

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

400D0668

HOUSE BILL NO. 1206

Introduced by: Representatives Broderick, Apa, Duniphan, and Michels and Senators Shoener and Vitter

1 FOR AN ACT ENTITLED, An Act to increase the penalty for stealing or damaging certain
2 highway markers, signs, or control devices and make such violators responsible for any
3 damages.

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

5 Section 1. That § 31-28-23 be amended to read as follows:

6 31-28-23. No person may, without lawful authority, attempt or actually alter, deface, injure,
7 knock down, remove, possess, or in any manner molest or interfere with any official highway
8 marker, sign, guide board, traffic-control device or any railroad sign or signal, barrier, warning
9 device, or sign erected in connection with highway maintenance or construction activities. A
10 violation of this section is a ~~Class 1 misdemeanor~~ Class 6 felony. Any person who violates this
11 section is also liable for damages for any injury done. The owner of the property, the public
12 officer in charge of the property, or any other person injured as a result of a violation of this
13 section, may recover damages by means of a civil action.