

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

715P0494

SENATE BILL NO. 81

Introduced by: Senators Jerstad, Kloucek, Nesselhuf, and Sutton and Representatives Halverson, Cutler, Gassman, Krebs, Lucas, Nygaard, Rounds, and Thompson

1 FOR AN ACT ENTITLED, An Act to allow persons to place a security freeze on their credit
2 reports without first being victims of identity theft.

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

4 Section 1. That § 54-15-3 be amended to read as follows:

5 54-15-3. Any ~~person who is a victim of identity theft and has submitted a valid police report~~
6 ~~to a consumer reporting agency~~ consumer may elect to place a security freeze on that ~~person's~~
7 consumer's report by making a request in writing by certified mail to a consumer reporting
8 agency at an address designated by the consumer reporting agency to receive such requests. This
9 section does not prevent a consumer reporting agency from advising a third party that a security
10 freeze is in effect with respect to the consumer's credit report.

11 Section 2. That § 54-15-1 be repealed.

12 ~~54-15-1. For purposes of this chapter, a victim of identity theft is a victim of a crime as~~
13 ~~defined in § 22-40-8.~~

