

D	November 2, 2010	E	South Dakota	F	Custer County
<p align="center">Constitutional Amendment L</p> <p>Title: An Amendment to Article XIII of the South Dakota Constitution relating to the trust fund created from the proceeds of the state cement enterprise sales.</p> <p>Attorney General Explanation: Constitutional Amendment L changes annual distribution amounts made from the cement plant trust fund to the State's general fund. The cement plant trust fund holds the proceeds from the sale of the state cement plant to benefit South Dakota citizens. The proposed amendment reduces the current \$12 million mandatory annual transfer to \$8 million over a four year period. Thereafter, the mandatory transfer is eliminated and the Legislature may transfer up to four percent of the trust fund to the State's general fund as long as the transfers do not cause the trust fund to fall below its original principal amount.</p> <p>The amendment also eliminates a distribution from the trust fund to support education.</p> <p><input type="radio"/> Yes A vote "Yes" is for changing the annual distributions from the cement plant trust fund.</p> <p><input type="radio"/> No A vote "No" is against the constitutional amendment.</p>		<p align="center">Referred Law</p> <p>The following law was adopted by the Legislature and referred to the voters by petition. This law will not become effective unless approved by majority vote.</p> <hr/> <p align="center">Referred Law 12</p> <p>Title: An Act to prohibit smoking tobacco or carrying lighted tobacco products in certain places and to require certain persons to inform violators of the prohibition.</p> <p>Attorney General Explanation: The referred law broadens the State's ban on smoking to apply to all restaurants, bars, package liquor stores, Deadwood casinos and video lottery establishments. It requires owners, managers, and operators of places where smoking is prohibited to inform violators of the smoking ban. The ban does not apply to tobacco shops, hotel rooms designated as smoking rooms, and existing cigar bars.</p> <p><input type="radio"/> Yes A vote "Yes" is for broadening the State's ban on smoking.</p> <p><input type="radio"/> No A vote "No" is against the referred law.</p>			
<p align="center">Initiated Measure</p> <p>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.</p>					
<p align="center">Initiated Measure 13</p> <p>Title: An Initiated Measure to authorize the possession, use and cultivation of marijuana by and for persons with specified debilitating medical conditions registered with the Department of Health.</p> <p>Attorney General Explanation: The proposed initiated measure would change state law to legalize marijuana possession, use, distribution and cultivation by persons registered with the South Dakota Department of Health. These activities remain illegal under federal law.</p> <p>Registration to use, possess and cultivate marijuana would require a certification from a physician that the registrant has a debilitating medical condition and that the potential benefits of the marijuana use would likely outweigh the health risks. Minors may be registered with parental consent. The registrant may designate another person to cultivate, possess, and distribute marijuana for the registrant's use. The designee must register with the Department and may provide only a limited amount of marijuana for a maximum of five registrants.</p> <p>Schools, employers and landlords may not refuse to enroll, employ, or lease based upon marijuana registration unless required by federal law. The proposed law does not require that a registrant be allowed to use marijuana in a workplace or on property owned by another.</p> <p><input type="radio"/> Yes A vote "Yes" is for legalizing marijuana for registrants and designees.</p> <p><input type="radio"/> No A vote "No" is against the proposed law.</p>					
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