

State of South Dakota

SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

552E0462

SENATE BILL NO. 94

Introduced by: Senators Bogue, Duxbury, Koetzle, McCracken, Moore, Reedy, and Sutton (Dan) and Representatives Jaspers, Bartling, Hennies (Thomas), Jensen, Kloucek, McCaulley, Michels, Monroe, Nachtigal, Rhoden, Sebert, and Slaughter

- 1 FOR AN ACT ENTITLED, An Act to establish a statute of limitations for veterinary services.
- 2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:
- 3 Section 1. An action against a veterinarian or any member of a veterinarian's staff for
- 4 malpractice, error, mistake, or failure to cure, whether based upon contract or tort, may be
- 5 commenced only within two years after the alleged malpractice, error, mistake, or failure to cure
- 6 has occurred. However, the provisions of this section do not prohibit any counterclaim for
- 7 malpractice, error, mistake, or failure to cure, as a defense to any action for services brought by
- 8 a veterinarian.