

AN ACT

ENTITLED, An Act to exempt certain property from bankruptcy levy.

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

Section 1. That § 43-45-2 be amended to read as follows:

43-45-2. The property mentioned in this section is absolutely exempt from all such process, levy, or sale, except as otherwise provided by law:

- (1) All family pictures;
- (2) A pew or other sitting in any house of worship;
- (3) A lot or lots in any burial ground;
- (4) The family Bible and all schoolbooks used by the family, and all other books used as a part of the family library, not exceeding in value two hundred dollars;
- (5) All wearing apparel and clothing of the debtor and his family;
- (6) The provisions for the debtor and his family necessary for one year's supply, either provided or growing, or both, and fuel necessary for one year;
- (7) All property in this state of the judgment debtor if the judgment is in favor of any state for failure to pay that state's income tax on benefits received from a pension or other retirement plan while the judgment debtor was a resident of this state;
- (8) Any health aids professionally prescribed to the debtor or to a dependant of the debtor.

Section 2. That § 43-45-4 be amended to read as follows:

43-45-4. In addition to the property provided for in §§ 43-45-2 and 43-45-3, the debtor, if the head of a family, may, personally, or by agent or attorney, select from all other of the debtor's personal property, not absolutely exempt, goods, chattels, merchandise, money, or other personal property not to exceed in the aggregate seven thousand dollars in value; and, if not the head of a family, property as aforesaid of the value of five thousand dollars, which is also exempt, and which

shall be chosen and appraised as provided by law.

An Act to exempt certain property from bankruptcy levy.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1171

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1171

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State