

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

655B0720

## SENATE BILL NO. 175

Introduced by: Senators Hainje, Daugaard, Everist, Lawler, Shoener, and Vitter and  
Representatives Duniphan, Fiegen, Koskan, and Richter

1 FOR AN ACT ENTITLED, An Act to allow a multifamily housing owner, operator, or leasing  
2 agent to verify certain criminal conviction information on a lease application.

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

4 Section 1. That chapter 43-32 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 For the purpose of assisting an owner, operator, or leasing agent for a rental unit of  
7 multifamily housing, such person may require a prospective renter to complete an application  
8 including a true and accurate representation of the applicant's criminal conviction record. The  
9 owner, operator, or leasing agent for the rental unit may submit the criminal conviction record  
10 portion of the completed application to a local law enforcement agency or to the Division of  
11 Criminal Investigation for a criminal conviction record check. This criminal conviction record  
12 check shall confirm or deny the accuracy of the applicant's criminal conviction record as stated  
13 on the application. The owner, operator, or leasing agent for the rental unit shall be informed  
14 only as to whether or not the applicant accurately completed the application.