

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

714R0584

## HOUSE BILL NO. 1249

Introduced by: Representatives Greenfield, Blake, Feickert, Lust, Novstrup (David), Nygaard, Rounds, Schlekeway, and Vanneman and Senators Gillespie, Fryslie, Maher, and Olson (Russell)

1 FOR AN ACT ENTITLED, An Act to provide for the disposition of certain property sold at  
2 auction but not claimed.

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

4 Section 1. That chapter 37-14 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Except as otherwise agreed to in writing by the purchaser and seller, if the purchaser of any  
7 property at an auction sale has not removed the property from the auction premises within ninety  
8 days after the date of the sale or has not otherwise taken physical possession of the property  
9 within ninety days after the date of the sale, ownership of the property reverts to the seller, and  
10 the payment is forfeited to the seller without further notice of action. This section does not apply  
11 to any motor vehicle as defined in subdivision 32-3-1(11).

