



HUMAN
RIGHTS
CAMPAIGN®

June 26, 2015

Governor Dennis Daugaard
Office of the Governor
500 E Capitol Ave
Pierre, SD 57501

Dear Governor Daugaard,

On behalf of the Human Rights Campaign's (HRC) more than 1.5 million members nationwide, I write in light of today's Supreme Court decision in *Obergefell v. Hodges*. As you are aware, this landmark decision has invalidated your state's ban on same-sex marriage. Under this case, South Dakota is also required to recognize all marriages legally entered into in other states and jurisdictions, including those between same-sex couples. In order to be in full compliance with the law, we urge you to take immediate action to ensure that all Magistrates begin issuing marriage licenses to all eligible South Dakota couples immediately. We also urge you to take affirmative steps to communicate the meaning and reach of this case to all government officials tasked with performing and recognizing marriages, including those performed outside of the state of South Dakota.

Delaying the issuance of marriage licenses to same-sex couples is not only unlawful, but allows the discriminatory impacts of an unconstitutional law to continue. In addition to access to recognition on the state level, same-sex couples will now have access to all federal benefits and services that have been out of their reach because of these laws. Lifeline programs like Social Security and Veterans Benefits look to the state of residence to determine eligibility. Further delaying implementation of this decision arbitrarily prevents these otherwise eligible couples and spouses from accessing these critical federal benefits.

We thank you for the opportunity to bring these issues to your attention. We hope that as the Governor, you will take the steps necessary to fully represent every South Dakotan — including the over 25,000 who identify as LGBT. As a result of this decision there is only one way – and that is forward.

Sincerely,

Sarah Warbelow
Legal Director

Cc: Marty Jackley