

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

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SENATE JUDICIARY ENGROSSED NO. **HB 1183** 02/16/2016

Introduced by: Representative Johns and Senator Rusch

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the jurisdiction of
2 magistrate courts to issue protection orders.

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

4 Section 1. That § 16-12B-13 be amended to read:

5 16-12B-13. A magistrate court with a magistrate judge presiding has concurrent jurisdiction
6 with the circuit courts to try and determine all civil actions, if the debt, damage, claim, or value
7 of the property involved does not exceed twelve thousand dollars. A magistrate court with a
8 magistrate judge presiding has concurrent jurisdiction with the circuit courts to try and
9 determine any action for a protective or restraining order or injunctive relief pursuant to chapter
10 22-19A or 25-10. However, a magistrate court with a magistrate judge presiding may not make
11 any child custody decisions. Any magistrate court with a magistrate judge presiding has
12 jurisdiction in small claims proceedings, if the debt, damage, claim, or value of the property
13 involved does not exceed twelve thousand dollars.

