in charge of the election** has to 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** need to plan ahead on who will notarize their declaration of candidacy. *Snow birds have limited options on who is able to notarize their petition when 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)

\_\_\_\_\_  
Signature of Officer Administering Oath

My Commission Expires \_\_\_\_\_

\_\_\_\_\_  
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.

NAME	RESIDENCE	DATE/COUNTY
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
1 _____ PRINT	_____ CITY OR TOWN	_____ COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
2 _____ PRINT	_____ CITY OR TOWN	_____ COUNTY OF REGISTRATION





# 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) \_\_\_\_\_

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.  
(Seal)

\_\_\_\_\_  
Signature of Officer Administering Oath

My Commission Expires \_\_\_\_\_

\_\_\_\_\_  
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.

NAME	RESIDENCE	DATE/COUNTY
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
1 _____ PRINT	_____ CITY OR TOWN	_____ COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
2 _____	_____	_____



13 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
14 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
15 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
16 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
17 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
18 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
19 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION
SIGN	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING
20 PRINT	CITY OR TOWN	COUNTY OF REGISTRATION

### 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)

My Commission Expires \_\_\_\_\_

Form Revised 2015 - 5:02:08:11

Signature of Circulator \_\_\_\_\_

Signature of Officer Administering Oath \_\_\_\_\_

Title of Officer Administering Oath \_\_\_\_\_



# 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<sup>st</sup> and 2<sup>nd</sup> 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 **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 **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*

- **3<sup>rd</sup> 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.
- Check voter registration status of signers for school board member petitions.
  - Cities are not required to check voter registration status.
- 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.



# PETITIONS

## FILING PROCEDURE

- Contact the candidate via phone and mail once petition is filed or rejected.
- Anyone may challenge a filed or rejected petition.
  - 5 business days to challenge a filed petition.
  - A rejected petition must be challenged to court.
  - More detail regarding challenging coming up.
- Petition does 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;



# PETITIONS

## 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.
- 

# 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.
  - ~~No professional titles of Candidates are allowed on the petition~~ This is being removed from the rule effective Sept. 29, 2019.
- 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

- Following the presentation of the petition for filing, names may not be removed from the petition.
- Except for petitions to nominate candidates for school boards, the person who is authorized to accept petitions for filing need not check for voter registration of the signers.
- Petitions containing signatures in excess of the minimum number may be filed, but the excess signatures will be disregarded (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.
- This URL is not to be shared with anyone nor used for personal reasons. And should only be used for petition signature checking. **Candidates or elected officials do not have the authority to access this information.**
- 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.**



# 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 date of signing is **prior** to when the candidate signed the **declaration of candidacy**.
  - The date of signing is **after** the circulator completed the circulator **verification**.
  - The **date of signing**, including month and day, is **not provided**.
  - The signer's name is not printed **and** readable.
  - The signer's **county of voter registration** is **not provided**.



# PETITIONS

## GUIDELINES FOR COUNTING SIGNATURES

- 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.



CANDIDATE NOMINATING PETITION REQUIREMENTS CHECKLIST	
Form	Petition sheet must be a single, self-contained sheet of paper printed front and back side (not glued, stapled, or taped etc.).
	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).
	Header matches prescribed format.
	Instructions to Voters must be included.
	Signature lines are numbered in order.
	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. <b>NOTE:</b> You must receive a petition with an original signature on the declaration in order to count any signatures on the photocopied petition sheets. You <b>CANNOT</b> count any petition sheets that have photocopied voter signatures lines on them.
	Verification of Circulator section must be included.
	If the petition is not in the format prescribed by administrative rule, that petition sheet is thrown out.
Circulator	Circulator must print their name otherwise petition sheet is thrown out.
	Circulator must sign their name otherwise petition sheet is thrown out.
	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.
	Circulator CANNOT be the notary for the circulator's verification otherwise petition sheet is thrown out.
	Only one circulator may sign otherwise petition sheet is thrown out.
	Circulator CAN be a signer on the petition.
	Circulator is allowed to fill in all of a signer's information on a signature line <u>except</u> for the voter's signature.
	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).
Notary	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).
	On the Declaration of Candidacy, must be a South Dakota Notary otherwise petition sheet is thrown out.
	Notary Seal or Imprint 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).
	Notary must sign otherwise petition sheet is thrown out.
	Date of notarization must be fully complete including day/month/year or petition sheet is thrown out.
	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).
	Notary CANNOT notarize the circulator's verification and sign petition otherwise signature line is thrown out (SDCL 18-1-12.2). Notary CANNOT be the candidate otherwise petition sheet is thrown out (SDCL 12-6-8).
	Notary must verify AFTER circulator signed and dated, otherwise petition sheet is thrown out.
	The title of person administering the oath is not required.





