# LEGISLATIVE INCARCERATION FISCAL IMPACT STATEMENT

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY 2014

# SENATE BILL NO. 169

AN ACT TO PROVIDE FOR ACCESS TO AND USE OF PUBLIC WATERS ON PUBLIC AND PRIVATE PROPERTY AND TO PROTECT PRIVATE PROPERTY RIGHTS FOR THE CITIZENS OF SOUTH DAKOTA.

A legislative incarceration fiscal impact statement has been requested on SB169 due to the establishment of new penalties in Sections 11, 14, 17, 18, and 21.

The prohibitions in this Act constitute a statutory revision of the crime of trespass and with or without this Act, could be currently prosecuted, with more or less success. Therefore, the penalties in this Act are all essentially preexisting. Hence, there is little likelihood of negative impact on jail populations that can be directly attributed to the passage of this Act.

Approved:/S/Fred Schoenfeld Date:2/4/2014

Interim Director, Legislative Research Council