

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

400H0195

## SENATE BILL NO. 24

Introduced by: The Committee on Commerce at the request of the Department of Commerce  
and Regulation

1 FOR AN ACT ENTITLED, An Act to continue to allow investigative materials to be  
2 confidential during the investigative phase and to allow the material to be obtained by parties  
3 to a complaint after a probable cause determination is made.

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

5 Section 1. That chapter 20-13 be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 Prior to the issuance of a probable cause determination under § 20-13-32, information and  
8 materials regarding a charge of discrimination obtained by an investigating official are  
9 confidential. Notwithstanding §§ 1-27-29 to 1-27-32, inclusive, after the issuance of a probable  
10 cause determination and upon receipt of a written request and payment of costs for copying, all  
11 investigatory materials may be disclosed to the parties or their counsel of record.