Signatures	If the date of signature of voter is before the date the candidate signed the declaration of candidacy the signature line is invalid.
	Date of voter's signature must be on or before the notary signs the petition
	Date includes Month, Date (Can be spelled out or numerical, the year is not required)
	Date of voter's signature must be on or after the voter's registration date
	All six boxes on each signature line must be completed
	Ditto marks are not allowed
	Signers printed name must be legible and they can sign how they usually sign - DOES NOT need to match his/her voter registration record
	Signer's address DOES NOT need to match the address listed in their voter registration record
	On the signature line, the County of voter registration must match the county listed in their voter registration record.
	Both active and inactive voters can sign petitions
	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.
	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.
Acceptable	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.
	Common abbreviation marks are acceptable.
	Name of a well-known building is acceptable (ex: Golden Living Nursing Home).
	If signature lines are skipped you still count the other signature lines that meet all of the qualifications included in this checklist.
	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.
Additional Notes	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.
	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.
	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.





# 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 I 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)

*Gene G. Abdallah*

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

(Seal)

My Commission Expires September 17, 2007.

Signature of Officer Administering Oath

Notary Public

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 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.

SIGN	NAME	RESIDENCE	DATE/COUNTY
9	<i>Yolanda Ickert</i>	<i>Harrisburg SD 57037</i>	<i>Lincoln</i>
9	<i>Norman P. Grogan</i>	<i>26969 480th Ave</i>	<i>2-26-02</i>
PRINT	<i>Norman Grogan</i>	<i>Sioux Falls SD</i>	<i>Lincoln</i>
10	<i>Jack Philippe</i>	<i>116 SW Karmel Ln</i>	<i>2-28-02</i>
PRINT	<i>JACK PHILIPPE</i>	<i>Sioux Falls SD 57108</i>	<i>Lincoln</i>
11	<i>Samuel</i>	<i>5050 Southwest Blvd</i>	<i>2-28-02</i>
PRINT	<i>Red Sorrell</i>	<i>Sioux Falls S.D.</i>	<i>Lincoln</i>
12	<i>A Russell Gaulton</i>	<i>4821 Sunflower Trail</i>	<i>2-28-02</i>
PRINT	<i>A. Russell Gaulton</i>	<i>Sioux Falls, S.D. 57108</i>	<i>Lincoln</i>
13	<i>Ken Bertness</i>	<i>101 Dakota</i>	<i>2/28/02</i>
PRINT	<i>KEN BERTNESS</i>	<i>Valley Springs, SD</i>	<i>Meade</i>

RECEIVED

MAR 12 2002

STATE OF SOUTH DAKOTA

Filed this 12th day of March 2002

Notary Public

29



## **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 15<sup>th</sup>, 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 9<sup>th</sup>, 2019, pursuant to the Constitution of the State of South Dakota.

### **Title:**

**An Initiative to Change the City of Lead Commission vote of October 15<sup>th</sup>, 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 9<sup>th</sup>, 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.

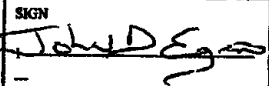
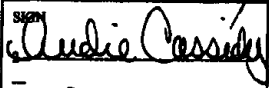
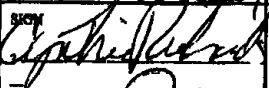
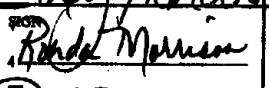

Be it resolved by the people The City of Lead, County of Lawrence, in this state of South Dakota, that the following resolution be adopted by the City of Lead on the so called Cross Walk Project.

