

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

892J0274

SENATE BILL NO. 68

Introduced by: Senators Schoenbeck and de Hueck and Representatives Madsen and Engels

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the receipt of notice
2 of an appeal in an administrative appeal.

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

4 Section 1. That § 1-26-31 be amended to read as follows:

5 1-26-31. An appeal shall be taken by serving a copy of a notice of appeal upon the adverse
6 party; and upon the agency, ~~and upon the hearing examiner, if any, who~~ that rendered the
7 decision, and by filing the original with proof of such service in the office of the clerk of courts
8 of the county in which the venue of the appeal is set, within thirty days after the agency served
9 notice of the final decision or, if a rehearing is authorized by law and is requested, within thirty
10 days after notice has been served of the decision thereon.

