

2025 South Dakota Legislature

House Bill 1073**AMENDMENT 1073A
FOR THE INTRODUCED BILL**

1 **An Act to ~~allow an individual registering as a voter to designate optional~~ contact**
2 **information provided on a voter registration form as not for public inspection.**

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

4 **Section 1. That § 12-4-9 be AMENDED:**

5 **12-4-9.** The county auditor shall maintain and safeguard a file of voters in
6 computer format that contains the information of each person registered in each voting
7 precinct within the county. This file shall be known as the master registration file and shall
8 be, at all times during office hours, open to public inspection. However, public access to
9 social security numbers, driver license numbers, ~~and~~ dates of birth, telephone numbers,
10 or email addresses contained in the master registration file is prohibited. The master
11 registration file shall contain all information from each voter's registration card. The
12 master registration file shall also include the date of the last election the voter has voted
13 in and when the voter's information was last updated. The master registration file may
14 also contain additional voter history information.

15 ~~Any~~ The county auditor shall keep any voter registration form for a purged or
16 unregistered voter shall be kept for twenty-two months. ~~No~~ A purged or unregistered voter
17 may not be included in the master registration file.

18 **Section 2. That § 12-4-41 be AMENDED:**

19 **12-4-41.** ~~Any information~~ Except as otherwise provided in this section, information
20 obtained from the statewide voter registration file or any county voter registration file
21 may be used or sold only for election purposes, may not be used for any commercial
22 purpose, and may not be placed for unrestricted access on the internet. The social security
23 number, driver license number, South Dakota nondriver identification number, date of
24 birth, telephone number, or email address of a voter listed in the statewide voter

1 registration file may not be used or sold for any purpose except as provided in § 12-4-
2 40.1.

3 For the ~~purpose~~ purposes of this section, ~~the term, commercial purpose,~~
4 "commercial purpose" does not include campaign or political polling activities.

5 Any violation of this section is a Class 1 misdemeanor. In addition to any criminal
6 sanctions, the court may impose a civil penalty not to exceed two thousand dollars for
7 each violation. Any civil penalty collected pursuant to this section shall be deposited in the
8 general fund.

9 **Section 3.** This Act is effective beginning January 1, 2026.