

2026 South Dakota Legislature

House Bill 1109**AMENDMENT 1109A
FOR THE INTRODUCED BILL**

1 **An Act to allow for the expungement of records pertinent to dismissed protection**
2 **order cases.**

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

4 **Section 1. That a NEW SECTION be added to chapter 22-19A:**

5 If the court dismisses a petition filed pursuant to § 22-19A-8, either initially or
6 after a hearing held pursuant to § 22-19A-10, the court may then grant the expungement,
7 as defined by § 23A-3-26, of all records pertinent to the court file, ~~including any on file~~
8 ~~with the Department of Social Services.~~

9 **Section 2. That a NEW SECTION be added to chapter 25-10:**

10 If the court dismisses a petition filed pursuant to § 25-10-3, either initially or after
11 a hearing held pursuant to § 25-10-4, the court may then grant the expungement, as
12 defined by § 23A-3-26, of all records pertinent to the court file, ~~including any on file with~~
13 ~~the Department of Social Services.~~