

**AFFIDAVIT OF HOMELESS STATUS
FOR CERTIFIED COPY OF BIRTH CERTIFICATE**



Pursuant to SDCL 34-25-63, the South Dakota Department of Health must provide, at no cost, a certified copy of a person's South Dakota birth certificate, limited to one, upon application and proof of homelessness. The person or the person's spouse, child, parent, guardian, next of kin, or authorized representative may apply for a certified copy of the person's birth certificate. An affidavit may not be accepted unless signed by the person experiencing homelessness and a homeless services provider with knowledge of the individuals housing status.

SECTION I – Individual Experiencing Homelessness

I, _____ swear or affirm, to the best of my knowledge and belief that on the date listed below, I am a person experiencing homelessness and am eligible to receive a fee exempt certified copy of my South Dakota birth certificate. I was born on ____/____/____ in _____, South Dakota.

I understand that by signing this affidavit, the information that I provided is accurate to the best of my knowledge.

Signature of Requestor: _____

**NOTARY
SEAL**

Subscribed to and sworn before me this _____ day of _____, 20_____.

Signature of Notary Public: _____ My commission expires: _____

SECTION II – Homeless Services Provider

Name of Homeless Services Provider: _____

Address: _____ City: _____ State: _____

I, _____ swear or affirm, to the best of my knowledge and belief that on the date listed below in this section, _____ is a person who is currently experiencing homelessness and that I meet the requirements of a homeless service provider as defined within South Dakota codified law 34-25-63. I understand that by signing this affidavit, the information that I provided is accurate to the best of my knowledge.

Category of Services Provider:

- | | | |
|---|--|---|
| <input type="checkbox"/> Government or Nonprofit Homeless Assistance Provider | <input type="checkbox"/> Human/Social Services | <input type="checkbox"/> Law Enforcement Officer |
| <input type="checkbox"/> Homeless Liaison Designated by School District | <input type="checkbox"/> School Counselor | <input type="checkbox"/> School Nurse (SDCL 36-9) |
| <input type="checkbox"/> Social Worker (SDCL 36-26) | | |

Signature of Homeless Service Provider: _____

**NOTARY
SEAL**

Subscribed to and sworn before me this _____ day of _____, 20_____.

Signature of Notary Public: _____ My commission expires: _____

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INFORMATION

- A fee exempt copy of a birth certificate may be obtained from any county Register of Deeds office in South Dakota or from the Office of Vital Records
- The issuance of a fee exempt birth certificate is limited to one per lifetime.
- Requests for fee exempt copies are still subject to standard application requirements and all applicants must complete the applicable South Dakota Vital Records Request application and provide applicable identification as stated on the application.
- A fee exempt birth certificate request may be made by the person, the person's spouse, child, parent, guardian, next of kin, or an authorized representative.
- An Affidavit of Homeless Status for Certified Copy of Birth Certificate may not be accepted as proof of homeless unless the affidavit is signed by both the person experiencing homelessness and a homeless service provider with knowledge of the person's housing status.

HOMELESS SERVICES PROVIDER

- Government or nonprofit agency that provides a food bank, homeless shelter, housing assistance program, homeless outreach or advocacy program, or any similar program
- Human services or social services agency, public or private, providing health services, behavioral health services, substance use disorder services, or employment or public assistance services to homeless individuals
- Law enforcement officer designated as liaison to the homeless population by a local police department or sheriff's department
- Homeless liaison designated by a school district, as described by 42 U.S.C. § 11432
- School counselor, certified by the Department of Education
- School nurse, licensed in accordance with SDCL Chapter 36-9
- Social worker, licensed in accordance with SDCL Chapter 36-26

STATUTE

[34-25-52.7](#). Free birth certificate upon proof of homelessness.

Notwithstanding § [34-25-52](#), the department must provide, at no cost, a certified copy of an individual's South Dakota birth certificate, limited to one, upon application and proof of that person's homelessness. The individual or the individual's spouse, child, parent, guardian, next of kin, or authorized representative may apply for a certified copy of the individual's birth certificate pursuant to this section.

An affidavit developed by the department attesting to the individual's housing status is proof of homelessness for the purposes of this section. The department may not accept an affidavit as proof of homelessness unless signed by the individual experiencing homelessness and a homeless services provider with knowledge of the individual's housing status.

For the purposes of this section, the term "homeless services provider" means any:

- (1) Government or nonprofit agency that provides a food bank, homeless shelter, housing assistance program, homeless outreach or advocacy program, or any similar program;
- (2) Human services or social services agency, public or private, providing health services, behavioral health services, substance use disorder services, or employment or public assistance services to homeless individuals;
- (3) Law enforcement officer designated as a liaison to the homeless population by a local police department or sheriff's department;
- (4) Homeless liaison designated by a school district, as described by 42 U.S.C. § 11432 (January 1, 2025);
- (5) School counselor, certified by the Department of Education;
- (6) School nurse, licensed in accordance with chapter 36-9; or
- (7) Social worker, licensed in accordance with chapter 36-26.