

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

385D0176

SENATE JUDICIARY COMMITTEE ENGROSSED NO. **SB110** - 2/1/00

Introduced by: Senators Hutmacher and Flowers and Representatives Cerny and Nachtigal

1 FOR AN ACT ENTITLED, An Act to prohibit the placement of certain hazardous or injurious
2 devices on state lands and to provide penalties therefor.

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

4 Section 1. No person may, with the intent to cause bodily injury to another person, use or
5 place a hazardous or injurious device on any land owned or leased by the State of South Dakota,
6 including any highway, road, or right-of-way. A violation of this section is a Class 1
7 misdemeanor.

8 Section 2. For the purposes of this Act, a hazardous or injurious device is any device, which
9 when assembled or placed, is capable of causing bodily injury, or damage to property, by the
10 action of any person making contact with such device subsequent to the assembly or placement.
11 The term includes guns attached to trip wires or other triggering mechanisms, ammunition
12 attached to trip wires or other triggering mechanisms, or explosive devices attached to trip wires
13 or other triggering mechanisms, sharpened stakes, lines or wires, lines or wires with hooks
14 attached, nails, or other such devices placed so that the sharpened ends are positioned in an
15 upright manner, or tree spiking devices including spikes, nails, or other objects hammered,
16 driven, fastened, or otherwise placed into or on any timber, whether or not severed from the

- 1 stump. However, the term does not include puncture strips placed by law enforcement officers
- 2 in an immediate attempt to stop a fleeing vehicle.

1 **BILL HISTORY**

2 1/19/00 First read in Senate and referred to Judiciary. S.J. 113

3 1/21/00 Scheduled for Committee hearing on this date.

4 1/21/00 Judiciary Deferred to another day.

5 1/28/00 Scheduled for Committee hearing on this date.

6 1/28/00 Judiciary Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 251