

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

619D0611

HOUSE BILL NO. 1144

Introduced by: Representatives Earley, Brown (Richard), Cutler, Davis, Diedtrich (Elmer), Engbrecht, Fiegen, Fischer-Clemens, Haley, Hennies, McNenny, Michels, Munson (Donald), Roe, Sebert, Smidt, Sutton (Daniel), Sutton (Duane), Volesky, and Young and Senators Rounds, Bogue, Dunn (Rebecca), Olson, Paisley, and Shoener

1 FOR AN ACT ENTITLED, An Act to allow for the award of reasonable attorney fees in certain
2 legal proceedings.

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

4 Section 1. That § 21-16-11 be amended to read as follows:

5 21-16-11. In ~~all cases~~ any case of forcible entry and detainer, or detainer only, the court ~~shall~~
6 may tax as a part of the costs in the case, to the prevailing party, ~~five dollars as~~ reasonable
7 attorney fees, whether a trial is had or not, ~~whenever an attorney who is licensed by the Supreme~~
8 ~~Court of this state shall have appeared in such action in behalf of such~~ if prevailing party is
9 represented by a licensed attorney.