

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

400B0805

HOUSE ENGROSSED NO. **HB1315** - 2/13/98

Introduced by: The Committee on Judiciary at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to comparative
2 negligence.

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

4 Section 1. That § 20-9-2 be amended to read as follows:

5 20-9-2. In all actions brought to recover damages for injuries to a person or to ~~his~~ that
6 person's property caused by the negligence of another, the fact that the plaintiff may have been
7 guilty of contributory negligence ~~shall~~ does not bar a recovery ~~when~~ if the contributory
8 negligence of the plaintiff was ~~slight in comparison with~~ less than the negligence of the
9 defendant, but in such case, the damages shall be reduced in proportion to the amount of
10 plaintiff's contributory negligence.

1 **BILL HISTORY**

2 1/26/98 First read in House and referred to Judiciary. H.J. 231

3 2/9/98 Scheduled for Committee hearing on this date.

4 2/9/98 Judiciary Do Pass, Passed, AYES 7, NAYS 6. H.J. 448

5 2/10/98 House of Representatives Deferred to another day. H.J. 532

6 2/11/98 House of Representatives Deferred to another day. H.J. 588

7 2/12/98 Motion to Amend, Passed, AYES 60, NAYS 8. H.J. 619

8 2/12/98 House of Representatives Do Pass Amended, Passed, AYES 48, NAYS 20. H.J. 620