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.

NAME	RESIDENCE	DATE/COUNTY
<small>SIGN</small>  <small>PRINT</small> John DeGroot	<small>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</small> 313 McKelvey St. <small>CITY OR TOWN</small> Lead, SD	<small>DATE OF SIGNING</small> 2-21-19 <small>COUNTY OF REGISTRATION</small> LA
<small>SIGN</small>  <small>PRINT</small> Audie Cassidy	<small>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</small> 329 E Main St <small>CITY OR TOWN</small> Lead, SD	<small>DATE OF SIGNING</small> 2-21-19 <small>COUNTY OF REGISTRATION</small> LA
<small>SIGN</small>  <small>PRINT</small> Cindy Richards	<small>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</small> 330 Quinn Ave <small>CITY OR TOWN</small> Lead SD	<small>DATE OF SIGNING</small> 2-21-19 <small>COUNTY OF REGISTRATION</small> LA
<small>SIGN</small>  <small>PRINT</small> Ronda Morrison	<small>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</small> 328 Washington St. <small>CITY OR TOWN</small> Lead, SD	<small>DATE OF SIGNING</small> 2-21-19 <small>COUNTY OF REGISTRATION</small> Lawrence
<small>SIGN</small>  <small>PRINT</small> Mike Schmidt	<small>STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER</small> 21 Park Ave <small>CITY OR TOWN</small> Lead, SD	<small>DATE OF SIGNING</small> 2-21-19 <small>COUNTY OF REGISTRATION</small> Lawrence

(5)

NAME	RESIDENCE	DATE/COUNTY
SIGN 6. <u>Amy Boyesen</u> PRINT Amy Boyesen	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>305 W. Main St.</u> CITY OR TOWN <u>Lead SD</u>	DATE OF SIGNING <u>2-21-19</u> COUNTY OF REGISTRATION <u>Lawrence</u>
SIGN 7. <u>Marty Verburg</u> PRINT Marty Verburg	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>209 W. Main</u> CITY OR TOWN <u>Lead</u>	DATE OF SIGNING <u>2/21/19</u> COUNTY OF REGISTRATION <u>Lawrence</u>
SIGN 8. <u>Mike Bailey</u> PRINT MIKE BAILEY	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>719 W. MAIN</u> CITY OR TOWN <u>LEAD</u>	DATE OF SIGNING <u>2/21/19</u> COUNTY OF REGISTRATION <u>LAW</u>
SIGN 9. <u>Maria Barrera</u> PRINT Maria Barrera Thorson	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>107 Alert St</u> CITY OR TOWN <u>Lead SD</u>	DATE OF SIGNING <u>2/21/19</u> COUNTY OF REGISTRATION <u>Lawrence</u>
SIGN 10. <u>Justin Thorson</u> PRINT Justin Thorson	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>107 Alert St</u> CITY OR TOWN <u>Lead SD</u>	DATE OF SIGNING <u>2/21/19</u> COUNTY OF REGISTRATION <u>Lawrence</u>
SIGN 11. <u>Amy Young Bear</u> PRINT Amy Young Bear	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>709 Sawyer</u> CITY OR TOWN <u>Lead, SD</u>	DATE OF SIGNING <u>2/21/19</u> COUNTY OF REGISTRATION <u>Law</u>

(6)

