



2023 South Dakota Legislature

House Bill 1074

Introduced by: **Representative Drury**

1 **An Act to authorize division of property between parties when legal separation is**
2 **granted.**

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

4 **Section 1. That § 25-4-44 be AMENDED:**

5 **25-4-44.** When a divorce or legal separation is granted, the courts may make an
6 equitable division of the property belonging to either or both, whether the title to such
7 property is in the name of the husband or the wife. In making such division of the property,
8 the court shall have regard for equity and the circumstances of the parties.