

67:48:02:01 Definitions. Terms used in this chapter mean:

(1) "Contiguous property," all land adjacent to the home including land separated only by roads, rivers, streams, and similar features and not separated by intervening property owned by another person;

(2) "Estate," ~~an estate as defined in SDCL 10-40-1~~ all real and personal property and other assets included within the individual's estate as defined in SDCL 29A-1-201, and any other real and personal property or other assets in which the individual had any legal title or interest at the time of death, including such assets conveyed to a survivor, heir, or assign of the deceased individual through joint tenancy, tenancy in common, survivorship, life estate, living trust, or other arrangement, including any funds remaining in an individual's prepaid burial trust or prepaid burial account after the individual's reasonable burial expenses are paid; and

(3) "Real property," real property as defined in SDCL 43-1-3.

Source: 21 SDR 119, effective January 4, 1995.

General Authority: SDCL 28-6-23, 28-6-24.

Law Implemented: SDCL 28-6-23, 28-6-24.