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

No title

	Name (Printed)	Address	City or Municipality of Registration	Date	Signature
1.	<del>Albert Rabe</del>	<del>117 Grand Ave</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
2.	<del>Marty Venable</del>	<del>209 W. Main</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
3.	<del>Justin Thorsen</del>	<del>3107 Alert St.</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
4.	<del>Jennifer Bennett</del>	<del>118 Cyanide St.</del>	<del>Lead</del>	<del>2/5/2019</del>	<del>[Signature]</del>
5.	<del>Laura Stewart</del>	<del>120 Alert St</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
6.	<del>Jesse Lewton</del>	<del>705 Upper Adick</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
7.	<del>Steven Stewart</del>	<del>120 Alert St</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
8.	<del>Joel Egan</del>	<del>114 Washington</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
9.	<del>Jennifer Smith</del>	<del>1103 Grand St</del>	<del>Lead</del>	<del>2/5/19</del>	<del>[Signature]</del>
10.	<del>David Smith</del>	<del>322 Walnut</del>	<del>Lead</del>	<del>2/6/19</del>	<del>[Signature]</del>
11.	<del>Jon Palma</del>	<del>809 S. Park</del>	<del>Lead</del>	<del>2-6-19</del>	<del>[Signature]</del>
12.	<del>David Harnish</del>	<del>1024 Washington</del>	<del>Lead</del>	<del>2/6/19</del>	<del>[Signature]</del>
13.	<del>Wickertoma</del>	<del>608 Ridge Rd</del>	<del>Lead</del>	<del>2/7/19</del>	<del>[Signature]</del>
14.	<del>Logan Tolman</del>	<del>28 McKinley</del>	<del>Dardwood</del>	<del>2/7/19</del>	<del>[Signature]</del>
15.	<del>Bob Bratcher</del>	<del>108 Spruce</del>	<del>Lead</del>	<del>2/7/19</del>	<del>[Signature]</del>
16.	<del>CHAS HARRA</del>	<del>515 W. MAIN</del>	<del>LEAD</del>	<del>2/7/19</del>	<del>[Signature]</del>
17.	<del>Tyler Goffe</del>	<del>211 S. Main</del>	<del>Lead</del>	<del>2/7/19</del>	<del>[Signature]</del>
18.	<del>Patrick D. Johnson</del>	<del>711 Highland</del>	<del>Lead</del>	<del>2/2/19</del>	<del>[Signature]</del>
19.	<del>John Dickinson</del>	<del>711 Highland</del>	<del>Lead</del>	<del>2/7/19</del>	<del>[Signature]</del>
20.					
21.					
22.					
23.					

Improper Petition  
No county

# 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, 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

19 SIGN PRINT	20 SIGN PRINT	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER CITY OR TOWN	DATE OF SIGNING COUNTY OF REGISTRATION
Lucy-George Cooper	Barbara Littel	2201 W 46 <sup>th</sup> SF SD 57105	5-18-15 Minnehaha
		208 Sunset Cir Bell Rapids	5-18-15 Minnehaha

# 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



# 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 57564, as a candidate for the office of director, representing Central Plains (insert the director area the candidate is to represent) of the Central Plains Water Development District for a 4 year term, in the primary **RECEIVED** held on June 7, 2016.

APR 14 2016

## DECLARATION OF CANDIDATE

I, Greg Lorenz (print name here exactly as you want it on the election ballot) **S.D. SEC. OF STATE** do hereby 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 8<sup>th</sup> day of April, 2016. (Signed)

(Seal)  
Seal of the County Auditor  
Sully County, South Dakota  
My Commission Expires  
No Commission

end of term

Susan B. Lamb

Signature of Officer Administering Oath

Auditor  
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.

NAME	RESIDENCE	DATE/COUNTY
SIGN 1 <u>Roxy Marshall</u>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>PO Box 21</u>	DATE OF SIGNING <u>4-4-16</u>
PRINT <u>Roxy Marshall</u>	CITY OR TOWN <u>Onida, SD 57564</u>	COUNTY OF REGISTRATION <u>Sully</u>
SIGN 2 <u>Deann Rausch</u>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>PO Box 271 801 Cedar Ave</u>	DATE OF SIGNING <u>4-4-16</u>
PRINT <u>Deann Rausch</u>	CITY OR TOWN <u>Onida</u>	COUNTY OF REGISTRATION <u>Sully</u>
SIGN <u>Ernie Unruh</u>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>31095 185<sup>th</sup> St</u>	DATE OF SIGNING <u>4-4-16</u>
PRINT <u>Ernie Unruh</u>	CITY OR TOWN <u>Onida, SD</u>	COUNTY OF REGISTRATION <u>Sully</u>
SIGN <u>Dean Unruh</u>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>1018 9th St</u>	DATE OF SIGNING <u>4-4-16</u>
PRINT <u>Dean Unruh</u>	CITY OR TOWN <u>Onida S.D.</u>	COUNTY OF REGISTRATION <u>Sully</u>
SIGN <u>Todd Frank</u>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <u>Onida SD</u>	DATE OF SIGNING <u>4-4-16</u>

