



2026 South Dakota Legislature

House Bill 1022

Introduced by: The Chair of the Committee on Judiciary at the request of the Department of Public Safety

1 **An Act to revise and repeal provisions related to the crime victims' compensation**
 2 **program.**

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

4 **Section 1. That § 23A-28B-28 be AMENDED:**

5 **23A-28B-28.** The department shall receive, review, and investigate, any
 6 ~~application~~ ~~claim~~ for victims' compensation ~~which has been~~ ~~that is~~ properly filed. Following
 7 such review and investigation, the department shall issue an order ~~pursuant to~~ ~~§ 23A-~~
 8 ~~28B-31~~ ~~that includes:~~

9 (1) Findings of fact;
 10 (2) The amount of compensation, if any, payable under the provisions of this chapter;
 11 (3) The name of any person to whom compensation is payable;
 12 (4) A notice that the claimant may request commission review of the order in
 13 accordance with § 23A-28B-32; and
 14 (5) Any other information that the department deems necessary.

15 The department shall file ~~any such~~ ~~the~~ order with the commission and shall serve
 16 notice of ~~such~~ ~~the~~ order by mailing, emailing, or hand-delivering a copy to the claimant.

17 **Section 2. That § 23A-28B-31 be REPEALED.**

18 ~~For all claims submitted under the provisions of this chapter, the department shall~~
 19 ~~enter an order which shall include:~~

20 (1) ~~Findings of fact;~~
 21 (2) ~~The amount of compensation, if any, payable under the provisions of this chapter;~~
 22 (3) ~~The name of any person to whom such compensation is payable;~~
 23 (4) ~~A notice that the claimant may request commission review of the order in~~
 24 ~~accordance with § 23A-28B-32; and~~
 25 (5) ~~Any other information which the department deems necessary.~~