IN THE SUPREME COURT

OF THE

STATE OF SOUTH DAKOTA

* * * *

IN	THE	MATTER	OF	THE	AMENDMENT)	RULE 21-05
SDO	CL 15	5-15 A -9)	

A hearing was held on February 17, 2021, at Pierre, South Dakota, relating to the amendment of SDCL 15-15A-9 and the Court having considered the proposed amendment, oral presentation relating thereto and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 15-15A-9 be and it is hereby amended to read in its entirety as follows:

SDCL 15-15A-9. Filing confidential numbers, financial documents, and name of child victim in court record.

- (1) Social security numbers, employer or taxpayer identification numbers, and financial or medical account numbers of an individual where required to be filed with the court shall be submitted on a separate Confidential Information Form, appended to these rules, and filed with the pleading or other document required to be filed. The Confidential Information Form is not accessible to the public.
- (2) Financial documents named in subdivision 15-15A-8(2) that are required to be filed with the court shall be submitted as a confidential document and designated as such to the clerk upon filing. The Confidential Financial Documents Information Form appended to these rules shall be attached to financial documents being filed with the court. The Confidential Financial Documents Information Form is not accessible to the public. The confidential financial documents will not be publicly accessible, even if admitted as a trial or hearing exhibit, unless the court permits access pursuant to § 15-15A-10. The court may, on its own motion, protect financial documents that have been submitted without the Confidential Financial Documents Information Form.
- (3) Names of any minor child under eighteen years of age alleged to be the victim of a crime in any adult criminal proceeding shall appear as initials only. The names shall be provided on a separate Confidential Information Form.

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- (4) Court records in which a child under eighteen years of age is identified as the petitioner or respondent in a protection order proceeding shall be treated as confidential and excluded from public access.
- (45) Parties with cases filed prior to the effective date of this rule, or the court on its own, may, by motion, protect the privacy of confidential information as defined in § 15-15A-8. Parties filing this motion will submit a completed Confidential Information Form or Confidential Financial Documents Information Form as appropriate.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 2021.

DATED at Pierre, South Dakota, this 23rd day of February, 2021.

BK THE COURT:

teven R. Jensen Chief Justice

Clerk of the Supreme Court

(SEAL)

SUPREME COURT STATE OF SOUTH DAKOTA FILED

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