



2021 South Dakota Legislature

House Bill 1069

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

1 **An Act to modify the expenditures that are recoverable as disbursements by a**
 2 **prevailing party in a civil action or a special proceeding.**

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

4 **Section 1.** That § 15-17-37 be AMENDED.

5 **15-17-37. Prevailing party recovery--Taxation.**

6 The prevailing party in a civil action or special proceeding may recover
 7 expenditures necessarily incurred in gathering and procuring evidence or bringing the
 8 matter to trial. Such expenditures include costs of telephonic hearings, costs of telephoto
 9 or fax charges, fees of witnesses, ~~interpreters~~, translators, officers, printers, service of
 10 process, filing, expenses from telephone calls, copying, costs of original and copies of
 11 transcripts and reporter's attendance fees, and court appointed experts, ~~and other similar~~
 12 ~~expenses and charges~~. These expenditures are termed "disbursements" and are taxed
 13 pursuant to § 15-6-54(d).