

# State of South Dakota

EIGHTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2013

400U0535

## HOUSE BILL NO. 1110

Introduced by: The Committee on State Affairs at the request of the Office of the Governor  
and the Office of the Attorney General

1 FOR AN ACT ENTITLED, An Act to provide for openness in certain electronic records  
2 databases and to open certain information regarding electronic record systems.

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

4 Section 1. That chapter 1-27 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 A public entity that creates or maintains an electronic public records database or that enters  
7 into a contract for an electronic public records database shall consider the cost and affordability  
8 of public access.

9 Section 2. That chapter 1-27 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 A public entity shall make available, upon request, the following documentation for each  
12 electronic records system:

- 13 (1) A narrative description of the system purpose and functionality; and  
14 (2) Such information as may be reasonably necessary for a member of the public to  
15 request the public information that is stored in the electronic records system.

