

# State of South Dakota

NINETY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2019

267B0425

## SENATE BILL NO. 123

Introduced by: Senators Russell and Nelson and Representatives Pischke and Jensen (Kevin)

1 FOR AN ACT ENTITLED, An Act to provide for the adoption of privacy protection policies.

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

3 Section 1. That chapter 47-22 be amended by adding a NEW SECTION to read:

4 Before a nonprofit corporation in the regular course of business or in the provision of  
5 services requests that a person provide the person's social security number, the corporation shall  
6 adopt a privacy protection policy that sets forth the manner in which the corporation intends to  
7 secure and protect any social security numbers in its possession or in the possession of a third  
8 party with whom the corporation shares or will share the numbers. The policy must specify  
9 measures that limit access to social security numbers and processes and procedures that mitigate  
10 against the improper disclosure of social security numbers. The corporation shall:

- 11 (1) Provide the policy to all employees and agents;
- 12 (2) Post the policy on the corporation's website, if one exists;
- 13 (3) Post the policy at the corporation's place of business, in a location that is readily  
14 accessible to employees, volunteers, and members of the public; and
- 15 (4) Make the policy available in printed form, upon request.



1       The Bureau of Information and Telecommunications shall, in concert with the attorney  
2   general, develop and post sample policies that meet the requirements of this section on the  
3   bureau's website.