



2020 South Dakota Legislature

House Bill 1246

Introduced by: **Representative Duba**

1 **An Act to revise the attorney's fees allowed in a retaliation action against a lessor.**

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

3 **Section 1.** That § 43-32-28 be AMENDED:

4 **43-32-28. Retaliatory conduct--Remedies--Attorney's fees.**

5 If the lessor acts in violation of § 43-32-27, the lessee is entitled to the remedies
6 provided in § 43-32-6. The court may award the lessee reasonable and customary
7 attorney's fees, not to exceed five hundred dollars. A lessee seeking attorney's fees shall
8 provide the court with counsel's verified itemized statement of costs incurred and legal
9 services rendered.