



2026 South Dakota Legislature

Senate Bill 43

Introduced by: The Chair of the Committee on Judiciary at the request of the Attorney General

1 **An Act to address search and seizure provisions applicable to digital currency.**

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

3 **Section 1. That § 23A-35-14 be AMENDED:**

4 **23A-35-14.** This chapter does not modify any inconsistent provision of this code
5 regulating search, seizure, and the issuance and execution of search warrants in
6 circumstances for which special provision is made.

7 The term ~~For purposes of this chapter, "property" as used in this chapter~~ includes
8 documents, books, papers, digital currency, and any other tangible objects.

9 **Section 2. That a NEW SECTION be added to chapter 23A-35:**

10 For purposes of this chapter, "digital currency" means a digital representation of
11 value recorded on a cryptographically secured distributed ledger or other medium of
12 exchange, including blockchain, or similar technology.