

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

714R0584

HOUSE LOCAL GOVERNMENT ENGROSSED NO. **HB 1249** - 2/18/2010

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, or unless otherwise
7 provided for by advertised or announced terms at the auction premises on the day of the sale,
8 if the purchaser of any property at an auction sale has not removed the property from the auction
9 premises within ninety days after the date of the sale or has not otherwise taken physical
10 possession of the property within ninety days after the date of the sale, ownership of the property
11 reverts to the seller, and the payment is forfeited to the seller without further notice of action.

12 This section does not apply to any motor vehicle as defined in subdivision 32-3-1(11) or to any
13 state auction held pursuant to chapter 5-24A.

