

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

SUPREME COURT  
STATE OF SOUTH DAKOTA  
**FILED**

MAR 29 2016

*Shirley A. Johnson Legal*  
Clerk

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IN THE MATTER OF THE AMENDMENT )                      RULE 16-06  
SDCL 19-19-1101 )

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A hearing was held on January 13, 2016, at Pierre, South Dakota, relating to the amendment of SDCL 19-19-1101 and the Court having considered the proposed amendment and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 19-19-1101 be and it is hereby amended to read in its entirety as follows:

SDCL 19-19-1101. Applicability of chapter. Except as otherwise provided in this section, this chapter applies to all actions and proceedings in the courts of this state. This chapter other than those with respect to privileges do not apply in the following situations:

- (1) The determination of questions of fact preliminary to admissibility of evidence when the issue is to be determined by the court under subdivision § 19-19-104(a).
- (2) Small claims court proceedings.
- (3) Proceedings for extradition or rendition.
- (4) Sentencing, or granting or revoking probation.
- (5) Issuance of warrants for arrest, criminal summonses, and search warrants.
- (6) Proceedings with respect to release on bail or otherwise.
- (7) Disposition hearings, temporary custody hearings and other hearings other than adjudicatory hearings in juvenile court.
- (8) Contempt proceedings in which the court may act summarily.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 2016.

DATED at Pierre, South Dakota, this 29th day of March, 2016.

BY THE COURT

*David Gilbertson*  
David Gilbertson, Chief Justice

ATTEST: *[Signature]*  
Clerk of the Supreme Court  
(SEAL)