

# OFFICIAL GENERAL ELECTION BALLOT

### INSTRUCTIONS TO THE VOTER:

To vote for a group of presidential electors **FILL IN** the oval (●) next to the names.

Use only a pencil or pen.

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.

#### For Presidential Electors

You may vote for one slate or leave it blank.

- Trump & Pence Electors**  
Republican Party  
**Kristi Noem**  
**Larry Rhoden**  
**Jason Ravensborg**
- Jorgensen & Cohen Electors**  
Libertarian Party  
**Devin Saxon**  
**Tracey Quint**
- Biden & Harris Electors**  
Democratic Party  
**Joseph M. Yarcheta**  
**Nicole "Nikki" A. Gronli**  
**Randolph "Randy" J. Seiler**

### INSTRUCTIONS TO THE VOTER:

To vote for a person **FILL IN** the oval (●) next to the name.

**DO NOT** cast more votes than are allowed in each race.

#### For United States Senator

You may vote for one or leave it blank.

- Mike Rounds**  
Republican Party
- Dan Ahlers**  
Democratic Party

#### For United States Representative

You may vote for one or leave it blank.

- Dusty Johnson**  
Republican Party
- Randy "Uriah" Luallin**  
Libertarian Party

#### For Public Utilities Commissioner

You may vote for one or leave it blank.

- Gary Hanson**  
Republican Party
- Devin Saxon**  
Libertarian Party
- Remi W. B. Bald Eagle**  
Democratic Party

#### For State Senator, District 21

You may vote for one or leave it blank.

- Erin Tobin**  
Republican Party
- Dan Kerner Andersson**  
Democratic Party

#### For State Representative, District 21

You may vote for up to two or leave it blank.

- Rocky Blare**  
Republican Party
- Caleb Finck**  
Republican Party
- Jessica Hegge**  
Democratic Party

### NONPOLITICAL BALLOT

**Supreme Court Justice Retention**  
Shall the justice of the Supreme Court named on this ballot, whose term expires January 1, 2021, be retained in office?

**Justice Steven Jensen,**  
representing the Fourth Supreme Court District

- Yes**
- No**

Place ballot stamp here

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November 3, 2020

South Dakota

Charles Mix County

**INSTRUCTIONS TO THE VOTER:**

To vote on a ballot question **FILL IN** the oval (●) next to "yes" or "no".

**DO NOT** cast more votes than are allowed in each race.

**Constitutional Amendment**

The following amendment to the State Constitution is submitted to the voters by the Legislature. The amendment will not become effective unless approved by majority vote.

**Initiated Measure**

The following initiated measure was proposed by petition for submission to the voters. This initiated measure will not become effective unless approved by majority vote.

**Constitutional Amendment**

The following amendment to the State Constitution is submitted to the voters by petition. The amendment will not become effective unless approved by majority vote.

**Constitutional Amendment B**

**Title:** An amendment to the South Dakota Constitution authorizing the Legislature to allow sports wagering in Deadwood.

**Initiated Measure 26**

**Title:** An initiated measure to legalize marijuana for medical use.

**Constitutional Amendment A**

**Title:** An amendment to the South Dakota Constitution to legalize, regulate, and tax marijuana; and to require the Legislature to pass laws regarding hemp as well as laws ensuring access to marijuana for medical use.

**Attorney General Explanation:** The constitution currently authorizes the Legislature to allow certain types of gaming in the City of Deadwood: roulette, keno, craps, limited card games, and slot machines. This constitutional amendment authorizes the Legislature to also include wagering on sporting events as a type of gaming allowed in Deadwood.

**Attorney General Explanation:** This measure legalizes medical use of marijuana by qualifying patients, including minors. "Medical use" includes the use, delivery, manufacture and for State residents, cultivation - of marijuana and marijuana-based products to treat or alleviate debilitating medical conditions certified by the patients' practitioners.

**Attorney General Explanation:** This constitutional amendment legalizes the possession, use, transport, and distribution of marijuana and marijuana paraphernalia by people age 21 and older. Individuals may possess or distribute one ounce or less of marijuana. Marijuana plants and marijuana produced from those plants may also be possessed under certain conditions.

Under federal law, any gaming authorized by the Legislature to be offered in Deadwood would also be allowed at on-reservation tribal casinos upon amendments to current tribal gaming compacts.

South Dakota patients must obtain a registration card from the State Department of Health. Non-residents may use out-of-state registration cards. Patients may designate caregivers to assist their use of marijuana; the caregivers must register with the Department.

The amendment authorizes the State Department of Revenue ("Department") to issue marijuana-related licenses for commercial cultivators and manufacturers, testing facilities, wholesalers, and retailers. Local governments may regulate or ban the establishment of licensees within their jurisdictions.

**Yes** Vote "Yes" to adopt the amendment.

Cardholders may possess 3 ounces of marijuana and additional amounts of marijuana products. Additionally, if a resident cardholder is allowed to grow marijuana plants the cardholder may possess a minimum of 3 plants, as well as marijuana and products made from those plants.

The Department must enact rules to implement and enforce this amendment. The amendment requires the Legislature to pass laws regarding medical use of marijuana. The amendment does not legalize hemp; it requires the Legislature to pass laws regulating the cultivation, processing, and sale of hemp.

**No** Vote "No" to leave the Constitution as it is.

The measure legalizes marijuana testing, manufacturing, and cultivation facilities, as well as marijuana dispensaries. These establishments must register with the Department.

The amendment imposes a 15% tax on marijuana sales. The tax revenue will be used for the Department's costs incurred in implementing this amendment, with remaining revenue equally divided between the support of public schools and the State general fund.

**SAMPLE**

The measure legalizes some substances that are considered felony controlled substances under current State law. Marijuana remains illegal under Federal law. The measure limits State and local law enforcement's ability to assist Federal law enforcement authorities.

Judicial clarification of the amendment may be necessary. The amendment legalizes some substances that are considered felony controlled substances under current State law. Marijuana remains illegal under Federal law.

The 95-section measure contains numerous other provisions not described here. It will likely require judicial or legislative clarification.

**Fiscal Note**

Legalizing cannabis would provide revenues from licensing fees, sales tax, and a 15% excise tax. After regulatory costs, the State would distribute 50% of net revenues annually to public schools and 50% to the general fund. Incarceration costs would decrease due to a decriminalization of several current laws.

**Fiscal Note**

Legalizing cannabis for medical use would have an initial cost to the state of \$677,309. Once the medical cannabis program is operational, it is expected that ongoing program revenues would cover program costs for a net to zero. This measure will likely have minimal impact on prison and jail costs.

Estimated Net Revenues:

FY2021: \$355,705  
FY2022: \$10,765,004  
FY2023: \$19,589,466  
FY2024: \$29,372,397

**Yes** Vote "Yes" to adopt the initiated measure.

**No** Vote "No" to leave South Dakota law as it is.

**Yes** Vote "Yes" to adopt the amendment.

**No** Vote "No" to leave the Constitution as it is.

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