

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

733A0436

SENATE BILL NO. 100

Introduced by: Senator Everist and Representative Hunt

1 FOR AN ACT ENTITLED, An Act to permit all but one petitioner to waive personal
2 appearance at a hearing for termination of parental rights.

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

4 Section 1. That § 25-5A-14 be amended to read as follows:

5 25-5A-14. The personal presence of the petitioner ~~or petitioners~~ at the hearing ~~shall be~~ is
6 jurisdictional; ~~provided however, that all persons.~~ However, any person whose consent is
7 necessary, except ~~the mother~~ one petitioner, may appear by ~~a person~~ filing with the court a
8 power of attorney. ~~In the event that~~ If the Department of Social Services or a licensed child
9 placement agency has custody of a child by written agreement of a parent ~~or parents~~ with power
10 of attorney to consent, ~~its~~ the secretary or ~~his~~ an authorized agent may appear and consent.