

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

555C0047

HOUSE BILL NO. 1003

Introduced by: Representatives McNenny, Broderick, Chicoine, Cutler, Diedrich (Larry),
Monroe, Napoli, Pummel, Smidt, and Waltman and Senators Dennert, Brosz,
Madden, and Olson at the request of the Interim Taxation Committee

1 FOR AN ACT ENTITLED, An Act to provide for the recovery of certain expenses in an action
2 brought to court by any governmental subdivision relative to the assessment of property.

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

4 Section 1. That chapter 10-11 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The circuit court shall award a reasonable sum to reimburse a person for expenses, including
7 attorneys' fees, in an action brought to circuit court pursuant to chapter 10-11 by any
8 governmental subdivision relative to the assessment of property, if the governmental subdivision
9 does not prevail in its appeal of the property assessment.

10 Section 2. That chapter 10-11 be amended by adding thereto a NEW SECTION to read as
11 follows:

12 The Supreme Court shall award a reasonable sum to reimburse a person for expenses,
13 including attorneys' fees, in an action brought to the Supreme Court pursuant to chapter 10-11
14 by any governmental subdivision relative to the assessment of property, if the governmental
15 subdivision does not prevail in its appeal of the property assessment.