

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

IN THE MATTER OF THE AMENDMENT)  
OF SDCL 15-30-8.1 )

RULE 91-3

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Pursuant to a hearing held on February 14, 1991, at Pierre, South Dakota, relating to the amendment of SDCL 15-30-8.1, the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 15-30-8.1 be and it is hereby amended to read in its entirety as follows:

15-30-8.1. Costs -- Time and manner of payment. Costs taxed by the Supreme Court are payable upon the expiration of twenty days from the date of the notice of taxation if no petition for rehearing has been filed. The payment for the costs shall be made payable to the prevailing party and transmitted to the clerk of the trial court. Upon receipt of the payment, the clerk shall mark the Supreme Court cost judgment satisfied and transmit the payment for the assessed costs to counsel for the prevailing party, or if the prevailing party has no counsel, directly to the prevailing party.

If a petition for rehearing is granted, costs taxed are not payable until twenty days have expired from the date of the decision entered on the rehearing.

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:

ATTEST:

*H. J. Engel*  
Clerk of the Supreme Court  
(SEAL)

*Robert A. Miller*  
Chief Justice Robert A. Miller

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

FEB 26 1991