NAME		RESIDENCE	DATE/COUNTY
SIGN 14 PRINT	<i>Les Korse</i> Les Korse	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 1716 S Aberdeen Cir CITY OR TOWN Sioux Falls SD 57106	DATE OF SIGNING 4/27/09 COUNTY OF REGISTRATION Minnehaha
SIGN PRINT	<i>Brian Bissel</i> Brian Bissel	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 2126 S Dakota CITY OR TOWN Sioux Falls SD 57105	DATE OF SIGNING 4/28/09 COUNTY OF REGISTRATION
SIGN 16 PRINT	<i>Carey Borgstrom</i> Carey Borgstrom	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 304 N. Hiwanis Ave Apt 301 CITY OR TOWN	DATE OF SIGNING 4-28-09 COUNTY OF REGISTRATION

# 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 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]*  
Signature of Circulator

Sworn to before me this 16 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

*[Signature]*  
Signature of Officer Administering Oath

Administering Oath



# 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, 2016.

RECEIVED

## 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.

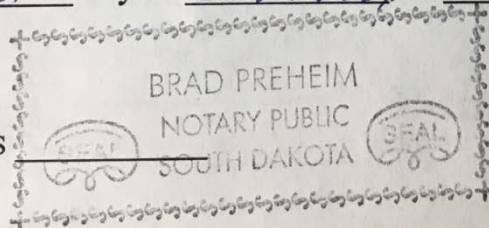
(Signed) Ron E Globke

Sworn to before me this 20 day of January 2016.

(Seal)

My Commission Expires

6-3-16



Brad Preheim

Signature of Officer Administering Oath

Notary Public

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



3	SIGN <i>Kristin Mattson</i> PRINT <i>Kristin Mattson</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>3440 Correll</i> CITY OR TOWN <i>R.R. 50</i>	DATE OF SIGNING <i>4/11/09</i> COUNTY OF REGISTRATION <i>Remai</i>
4	SIGN <i>Craig E. Mattson</i> PRINT <i>Craig E. Mattson</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>DITTO</i> CITY OR TOWN <i>DITTO</i>	DATE OF SIGNING <i>4/11/09</i> COUNTY OF REGISTRATION <i>Remai</i>
5	SIGN <i>Chris Siska</i> PRINT <i>Chris Siska</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>3721 Scaevola Pitt Lane</i> CITY OR TOWN <i>Rapid City SD</i>	DATE OF SIGNING <i>4-11-09</i> COUNTY OF REGISTRATION <i>Penn</i>

# 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* Residence Address *1010 East 7th* 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 *28* day of *MAY*, *09*.

Signature of Officer Administering Oath

Title of Officer Administering Oath

My Commission Expires *February 12, 2015*

# VERIFICATION BY PERSON CIRCULATING PETITION

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

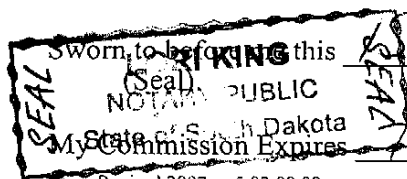
Print name of the circulator

Residence Address

City

State

I, under oath, state that I circulated the above petition, that each signer personally signed this petition in my presence, 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.



