

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

861T0155

HOUSE BILL NO. 1008

Introduced by: The Committee on Local Government at the request of the State Board of Elections

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the grounds for
2 challenges for people making application for ballots during an election.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 12-18-10 be amended to read as follows:

5 12-18-10. If a person makes an application for ballots, or if an absentee ballot has been cast,
6 the person's right to vote at that poll and election may be challenged only as to the person's
7 identity as the person registered whom the person claims to be or on grounds that within fifteen
8 days preceding the election the person has ~~been convicted of a felony or received a disqualifying~~
9 sentence for a felony conviction or has been declared by proper authority to be mentally
10 incompetent. The proceedings shall be conducted before the precinct superintendent and
11 precinct deputies who shall determine from the evidence presented whether or not the person
12 is permitted to vote ~~and the~~. The members of the precinct election board shall indicate beside
13 the name on the registration list the ground stated and the result of the precinct election board's
14 decision.

