

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

736R0172

HOUSE BILL NO. 1074

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

1 FOR AN ACT ENTITLED, An Act to allow copies of juvenile files to be provided to certain
2 named parties or by court order rather than limiting use to inspection of the file only.

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

4 Section 1. That § 26-7A-37 be amended to read as follows:

5 26-7A-37. Records of court proceedings, including reports of the Department of Social
6 Services, records and reports of court services officers, clinical studies, and evaluation reports,
7 under this chapter and chapters 26-8A, 26-8B, and 26-8C shall be open to inspection by or
8 disclosure to the child's parents, guardian, or custodian and by other respondent parties involved
9 in the proceedings, their attorneys, the child's attorney and by any department or agency having
10 custody of the child.

11 Pursuant to court order, records of court proceedings may be inspected by or disclosed to
12 the child, by parties having a legitimate interest in the proceedings and by parties conducting
13 pertinent research studies.

