

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

547Y0452

HOUSE BILL NO. 1129

Introduced by: Representatives Frye-Mueller, Brunner, Campbell, Dennert, Haugaard, Jensen (Kevin), and Latterell and Senators Jensen (Phil) and Nelson

1 FOR AN ACT ENTITLED, An Act to limit the information obtained during an application for
2 a driver license or nondriver identification card that is contained in a database.

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

4 Section 1. That chapter 32-12 be amended by adding a NEW SECTION to read:

5 Any information collected pursuant to § 32-12-3.1 shall be stored and contained in a
6 separate database that shall only be accessed by the Department of Public Safety.

7 Section 2. That chapter 32-12 be amended by adding a NEW SECTION to read:

8 A database maintained pursuant to section 1 of this Act may only contain a license holder's:

- 9 (1) First and last name;
- 10 (2) Date of birth;
- 11 (3) Address;
- 12 (4) Height;
- 13 (5) Weight;
- 14 (6) Eye color;
- 15 (7) Criminal history; and



1 (8) Traffic history.

2 Section 3. That chapter 32-12 be amended by adding a NEW SECTION to read:

3 The information stored in a database pursuant to section 1 of this act shall be used to
4 perform a background check and to determine if the person has another license under another
5 name. The department may share the information stored in the database with a federal agency
6 pursuant to a valid request or a law enforcement agency pursuant to a valid warrant.

7 Section 4. That chapter 32-12 be amended by adding a NEW SECTION to read:

8 The Department of Legislative Audit shall annually verify that the information contained
9 in a separate database as required by section 1 of this Act and that any information maintained
10 is compliant with section 2 of this Act.