Sworn to before me this

(Seal) PUBLIC NOTARY

My Commission Expires

Form Revised 2007 - 5:02:08:08

day of

June

12-13

Signature of Circulator

Signature of Officer Administering Oath

Title of Officer Administering Oath

# 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, 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.

Sworn to before me this  
(Seal)

4

day of

May

2009

My Commission Expires

Form Revised 2007 - 5:02:08:08

Signature of Circulator

Signature of Officer Administering Oath

Title of Officer Administering Oath

SIGN 7 PRINT <i>Orville Roberts</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>615 6th St NE</i> CITY OR TOWN <i>Watertown, SD</i>	DATE OF SIGNING <i>4-15-09</i> COUNTY OF REGISTRATION <i>Codington</i>
SIGN 8 PRINT <i>Audrey Luker</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>1625 Northridge Dr, #312</i> CITY OR TOWN <i>Watertown, SD</i>	DATE OF SIGNING <i>4-14-09</i> COUNTY OF REGISTRATION <i>Codington</i>
SIGN 9 PRINT <i>Vern Luker</i> <b>VERN LUKER</b>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER <i>1625 Northridge Dr #312</i> CITY OR TOWN <b>WATERTOWN, SD</b>	DATE OF SIGNING <i>4-14-09</i> COUNTY OF REGISTRATION <b>CODINGTON</b>
SIGN 10 PRINT <i>Paul Luker</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER	DATE OF SIGNING

# VERIFICATION BY PERSON CIRCULATING PETITION

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

Print name of the circulator Paul Luker, Residence Address 550 Summit Ave NW, City Watertown, 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 Paul Luker

Sworn to before me this 16 day of April, 2009.  
(Seal)

My Commission Expires 8/13/09

Form Revised 2007 - 5:02:08:08

Signature of Officer Administering Oath Audrey Luker  
Notary  
Title of Officer Administering Oath

**VERIFICATION BY PERSON CIRCULATING PETITION**

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

BARBARA J EDWARDS 12170 Camp Rd Custer 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

\_\_\_\_\_  
Signature of Officer Administering Oath

\_\_\_\_\_  
Title of Officer Administering Oath

**VERIFICATION BY PERSON CIRCULATING PETITION**

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

Frieda Ten Fingers HC66 23B HC66 23B Chadron NE 6937  
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.

Frieda Ten Fingers  
Signature of Circulator

Sworn to before me this 1st day of October, 2015.

(Seal) FRANCES ANN CASEY  
NOTARY PUBLIC  
SOUTH DAKOTA  
My Commission Expires 2-22-2019

Form Revised 2010 - 5:02:08:09

Frances Ann Casey  
Signature of Officer Administering Oath

South Dakota Notary  
Title of Officer Administering Oath



NAME		RESIDENCE	DATE/COUNTY
SIGN 14 PRINT	<i>Jennifer Slate</i> Jennifer Slate	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 118 Currie St CITY OR TOWN Yankton, SD 57078	DATE OF SIGNING 7/27/15 COUNTY OF REGISTRATION Yankton
SIGN 15 PRINT	<i>Tom &amp; Lucy Leano</i> Tom Lucy Leano	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 101 Winter St. CITY OR TOWN Yankton SD.	DATE OF SIGNING 27 July 15 COUNTY OF REGISTRATION Yankton
SIGN 16 PRINT	<i>Sandra Jensen</i> Sandra Jensen	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 158 Hidden Hollows CITY OR TOWN Yankton SD 57078	DATE OF SIGNING 7/27/15 COUNTY OF REGISTRATION Yankton
SIGN 17 PRINT	<i>Jeanne Devine</i> Jeanne Devine	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 909 EAST 16th ST CITY OR TOWN Yankton SD 57078	DATE OF SIGNING 8/5/15 COUNTY OF REGISTRATION Yankton
SIGN 18 PRINT	<i>Kyle Lichty</i> Kyle Lichty	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 110 Currie St. CITY OR TOWN Yankton, SD 57078	DATE OF SIGNING 8/8/15 COUNTY OF REGISTRATION Yankton
SIGN 19 PRINT	<i>Loryn Lichty</i> Loryn Lichty	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 110 Currie St. CITY OR TOWN Yankton SD 57078	DATE OF SIGNING 8/8/15 COUNTY OF REGISTRATION Yankton
SIGN 20 PRINT	<i>Douglas E Kottal</i> Douglas E Kottal	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 30229 437th CITY OR TOWN Utica SD 57067	DATE OF SIGNING 8-9-15 COUNTY OF REGISTRATION Yankton
SIGN	<i>Douglas E Kottal</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 30229 437th	DATE OF SIGNING 8-9-15

