

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

529B0346

HOUSE BILL NO. 1058

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

1 FOR AN ACT ENTITLED, An Act to revise certain statutes relating to jury districts.

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

3 Section 1. That § 16-13-2.1 be amended to read as follows:

4 16-13-2.1. For the purposes of this chapter, the board of jury selectors shall be the clerk of
5 the circuit court, the chairman of the board of county commissioners, and the county auditor, or
6 if there be no person holding any one or more of such offices in the county, the presiding circuit
7 judge shall designate a person to fill the vacancy. If a jury district ~~has been formed, the clerk of~~
8 ~~the circuit court, the chairman of the board of county commissioners, and the county auditor~~
9 ~~from each county within the jury district constitutes the board of jury selectors~~ is utilized, the
10 board of jury selectors from each county need not be present during the preparation of the
11 district master jury list. The presiding judge shall compile that list from each county's master jury
12 list.

13 Section 2. That § 16-13-18.4 be amended to read as follows:

14 16-13-18.4. If any county within a circuit has a population of less than five thousand, the
15 presiding circuit court judge ~~shall~~ may create a jury district by joining that county with one or
16 more other counties within the circuit until the total population of the counties exceeds ten

- 1 thousand. Each county within a jury district is entitled to pro rata representation upon the master
- 2 jury list to be computed by the presiding judge upon the basis of the last official census.