



2022 South Dakota Legislature

House Bill 1105

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

1 **An Act to allow for a good cause exception to the time for an involuntary**
 2 **commitment hearing.**

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

4 **Section 1. That § 27A-10-8 be AMENDED:**

5 **27A-10-8.** Within five days after the person is taken into custody, within six days
 6 if there is a Saturday, Sunday, or holiday within that time period, or within seven days if
 7 there is a Saturday, Sunday, and holiday within that time period, the person ~~shall~~ must
 8 be provided an involuntary commitment hearing. The hearing may be continued for good
 9 cause prior to the running of the applicable time period. The referring county shall pay
 10 any expenses incurred by the board holding the hearing, including the transportation of
 11 the person to the hearing, subject to reimbursement by the county ultimately proven to
 12 be the county of residence.

13 No lien may be placed against the person for the expenses incurred by the board
 14 holding the hearing, including the transportation of the person to the hearing.