

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

726U0219

HOUSE BILL NO. 1104

Introduced by: Representatives Wick, Cronin, Hawley, Munsterman, Rozum, and Sly and
Senators Krebs, Brown, Heineman (Phyllis), Jensen, Kirkeby, Lucas, Peters,
Rave, and Tidemann

1 FOR AN ACT ENTITLED, An Act to require the Unified Judicial System to provide access of
2 criminal records and civil case information and to establish a fee.

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

4 Section 1. The Unified Judicial System shall provide access of the criminal records or civil
5 cases from the state and each county to the public. A person, after payment of a fee, may submit
6 a search request to the Unified Judicial System for any:

7 (1) Criminal record that is not juvenile-related or sealed by a judge; and

8 (2) Civil case information, unless the case is confidential or sealed by a judge.

9 The fee for the records and information may not exceed twenty dollars for each person
10 searched. The Unified Judicial System shall establish a system to make this information
11 available electronically and shall respond to any electronic request within four business hours.

12 The information concerning criminal records only includes data since 1989. The information
13 concerning civil cases only includes data since 2003, active money judgments since 1992, and
14 inactive money judgments since April 19, 2004.



1 For the purposes of this section, the term, person, means the legal name, legally changed
2 name, maiden name, and any alias used by such person.