

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

292B0750

HOUSE BILL NO. 1286

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