

# State of South Dakota

EIGHTY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2006

913M0548

## HOUSE BILL NO. 1159

Introduced by: Representative Cutler and Senator Gray

1 FOR AN ACT ENTITLED, An Act to define the business of abstracting.

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

3 Section 1. That chapter 36-13 be amended by adding thereto a NEW SECTION to read as  
4 follows:

5 For purposes of this chapter, the term, business of abstracting, and any derivative thereof,  
6 means:

- 7 (1) Making, compiling, and certifying abstracts of public records or other records of  
8 instruments affecting the title to real estate, which are of record or on file in the office  
9 of the register of deeds of the county in which the real estate is located;
- 10 (2) Examining abstracts of public records or other records of instruments affecting the  
11 title to real estate for the purpose of ascertaining the condition and status of the title  
12 and any holder of record title to the real estate; and
- 13 (3) Issuing written certificates or statements of title or similar instruments stating the  
14 condition and status of title to real estate and the holder of record title to real estate,  
15 subject to any exceptions or qualifications set forth in any such instrument.

