



2025 South Dakota Legislature

House Bill 1075

Introduced by: **Representative Muckey**

1 **An Act to modify the persons eligible to sign an affidavit for proof of homelessness**
 2 **for purposes of waiving the fee for a nondriver identification card.**

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

4 **Section 1. That § 32-12-17.16 be AMENDED:**

5 **32-12-17.16.** The Department of Public Safety shall waive the fee ~~one time~~ one
 6 time for an original nondriver identification card or a duplicate nondriver identification card
 7 if the applicant is homeless.

8 In order for the fee to be waived, the applicant must submit, with the application,
 9 an affidavit ~~from~~ signed by a homeless services provider attesting that the applicant is
 10 homeless. ~~The affidavit must be signed by an employee of the homeless service provider.~~

11 For the purposes of this section, the term "homeless" means an individual who:

- 12 (1) Lacks a fixed, regular, and adequate nighttime residence;
 13 (2) Has a primary nighttime residence that is a place not ordinarily used as a regular
 14 sleeping accommodation for human beings; or
 15 (3) Is living in a homeless shelter.

16 For the purposes of this section, "homeless services provider" means an official or
 17 employee of any government or nonprofit agency that provides a food bank, homeless
 18 shelter, housing assistance program, ~~or~~ homeless outreach or advocacy program, or any
 19 similar program; a homeless liaison designated by a school district, as described by 42
 20 U.S.C. § 11432 (January 1, 2025); a school counselor, certified by the Department of
 21 Education; a school nurse, licensed in accordance with chapter 36-9; or a social worker,
 22 licensed in accordance with chapter 36-26.