

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

MAR 1 1993

Mark J. Engel
Clerk

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

IN THE MATTER OF THE ADOPTION OF A NEW)
RULE TO BE DESIGNATED AS SDCL 19-15-4)

RULE 93-18

Pursuant to a hearing held on February 16, 1993, at Pierre, South Dakota, relating to the adoption of a new rule to be designated as SDCL 19-15-4, the Court having considered the proposed new rule, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is

ORDERED that the following new rule, to be designated as SDCL 19-15-4, be and it is hereby adopted to read in its entirety as follows:

19-15-4. (Rule 704) Opinion on ultimate issue.
Testimony in the form of an opinion or inference otherwise admissible is not objectionable because it embraces an ultimate issue to be decided by the trier of fact.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 1993.

DATED at Pierre, South Dakota, this 1st day of March, 1993.

BY THE COURT:

Robert A. Miller

Robert A. Miller, Chief Justice

ATTEST:

Mark J. Engel
Clerk of the Supreme Court
(SEAL)