2021 South Dakota Legislature

House Bill 1069

Introduced by: The Committee on Judiciary at the request of the Chief Justice

An Act to modify the expenditures that are recoverable as disbursements by a prevailing party in a civil action or a special proceeding.

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

Section 1. That § 15-17-37 be AMENDED.

15-17-37. Prevailing party recovery--Taxation.

The prevailing party in a civil action or special proceeding may recover expenditures necessarily incurred in gathering and procuring evidence or bringing the matter to trial. Such expenditures include costs of telephonic hearings, costs of telephoto or fax charges, fees of witnesses~~, interpreters~~, translators, officers, printers, service of process, filing, expenses from telephone calls, copying, costs of original and copies of transcripts and reporter's attendance fees, and court appointed experts~~, and other similar expenses and charges~~. These expenditures are termed "disbursements" and are taxed pursuant to § 15-6-54(d).