

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

637N0116

HOUSE BILL NO. 1094

Introduced by: The Committee on Judiciary at the request of the Chief Justice

1 FOR AN ACT ENTITLED, An Act to specify the admonishment of jurors during court
2 adjournments.

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

4 Section 1. That § 23A-24-5 be amended to read as follows:

5 23A-24-5. Jurors ~~must also~~ shall, at each adjournment of court, whether permitted to
6 separate or kept in charge of officers, be admonished by the court ~~that it is their duty not to~~
7 ~~converse, among themselves or with anyone else, on any subject connected with the trial, or to~~
8 ~~form or express any opinion thereon, until the case is finally submitted to them~~ as follows: You
9 are reminded that you are not to discuss any aspect of this case among yourselves or with
10 anyone else and that you should not form or express any opinion on the case until it is given to
11 you for decision.

12 Section 2. That § 15-14-12 be amended to read as follows:

13 15-14-12. Whenever the jurors are permitted to separate, they shall be admonished by the
14 court ~~that it is their duty not to converse with, or suffer themselves to be addressed by any other~~
15 ~~person on any subject of the trial, and that it is their duty not to form or express any opinion~~
16 ~~thereon until the case is finally submitted to them~~ as follows: You are reminded that you are not



- 1 to discuss any aspect of this case among yourselves or with anyone else and that you should not
- 2 form or express any opinion on the case until it is given to you for decision.