

# State of South Dakota

EIGHTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2012

736T0310

## SENATE LOCAL GOVERNMENT ENGROSSED NO. **HB 1186** - 2/24/2012

Introduced by: Representatives Jensen, Conzet, Dennert, Greenfield, Hickey, Hoffman, Hubbel, Kirkeby, Kloucek, Kopp, Liss, Lucas, Miller, Olson (Betty), Sly, Solum, Stricherz, Tulson, Venner, and Verchio and Senators Begalka, Adelstein, Juhnke, Krebs, Lederman, Rampelberg, and Sutton

1 FOR AN ACT ENTITLED, An Act to prohibit registered sex offenders from circulating  
2 petitions and to provide a penalty for the violation thereof.

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

4 Section 1. That chapter 12-1 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 No registered sex offender may circulate any petition, either on the registered sex offender's  
7 own behalf or on the behalf of, or in the employ of, another person in any place frequented by  
8 the public or door to door on private property. A violation of this section is a Class 1  
9 misdemeanor.

10 Section 2. That chapter 12-1 be amended by adding thereto a NEW SECTION to read as  
11 follows:

12 The provisions of section 1 of this Act do not apply, if the registered sex offender circulating  
13 or assisting in circulating petitions under circumstances where the registered sex offender is in



1 the employ of, and under the immediate supervision of, another person and where the  
2 circumstances preclude any contact with children.

3 Section 3. That chapter 12-1 be amended by adding thereto a NEW SECTION to read as  
4 follows:

5 The provisions of section 1 of this Act do not apply, if the registered sex offender is  
6 circulating any nominating petitions on his or her own behalf for election to any federal, state,  
7 or local office for which the registered sex offender is otherwise qualified.

8 Section 4. That chapter 22-24B be amended by adding thereto a NEW SECTION to read as  
9 follows:

10 No registered sex offender is eligible to circulate certain nominating petitions pursuant to  
11 sections 1 to 3, inclusive, of this Act.