

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

400R0263

SENATE BILL NO. 42

Introduced by: The Committee on Health and Human Services at the request of the
Department of Social Services

1 FOR AN ACT ENTITLED, An Act to prohibit the employment of certain persons in
2 unregistered family day care homes and to provide a penalty therefor.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 26-6-14.11 be amended to read as follows:

5 26-6-14.11. Any person who has been convicted of child abuse pursuant to chapter 26-10;
6 a sex offense pursuant to chapter 22-22; or, within the preceding five years, any other felony;
7 or whose name appears on the central registry for child abuse and neglect is guilty of a Class 1
8 misdemeanor if such person resides or works or provides care and supervision of children in any
9 child welfare agency or any registered or unregistered family day care home. Any person who
10 permits another person to reside or work or provide care and supervision of children in any child
11 welfare agency or any registered or unregistered family day care home knowing that the person
12 has been convicted of child abuse pursuant to chapter 26-10; a sex offense pursuant to chapter
13 22-22; or, within the preceding five years, any other felony; or knowing that the person's name
14 appears on the central registry for child abuse and neglect, is guilty of a Class 1 misdemeanor.

