

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

922Y0404

HOUSE JUDICIARY ENGROSSED NO. **HB 1135**
2/22/2017

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Jensen (Kevin), Beal, Brunner, Campbell, Dennert, DiSanto, Frye-Mueller, Glanzer, Goodwin, Greenfield (Lana), Johnson, Karr, Lesmeister, Livermont, Marty, May, McCleerey, McPherson, Mickelson, Pischke, Rasmussen, Reed, Rhoden, Rounds, Schaefer, Schoenfish, Tieszen, and Willadsen and Senators Stalzer, Frerichs, Greenfield (Brock), Jensen (Phil), Nelson, Otten (Ernie), Rusch, and Youngberg

1 FOR AN ACT ENTITLED, An Act to provide certain provisions requiring plaintiffs in certain
2 civil suits to cover certain court costs.

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

4 Section 1. That the code be amended by adding a NEW SECTION to read:

5 A person shall recover costs and attorney fees for a civil action if:

- 6 (1) The person's use of a firearm resulted in the death or serious bodily injury of another
7 person;
- 8 (2) The person using the firearm was acquitted of a crime charged as a result of the
9 incident pursuant to a defense brought under § 22-5-1; and
- 10 (3) The person successfully defends a subsequent civil action brought as a result of the
11 incident.

