

ON THE 2024 NOVEMBER BALLOT:

INITIATED MEASURE 28

An Initiated Measure prohibiting taxes on anything sold for human consumption.

While billed as exempting groceries from tax, this far-reaching measure would also eliminate the tax on cigarettes and other items sold for human consumption. (See **pages 19 and 20** for details on why SDRAs urge you to VOTE NO on IM 28.)

- **Vote “Yes” to adopt the initiated measure**
- **Vote “No” to leave South Dakota law as it is**

INITIATED MEASURE 29

An Initiated Measure legalizing the recreational use, possession, and distribution of marijuana.

IM 29 would allow individuals 21 years of age or older to possess, grow, ingest and distribute marijuana or marijuana paraphernalia. Driving under the influence of marijuana would remain illegal. An employer would be allowed to restrict an employee’s use of marijuana, and property owners could regulate the use of marijuana on their property.

- **Vote “Yes” to adopt the initiated measure**
- **Vote “No” to leave South Dakota law as it is**

CONSTITUTIONAL AMENDMENT E

An amendment to the Constitution of the State of South Dakota, updating references to certain officeholders and persons.

Currently the State Constitution refers to the Governor and other office holders as “he”, “him” and “his”. Amendment E makes the State Constitution gender neutral.

- **Vote “Yes” to adopt the amendment**
- **Vote “No” to leave the Constitution as it is**

CONSTITUTIONAL AMENDMENT F

An amendment to the Constitution of the State of South Dakota, authorizing the state to impose work requirements on certain individuals who are eligible for expanded Medicaid.

This proposal asks voters to decide whether the state should be allowed to impose a work requirement for able-bodied individuals on Medicaid. If approved by voters, the work requirement would not go into effect automatically; South Dakota could only add a work requirement if allowed by the federal government. The work requirement could not be imposed for anyone diagnosed as physically or mentally disabled.

- **Vote “Yes” to adopt the amendment**
- **Vote “No” to leave the Constitution as it is**

CONSTITUTIONAL AMENDMENT G

An initiated amendment establishing a right to abortion in the State Constitution.

This measure establishes a constitutional right to an abortion and provides a legal framework for the regulation of abortion.

- **Vote “Yes” to adopt the amendment**
- **Vote “No” to leave the Constitution as it is**

CONSTITUTIONAL AMENDMENT H

An amendment to the South Dakota Constitution establishing top-two primary elections.

This is also known as the “open primary” proposal. Currently, the Republican and Democratic parties each hold primary elections for the offices of Governor, State Legislature, U.S. Senate and House, and elected county offices. Each party’s primary election winners then appear on the November general election ballot. Under Amendment H, all candidates for an office would run against each other in the primary, and they could list any party next to their name regardless of party affiliation or registration. Any registered voter could vote for any candidate in the primary. The two candidates receiving the most votes for a position would advance to the general election.

- **Vote “Yes” to adopt the amendment**
- **Vote “No” to leave the Constitution as it is**

REFERRED LAW 21

A Referred Act to Provide New Statutory Requirements for Regulating Linear Transmission Facilities, to Allow Counties to Impose a Surcharge on Certain Pipeline Companies, and to Establish a Landowner Bill of Rights.

The 2024 Legislature enacted Senate Bill 201 (the Landowner Bill of Rights) in response to disputes over proposed carbon pipelines in the state. SB 201 was compromise legislation aimed at providing protections and payments for property owners and counties, and clarifies the Public Utilities Commission authority over projects that cross the state, but does not guarantee that proposed projects will be approved. This measure seeks to repeal the new law.

- **Vote “Yes” to allow the Act of the Legislature (SB 201) to become law**
- **Vote “No” to reject the Act of the Legislature**