Roll Call

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Monroe

SB 73: exempt certain persons from the requirement to publish name changes.

Proponents: Dianna Miller, South Dakota Network Against Family Violence

MOTION: AMEND SB 73

On page 1, line 8, of the House bill, delete "(1) It appears from the pleadings that the petitioner has been a resident of the county in which the petition is filed for at least six months; (2) The petitioner is a victim of human trafficking; (3) That sufficient basis exists to grant an exception to §§ 21-37-4 and 21-37-5; (4) That the pleadings disclose if the petitioner has a protection order or restraining order; (5) It appears to the court that the name change is in the petitioner's best interests; and (6) The court finds that the name change is not done for the purposes of fraud. " and insert "(1) The petitioner is over the age of eighteen years or is a guardian of a minor child; (2) The petitioner or minor child has resided in the county in which the petition is filed for at least six months; (3) (a) The petitioner or minor child is a victim of human trafficking and has a particularized need for a change of name to protect them from a person who victimized them such that there is a sufficient basis to grant an exception to the requirements of §§ 21-37-4 and 21-37-5; or (b) The petitioner is an adult, is a victim of domestic abuse, has a protection order or a restraining order in effect, and the petitioner shows a particularized need for a change of name to protect the petitioner from the perpetrator such that there is a sufficient basis to grant an exception to the requirements of §§ 21-37-4 and 21-37-5; (4) It appears to the court that the name change is in the petitioner's or minor child's best interests; and (5) The court finds that the name change is not done for the purposes of fraud."

Moved by: Johns
Second by: Cwach
Action: Prevailed by roll call vote (6-0-0-0)

Voting Yes: Barthel, Cwach, Johns, Duhamel, Foster, and Monroe

MOTION: DO CONCUR IN AMENDMENTS TO SB 73

Moved by: Johns
Second by: Cwach
Action: Prevailed by Majority Members Elect (6-0-0-0)

Voting Yes: Barthel, Cwach, Johns, Duhamel, Foster, and Monroe
MOTION: ADJOURN

Moved by: Johns
Second by: Duhamel
Action: Prevailed by voice vote

Nancy Bugay, Committee Secretary

/s/ JEFF MONROE  
Jeff Monroe, Chair

/s/ TIMOTHY R. JOHNS  
Timothy R. Johns, Chair