

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

894D0310

HOUSE BILL NO. 1059

Introduced by: Representatives Lucas, Duniphan, Fischer-Clemens, Hunt, McNenny, Michels, Smidt, and Wilson and Senators Bogue, Daugaard, Duxbury, Flowers, Halverson, and Whiting

1 FOR AN ACT ENTITLED, An Act to clarify persons required to report child abuse or neglect.

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

3 Section 1. That § 26-8A-3 be amended to read as follows:

4 26-8A-3. Any physician, dentist, doctor of osteopathy, chiropractor, optometrist, mental
5 health professional or counselor, podiatrist, psychologist, religious healing practitioner, social
6 worker, hospital intern or resident, parole or court services officer, law enforcement officer,
7 teacher, school counselor, school official, nurse, licensed or registered child welfare provider,
8 employee or volunteer of a domestic abuse shelter, chemical dependency counselor ~~or~~, coroner,
9 or any safety-sensitive position as defined in subdivision 23-3-64(2), who have reasonable cause
10 to suspect that a child under the age of eighteen has been abused or neglected as defined in
11 § 26-8A-2 shall report that information in accordance with §§ 26-8A-6, 26-8A-7 and 26-8A-8.
12 Any person who intentionally fails to make the required report is guilty of a Class 1
13 misdemeanor. Any person who knows or has reason to suspect that a child has been abused or
14 neglected as defined in § 26-8A-2 may report that information as provided in § 26-8A-8.