

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

IN THE MATTER OF THE ADOPTION OF)
A NEW RULE TO BE DESIGNATED AS) RULE 91-16
SDCL 16-6-9.2)

Pursuant to a hearing held on February 14, 1991, at Pierre, South Dakota, relating to the adoption of a new rule to be designated as SDCL 16-6-9.2, 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 16-6-9.2, be and it is hereby adopted to read in its entirety as follows:

16-6-9.2. The circuit court may use facsimile transmission to accelerate the issuance, execution, and delivery of all papers, orders and warrants, including, but not limited to, the following:

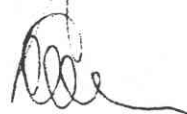
- (1) Criminal matters: arrest and search warrants;
- (2) Juvenile matters: orders or warrants for taking a juvenile into custody and for the release or detention of the juvenile;
- (3) Family matters: ex parte temporary orders for protection; and
- (4) Civil cases: temporary restraining orders.

Unless modified herein, existing statutory requirements shall apply. Signatures, certifications, authentications and other forms of verification on facsimiles shall have the same force and effect as their original counterparts.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 1991.

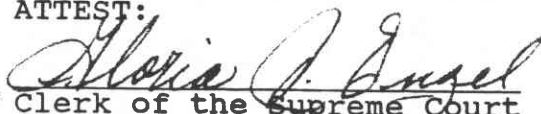
DATED at Pierre, South Dakota, this 26th day of February, 1991.

BY THE COURT:



Robert A. Miller, Chief Justice

ATTEST:


Clerk of the Supreme Court
(SEAL)

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

FEB 26 1991


Clerk