

Minutes: Senate Judiciary

Thursday, January 16, 2025 8:00 AM

Roll Call

Present: Sen. Pischke, Sen. Duhamel, Sen. Mehlhaff, Sen. Grove, Sen. Blanc,  
Sen. Hulse, and Sen. Wheeler

**The meeting was called to order by Senator Wheeler**

INFORMATIONAL BRIEFING

Marty Jackley Attorney General

INFORMATIONAL BRIEFING

Kellie Wasko Department of Corrections - HO#1

**SB 5 : permit a sheriff to charge a fee for satisfied or unsatisfied service of process.**

Presented by: Senator Helene Duhamel (Handout(s) HO#2)

Proponents: Representative Tim Walburg  
Brian Mueller, Pennington County Sheriffs Office, Rapid City  
Chris Hislip, Pennington County Sheriffs Office, Rapid City  
Sam Matson, South Dakota Association of County Commissioners, PIERRE  
Joe Bosman, Minnehaha County Sheriff's Office, Sioux Falls  
Patrick Callahan, Hughes County Sheriff, Pierre  
Staci Ackerman, South Dakota Sheriffs' Association, Eureka  
Opponents: Dean Krogman, South Dakota Collectors Association, Brookings

**MOTION: AMEND SB 5**

5A

On page 1, line 1, of the Introduced bill, after "for" delete " satisfied or unsatisfied"

On page 1, line 2, of the Introduced bill, after "process" insert ", whether service is completed or not"

On page 1, line 10, of the Introduced bill, delete " satisfied" and insert " service is completed"

On page 1, line 12, of the Introduced bill, after "process" insert " to be"

On page 1, line 13, of the Introduced bill, after "served" insert " or attempted to be served"

On page 3, line 5, of the Introduced bill, delete " are" and insert " must be"

Moved by: Mehlhaff

Second by: Pischke

Action: Prevailed by voice vote

**MOTION: DO PASS SB 5 AS AMENDED**

Moved by: Mehlhaff

Second by: Grove

Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Pischke, Duhamel, Mehlhaff, Grove, Blanc, Hulse, and Wheeler

**MOTION:     ADJOURN**

Moved by:     Pischke  
Second by:    Mehlhaff  
Action:        Prevailed by voice vote

Doug Mortenson, Committee Secretary

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/s/ DAVID WHEELER  
David Wheeler, Chair