

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

646C0709

## HOUSE BILL NO. 1211

Introduced by: Representatives Wilson and McIntyre and Senator Paisley

1 FOR AN ACT ENTITLED, An Act to extend the time for filing of the record in certain school  
2 appeals.

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

4 Section 1. That § 13-46-4 be amended to read as follows:

5 13-46-4. Upon such appeal so taken, the business manager of the school district or the acting  
6 clerk of such special committee, shall, within ~~five~~ thirty days thereafter, transmit to ~~said~~ the clerk  
7 of courts a certified copy of the record of the decision appealed from and of the record of all  
8 proceedings had in respect to ~~said~~ the matter and all original papers filed in ~~his~~ the office and  
9 upon the failure of such person so to transmit ~~said~~ the record ~~he may be compelled by,~~ the circuit  
10 court ~~so~~ may compel the person to do so and may ~~be fined~~ fine the person for neglect or refusal  
11 to transmit the ~~same~~ record. Such officer or clerk shall receive the usual copying fees to be taxed  
12 as part of the costs of suit. In the event a transcript of hearing or other proceeding is part of the  
13 record to be transmitted and is not available within the time limit established in this section, it  
14 shall be submitted to the court within five days of receipt from the reporter.