SIGN 2 PRINT	<i>Carol Sambo</i> Carol Sambo	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER PO Box 2112 CITY OR TOWN SD 57101	DATE OF SIGNING 9/19/15 COUNTY OF REGISTRATION Minnehaha
SIGN	<i>Barbara M Vandak</i>	STREET AND NUMBER OR RURAL ROUTE AND BOX NUMBER 12115 S Clark Ave	DATE OF SIGNING 9/19/15

NAME	RESIDENCE	DATE/COUNTY
SIGN 1 Shonna Hunter PRINT Shonna Hunter	RD Box 7 City or Town Street and Number or Rural Route and Box Number PO Box 718 City or Town KYLE SD 57752	DATE OF SIGNING 3-29-16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 2 Emmaline Tallman PRINT Emmaline Tallman	RD Box 494 City or Town KYLE SD 57752	DATE OF SIGNING 3-29-16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 3 Juanita R. Rooks PRINT Juanita R. Rooks	RD Box 236 City or Town KYLE SD 57752	DATE OF SIGNING 3-29-16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 4 Laurinda Clifford PRINT Laurinda Clifford	RD Box 37 City or Town KYLE SD 57752	DATE OF SIGNING 3-29-16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 5 Joy Bush PRINT Joy Bush	RD Box 182 City or Town KYLE SD 57752	DATE OF SIGNING 3-29-16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 6 Audrey K... PRINT Audrey K...		
SIGN 7 Lana Ch... PRINT Lana Ch...		
SIGN 8 Neerma B... PRINT Neerma B...		
SIGN 9 Bobby A... PRINT Bobby A...		

# NOMINATING PETITION FOR PARTISAN ELECTION Democratic 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 District 27 (here insert the jurisdiction in which the office is sought: name of county, number of legislative district, or "state") of South Dakota and members of the Democratic Party, nominate Frank V. Gargone Jr. of Bakala Lakota County, South Dakota, whose mailing address is PO Box 1684, Kyle, SD 57752, and whose principal residence address is 601 Main St. # 3, Kyle, SD 57752, as a candidate for the office of State House of Representatives at the Primary Election to be held June 1, 20 16.

## DECLARATION OF CANDIDATE

I, Frank V. Gargone Jr. (print name here exactly as you want it on the election ballot), under oath, declare that I am eligible to seek the office for which I am a candidate, that I am registered to vote as a member of the Democratic party, and that if I am a legislative or county commission candidate, I reside in the district from which I am a candidate. If nominated and elected, I will qualify and serve in that office.

Sworn to before me this 29 day of March, 20 16.

(Seal) PUBLIC Notary  
My Commission Expires 3-27-18

(Signed) Frank V. Gargone Jr.  
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.

NAME	RESIDENCE	DATE/COUNTY
SIGN 1 Ariana Redfeather PRINT Ariana Redfeather	Street and Number or Rural Route and Box Number PO Box 1684 City or Town KYLE SD 57752	DATE OF SIGNING 3/29/16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 2 John White PRINT John White	Street and Number or Rural Route and Box Number PO Box 151 City or Town KYLE SD 57752	DATE OF SIGNING 3-29 COUNTY OF REGISTRATION Bakala Lakota
SIGN 3 Dawn Iron Cloud PRINT Dawn Iron Cloud	Street and Number or Rural Route and Box Number KYLE SD 57752 City or Town PO Box 77	DATE OF SIGNING 3-29 COUNTY OF REGISTRATION Bakala Lakota
SIGN 4 Christopher L. Janis PRINT Christopher L. Janis	Street and Number or Rural Route and Box Number PO Box 737 City or Town KYLE SD 57752	DATE OF SIGNING 3-29 COUNTY OF REGISTRATION Bakala Lakota
SIGN 5 Claire Blue Thunder PRINT Claire Blue Thunder	Street and Number or Rural Route and Box Number PO Box 612 City or Town KYLE SD 57752	DATE OF SIGNING 3/29/16 COUNTY OF REGISTRATION Bakala Lakota
SIGN 6 Lola Gargone PRINT Lola Gargone	Street and Number or Rural Route and Box Number PO Box 1684 City or Town KYLE SD 57752	DATE OF SIGNING 3-29 COUNTY OF REGISTRATION Bakala Lakota
SIGN 7 Paula Fourier PRINT Paula Fourier	Street and Number or Rural Route and Box Number P.O. Box 736 City or Town KYLE SD 57752	DATE OF SIGNING 3-29 COUNTY OF REGISTRATION Bakala Lakota

