

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

751M0527

HOUSE ENGROSSED NO. **HB 1205** - 02/06/2006

Introduced by: Representatives Deadrick, Cutler, Gillespie, Haley, Michels, and O'Brien and
Senators Gray, Bogue, Knudson, Koetzle, and Schoenbeck

1 FOR AN ACT ENTITLED, An Act to provide for an exemption to the records search fee for
2 attorneys of record.

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

4 Section 1. That § 16-2-29.5 be amended to read as follows:

5 16-2-29.5. The clerk of court shall charge a records search fee in the amount of fifteen
6 dollars for each record search conducted if the search is requested by a person who is not a party
7 named in the action for which the search is being requested. The clerk shall charge a fee of five
8 dollars if the requesting party certifies that the search is being requested in conjunction with a
9 pending state or federal cause of action. A separate fee shall be charged for each name, whether
10 individual or corporate, for which a search is requested. The clerk shall deposit the fee in
11 accordance with § 16-2-43. The clerk may not charge a records search fee if the search is
12 requested by an attorney of record or any member of the attorney of record's law firm or staff.

