

State of South Dakota

EIGHTY-SEVENTH SESSION LEGISLATIVE ASSEMBLY, 2012

870T0013

HOUSE BILL NO. 1173

Introduced by: Representatives Venner, Bolin, Cronin, Deelstra, Fargen, Kirkeby, Munsterman, and Olson (Betty) and Senators Gray, Bradford, Hansen (Tom), Juhnke, Maher, and Novstrup (Al)

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the administration of
2 the county legal expense relief program.

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

4 Section 1. That § 7-16B-19 be amended to read as follows:

5 7-16B-19. Prior to ~~the last day of January, April, July, and October~~ thirty-first, the board
6 shall calculate the actual disbursements from the county legal expense relief fund in the previous
7 ~~three months~~ calendar year and shall compute each participating county's share utilizing the
8 formula established in § 7-16B-20. The board shall certify each participating county's share of
9 the total assessment to the county auditor before the last day of January, April, July, and
10 October. Each participating county shall remit its share of the county legal expense relief fund
11 to the board within thirty days of certification.

12 Section 2. That chapter 7-16B be amended by adding thereto a NEW SECTION to read as
13 follows:

14 If it appears to the board that the county legal expense relief fund reserve is likely to be



1 completely depleted, the board may determine a supplemental assessment is required and shall
2 compute each participating county's share utilizing the formula established in § 7-16B-20. The
3 board shall certify each participating county's share of the supplemental assessment to the
4 county auditor. Each participating county shall remit its share of the supplemental assessment
5 to the board within thirty days of certification.