

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

400I0316

SENATE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB 1025** - 02/21/2003

Introduced by: The Committee on Retirement Laws at the request of the Department of  
Military and Veterans Affairs

1 FOR AN ACT ENTITLED, An Act to provide that military discharge records are only made  
2 available to specified persons.

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

4 Section 1. That § 33-17-14 be amended to read as follows:

5 33-17-14. ~~Subdivision~~ The provisions of subdivision 43-28-2(7) shall apply to certificates of  
6 discharge of all persons who may have served in the military forces of the United States or of any  
7 of its allies in any war in which the United States has or may have hereafter engaged engage, or  
8 who are veterans as defined in § 33-17-1, and such. The certificates shall be recorded without  
9 charge and certified copies shall be furnished to the persons named therein or their dependents  
10 without charge when if requested for the purpose of presenting or prosecuting claims for  
11 compensation or pension. Otherwise, a discharge document recorded by the recorder or a  
12 designated official may be made available only to the veteran, the veteran's parents, the veteran's  
13 next of kin, the veteran's legal representative, a county veterans' service officer, a veterans'  
14 organization service officer, the Department of Military and Veterans' Affairs, or the veteran's  
15 designee. Any person requesting a discharge document shall complete a form containing a



1 statement specifying the person's eligibility to receive the document based upon this section. The  
2 Department of Military and Veterans' Affairs shall provide such forms to each county register  
3 of deeds.