

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

664A0175

SENATE BILL NO. 88

Introduced by: The Committee on Judiciary at the request of the Chief Justice

1 FOR AN ACT ENTITLED, An Act to expand the jurisdiction of magistrate judges to include
2 temporary protection order cases.

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

4 Section 1. That chapter 16-12A be amended by adding thereto a NEW SECTION to read
5 as follows:

6 Magistrate courts with magistrate judges presiding shall have concurrent jurisdiction with the
7 circuit courts in all matters relating to issuing, hearing, and deciding temporary protection orders.

8 Section 2. That § 25-10-2 be amended to read as follows:

9 25-10-2. An application for relief under this chapter may be filed in circuit court or in a
10 magistrate court with a magistrate judge presiding. Venue lies where any party to the
11 proceedings resides.