

**Rule 15-49. SDCL 19-19-701. Opinion testimony by lay witnesses.** If a witness is not testifying as an expert, testimony in the form of an opinion is limited to one that is:

- (a) rationally based on the witness's perception;
- (b) helpful to clearly understanding the witness's testimony  
or to determining a fact in issue; and
- (c) not based on scientific, technical, or other specialized  
knowledge within the scope of § 19-19-702.