



2024 South Dakota Legislature

Senate Bill 77

SENATE ENGROSSED

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: **Senator Reed**

1 **An Act to revise a provision related to threatening law enforcement officers.**

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

3 **Section 1. That § 22-11-15.5 be AMENDED:**

4 **22-11-15.5.** Any person who, knowingly and intentionally, ~~deposits for~~
 5 ~~conveyance in the mail or for a delivery from any post office or by any messenger, any~~
 6 ~~letter, paper, writing, print, or document containing any~~ communicates any written or
 7 electronic threat to take the life of or to inflict ~~serious~~ bodily harm upon a law enforcement
 8 officer of the state or a member of the officer's immediate family is guilty of a ~~Class 5~~
 9 ~~felony~~ Class 1 misdemeanor. The threat must relate to the officer's official capacity.
 10 However, if any such threat is made which otherwise would constitute a violation of § 22-
 11 11-4 or 22-18-1.1, the provisions of such sections supersede the provisions of this section,
 12 and the penalties provided in § 22-11-4 or 22-18-1.1 apply.