

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

547Y0452

HOUSE STATE AFFAIRS ENGROSSED NO. **HB 1129** - 2/22/2017

Introduced by: Representatives Frye-Mueller, Brunner, Campbell, Dennert, Haugaard, Jensen (Kevin), and Latterell and Senators Jensen (Phil) and Nelson

1 FOR AN ACT ENTITLED, An Act to limit the information obtained during an application for
2 a driver license or nondriver identification card that is contained in a database.

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

4 Section 1. That chapter 32-12 be amended by adding a NEW SECTION to read:

5 Any information collected pursuant to § 32-12-3.1 shall be stored and contained in a
6 separate database that shall only be accessed by the Department of Public Safety and the Office
7 of the Secretary of State.

8 Section 2. That chapter 32-12 be amended by adding a NEW SECTION to read:

9 A database maintained pursuant to section 1 of this Act may only contain a license holder's:

10 (1) First and last name;

11 (2) Date of birth;

12 (3) Address;

13 (4) Height;

14 (5) Weight;



- 1 (6) Eye color;
- 2 (7) Criminal history; and
- 3 (8) Traffic history.

4 Section 3. That chapter 32-12 be amended by adding a NEW SECTION to read:

5 The information stored in a database pursuant to section 1 of this act shall be used to
6 perform a background check and to determine if the person has another license under another
7 name.

8 Section 4. That chapter 32-12 be amended by adding a NEW SECTION to read:

9 The Department of Legislative Audit shall annually verify that the information contained
10 in a separate database as required by section 1 of this Act and that any information maintained
11 is compliant with section 2 of this Act.

12 Section 5. That the code be amended by adding a NEW SECTION to read:

13 Sections 1 to 4, inclusive, of this Act are repealed when the United States federal
14 government creates a federal identification card that all United States citizens may apply for and
15 any information obtained in the issuance of a federal identification card is maintained solely by
16 the United States government.