



2024 South Dakota Legislature
Senate Bill 85
ENROLLED

AN ACT

ENTITLED An Act to revise a provision related to an action to quiet title to real property.

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

Section 1. That § 21-41-3 be AMENDED:

21-41-3. A person or entity is liable for costs, disbursements, and reasonable attorney's fees if the party seeking to quiet title is successful, and at least twenty days before bringing suit, the party seeking to quiet title:

- (1) Delivers to the person or entity, and requests the person or entity to execute and return, a quitclaim deed or other instrument necessary to divest the person or entity of an apparent adverse interest or right;
- (2) Tenders to the person or entity one hundred dollars for costs associated with the handling and notarization of the instrument; and
- (3) The person or entity refuses or neglects to comply with the request.

An Act to revise a provision related to an action to quiet title to real property.

I certify that the attached Act originated in the:

Received at this Executive Office this ____ day of _____,

Senate as Bill No. 85

2024 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby approved this _____ day of _____, A.D., 2024

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2024
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 85
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State