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.
- Not required for cities to check voter registration but if you do, do it for all petitions.
- Candidate cannot notarize their own petition but they may circulate and sign their own petition.
- Notary cannot notarize the petition and be a signer.



# PETITIONS

## IMPORTANT REMINDERS

- Notify candidate that petition was filed or rejected (do this **immediately** if rejected).
    - Business managers have to have a written and signed verification per SDCL 13-7-6.
      - Nominating petition contains the minimum number of signatures
      - That the candidate is a resident voter
      - No form in 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.
- Any person may challenge, within 5 working days, after any local election petition is filed.
- Must file affidavit stating deficiencies.
- 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. Updated law as of July 1, 2019.
- Person in charge of the election verifies information provided in the affidavit.
  - Work with your attorney.
- A challenge does not prevent any other legal remedy (SDCL 12-1-16).



# FINANCIAL INTEREST STATEMENTS (FIS)

- Required for 1<sup>st</sup> 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 being elected.
    - ~~Then filed annually, not later than the 1<sup>st</sup> day of January.~~ Law change as of July 1, 2017.

# 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 Legislator, 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 1<sup>st</sup> 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.*

Name of Candidate or Family Member	Name the Source of Funds (Ex: current employer, SD Legislature, 401K, benefits, etc.)	Relationship to funds (Ex employee, officer, director, associate, partner, shareholder, owner, member, proprietor, etc.)

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)



# **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 1<sup>st</sup> 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](#))

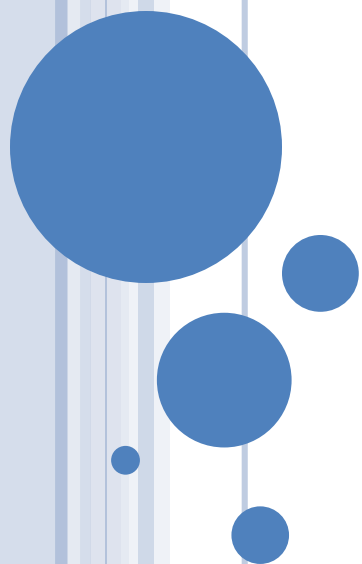
*\*The intent of this form is to collect specific information, not generalities.*

Name of Candidate or Family Member	Name the Source of Funds (Ex: current employer, SD Legislature, 401K, benefits, etc.)	Relationship to funds (Ex: employee, officer, director, associate, partner, shareholder, owner, member, proprietor, etc.)

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)



# VACANCIES

## 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





# 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
  - 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.



# VACANCIES

## 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.



## VACANCIES

# HOW ARE SCHOOL VACANCIES FILLED?

- 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).



## VACANCIES

# HOW ARE SCHOOL VACANCIES FILLED?

- 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

SDCL 12-27

## WHO IS REQUIRED TO FILE?

- ONLY Ballot Question Committees in 1<sup>st</sup> 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](http://www.sdsos.gov)
  - **Statement of Organization** for Local Jurisdictions
  - **Disclosure Statement** for Local Jurisdictions
    - Within this disclosure is suggested filing dates for reports
    - Review these dates with your attorney

# CAMPAIGN FINANCE

## DISCLAIMER

- Only those committees in those jurisdictions that have to comply with campaign finance have to use a disclaimer
- The disclaimer must be on printed material or communication.
- "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, political committee, or political party may accept any contribution from any state, state agency, political subdivision of the state, foreign government, Indian tribe, 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)



