

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

292B0750

## HOUSE JUDICIARY COMMITTEE ENGROSSED NO. **HB1286** - 2/5/98

Introduced by: Representatives Cutler, Haley, and Jorgensen and Senators Rounds and Symens

1 FOR AN ACT ENTITLED, An Act to provide the court with discretion, under limited  
2 circumstances, when ordering restitution to victims of certain crimes.

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

4 Section 1. That chapter 22-6 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding § 22-6-1 or 22-6-2, when there is an insurer, self insurance, reciprocal  
7 insurance, or an insurance pool available to compensate the victim by means of a civil liability  
8 determination, the court in imposing sentence on a defendant who has been found guilty of a  
9 misdemeanor or felony may order that the defendant make restitution to a victim in accordance  
10 with the provisions of chapter 23A-28.

1 **BILL HISTORY**

2 1/26/98 First read in House and referred to Judiciary. H.J. 226

3 2/4/98 Scheduled for Committee hearing on this date.

4 2/4/98 Judiciary Do Pass Amended, Passed, AYES 13, NAYS 0. H.J. 376