

South Dakota's Tribal ID Law Effective Date: July 1, 2011

What the Law Does

- **Banks and financial institutions must accept tribal ids** for any purpose a state driver's license or id card is accepted
- **Tribal id's must be accepted for cashing checks** wherever a check may be cashed
- A tribal id is now a **valid form of identification** to prove a person is old enough **to buy tobacco**
- Tampering with or using a tribal id to steal someone's identity is now a crime
 - Many tribal id's do not have expiration dates, this does not mean the id is suspicious

What the Law Does Not Do

- Businesses are **not required to accept a tribal id** as a valid form of identification **for writing a check**
- A tribal identification card is **not a valid form of identification to obtain or renew a South Dakota driver's license or id card** (federal law prohibits it)
- Businesses are **not required to cash checks** if they do not cash checks for other customers
- Businesses and banks are **not required to accept third party checks**
- The law does nothing to speed up the time it takes a check to clear so the cash will be available
- Businesses and banks can still refuse to cash a check for other reasons, they simply have to recognize a tribal id as proof of identity

The tribal identification law can be found at South Dakota Codified Laws § 1-54-7.