

AN ACT

ENTITLED, An Act to revise certain provisions relating to service of process on foreign corporations through the secretary of state.

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

Section 1. That § 47-8-17 be amended to read as follows:

47-8-17. A foreign corporation without a certificate of authority, by virtue of its acceptance of the privilege extended by law to nonresidents and others to operate, conduct, engage in, and carry on business in this state, constitutes an appointment by the foreign corporation of the secretary of state as its agent on whom all process and any action or proceeding against it, arising out of the transaction, operation, or connected with the transaction of business in this state, may be served with the same legal force and effect as if served personally within the State of South Dakota. Any corporation that sells, consigns, or leases by any means whatsoever tangible or intangible personal property through brokers, jobbers, wholesalers, or distributors to any person, firm, or corporation in this state, is conclusively presumed to be both engaged in substantial and not an isolated activity within this state, and in operating, conducting, engaging in, or carrying on a business in this state.

An Act to revise certain provisions relating to service of process on foreign corporations through the secretary of state.

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I certify that the attached Act originated in the

SENATE as Bill No. 20

Secretary of the Senate

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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 20
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State