

SISSETON-WAHPETON SIOUX TRIBE

CHAPTER 45

ACT OF NON-DOMICILIARIES

Amendment
 New Adoption
Judicial Approved

Council Adopted

45-01-01 PERSONAL JURISDICTION BY ACT OF NON-DOMICILIARIES

45-01-02 Acts Which are the Basis of Jurisdiction

As to the cause of action arising from any of the acts enumerated in this Section, a Court may exercise personal jurisdiction over any non-domiciliary, or his executor or administrator, who in person or through an agent:

1. Transacts any business within the Lake Traverse Indian Reservation: or
2. Commits a tortious act within the Lake Traverse Indian Reservation, except as to cause of action for defamation of character arising from the act; or
3. Commits a tortious act without the Lake Traverse Indian Reservation causing injury to person or property within the Lake Traverse Indian Reservation, except as to cause of action for defamation of character arising from the act, if he:
 - (a) Regularly does or solicits business or engages in any other persistent course of conduct, or derives substantial revenue from goods used or consumes or services rendered, in the Lake Traverse Reservation; or
 - (b) Expects or should reasonably expect the act to have consequences in the Lake Traverse Indian Reservation and derives substantial revenue from interstate or international commerce.
4. Own, uses or possesses any real property situated within the Lake Traverse Indian Reservation.

45-01-03 Effect of Appearance

Where personal jurisdiction is based solely upon this Section, an appearance does not confer such jurisdiction with respect to causes of action not arising from an act enumerated in this Section.

45-02-01 SEVERABILITY

If any clause, sentence, paragraph, section, or part of this code shall, for any reason be adjudicated by any Court of competent jurisdiction, to be invalid or unconstitutional, such judgement shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which the judgement shall have been rendered.

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