

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

484Y0129

HOUSE BILL NO. 1132

Introduced by: Representatives Frye-Mueller, Brunner, Campbell, Clark, DiSanto, Goodwin, Gosch, Greenfield (Lana), Howard, Jensen (Kevin), Kaiser, Livermont, Marty, May, Peterson (Sue), Pischke, Rhoden, and Schoenfish and Senators Ewing, Greenfield (Brock), Jensen (Phil), Nelson, Rusch, Russell, and Tapio

1 FOR AN ACT ENTITLED, An Act to limit the persons eligible to receive a copy of a vital
2 record with a social security number printed on the record.

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

4 Section 1. That § 34-25-52 be amended to read:

5 34-25-52. The department or authorized local registrars shall, upon receipt of an application,
6 issue a certified copy of a vital record to the registrant or the registrant's ~~spouse, children,~~
7 ~~parents, guardian, next of kin, or authorized:~~

8 (1) Spouse;

9 (2) Children;

10 (3) Parents;

11 (4) Guardian;

12 (5) Next of kin; or

13 (6) Authorized representative.

14 The department may authorize ~~others~~ a person with a personal or property right to obtain



1 certified ~~copies in response to a demonstration~~ copy if the person can demonstrate that the
2 record is needed for the determination or protection of a the personal or property right. The
3 department or authorized local ~~registrars~~ registrar shall, upon receipt of an application, issue an
4 informational ~~copies~~ copy to any applicant of any vital record pursuant to section 1 of this Act.
5 The department or authorized local registrar may withhold the immediate issuance of any
6 certified copy for a period of no longer than three days. The department shall be entitled to a fee
7 based upon administrative cost as established by the department pursuant to chapter 1-26 for
8 each search of the files and records. The fee shall be paid in advance by the applicant and shall
9 not be in addition to the fee hereinbefore provided for the making and certification of the record
10 but shall be applied in payment thereof if the record is found.

11 Section 2. That chapter 34-25 be amended by adding a NEW SECTION to read:

12 The department shall remove a registrant's social security number from any informational
13 copy of a vital record. Only a certified copy of a vital record may contain a registrant's social
14 security number.