



2026 South Dakota Legislature
Senate Bill 214
ENROLLED

AN ACT

ENTITLED An Act to amend provisions pertaining to the publication of the statewide voter registration file.

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

Section 1. That § 12-4-37 be AMENDED:

12-4-37. The secretary of state shall establish and maintain a computerized system for maintaining and utilizing the voter registration file.

Each county auditor shall transmit daily any changes to the master registration file or the absentee voter log to the secretary of state using the computerized system maintained by the secretary of state.

The county auditor shall transmit updated information contained in the county voter registration system, including voter registration information and voter election history information, to the secretary of state not later than July fifteenth after each primary election and December fifteenth after each general election.

The secretary of state shall post the complete statewide voter registration file to the secretary's website before 11:59 p.m. central time each Monday. The weekly post of the statewide voter registration file must contain any updates to the information in the county master registration file, pursuant to § 12-4-9.

Section 2. That § 12-4-37.1 be AMENDED:

12-4-37.1. The secretary of state shall establish and maintain a rolling five-year historical archive of the complete statewide voter registration file, including the weekly post of the statewide voter registration file, published by the secretary pursuant § 12-4-37. The secretary shall publish and maintain the rolling five-year historical archive on the secretary's website before 11:59 p.m. central time each Monday.

The information contained in the historical archive of the statewide voter registration file must be made available free of charge.

An individual's social security number, driver license number, South Dakota nondriver identification number, and month and day of birth contained in the historical archive of the statewide voter registration file are not open to public inspection.

Section 3. That § 12-4-41 be AMENDED:

12-4-41. Any information obtained from the statewide voter registration file or any county voter registration file may not be sold and may not be used for any commercial purpose. Except as provided in §§ 12-4-37 and 12-4-37.1, information obtained from the statewide voter registration file may not be placed for unrestricted access on the internet.

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

For the purposes of this section, "sold" does not include any fee charged by the secretary of state for a paper copy of a list of registered voters, as provided in § 12-4-39.

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

An Act to amend provisions pertaining to the publication of the statewide voter registration file.

I certify that the attached Act originated in
the:
Senate as Bill No. 214

Received at this Executive Office
this ____ day of _____,
2026 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby
approved this _____ day of
_____, A.D., 2026

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2026
at _____ o'clock __ M.

Chief Clerk of the House

Secretary of State

Senate Bill No. 214
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State