

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

924V0183

## HOUSE BILL NO. 1074

Introduced by: Representatives Feinstein, Bartling, Gibson, Gosch, Hunhoff (Bernie), Johns, Lust, and Stevens and Senators Jones (Chuck), Frerichs, Kirkeby, Lederman, Maher, Novstrup (Al), Rave, Rhoden, and Tieszen

1 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning actions prohibited  
2 near polling places.

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

4 Section 1. That § 12-18-3 be amended to read as follows:

5 12-18-3. Except for sample ballots and materials and supplies necessary for the conduct of  
6 the election, no person may, in any polling place or within or on any building in which a polling  
7 place is located or within one hundred feet from any entrance leading into a polling place,  
8 maintain an office or public address system, or use any communication or photographic device  
9 in a manner which repeatedly distracts, interrupts, or intimidates any voter or election worker,  
10 or display campaign posters, signs, or other campaign materials or by any like means solicit any  
11 votes for or against any person or political party or position on a question submitted or which  
12 may be submitted. No person may engage in any practice which interferes with the voter's free  
13 access to the polls or disrupts the administration of the polling place, or conduct any petition  
14 signature gathering, on the day of an election, within one hundred feet of a polling place. For



1 the purposes of this section, the term, polling place, means a designated place voters may go to  
2 vote on the day of the election or go to vote absentee. A violation of this section is a Class 2  
3 misdemeanor.