

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

880C0863

SENATE JUDICIARY COMMITTEE ENGROSSED NO. **SB228** - 2/9/99

Introduced by: Senator Vitter

1 FOR AN ACT ENTITLED, An Act to increase the penalty for certain assaults in jails.

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

3 Section 1. That § 22-18-29 be amended to read as follows:

4 22-18-29. Any person confined in a county or municipal jail ~~or in a juvenile detention facility~~
5 who intentionally throws, smears, or otherwise causes blood, emesis, mucus, semen, excrement,
6 or human waste to come in contact with a county or municipal jail ~~or juvenile detention facility~~
7 employee, or visitor, or volunteer authorized by the county or municipal jail ~~or juvenile detention~~
8 ~~facility~~, or person under contract assigned to the county or municipal jail ~~or juvenile detention~~
9 ~~facility~~ is guilty of a ~~Class 2 misdemeanor~~ Class 6 felony.

10 Section 2. That chapter 22-18 be amended by adding thereto a NEW SECTION to read as
11 follows:

12 Any juvenile confined in a juvenile detention facility who intentionally throws, smears, or
13 otherwise causes blood, emesis, mucus, semen, excrement, or human waste to come in contact
14 with a juvenile detention facility employee, or visitor, or volunteer authorized by the juvenile
15 detention facility, or person under contract assigned to the juvenile detention facility is guilty of
16 a Class 2 misdemeanor.

1 **BILL HISTORY**

2 2/1/99 First read in Senate and referred to Judiciary. S.J. 277

3 2/5/99 Scheduled for Committee hearing on this date.

4 2/5/99 Judiciary Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 365