

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

484H0469

HOUSE BILL NO. 1139

Introduced by: Representatives Olson (Mel), Abdallah, Burg, Hargens, Hennies (Thomas), Madsen, Michels, Peterson (Bill), and Sebert and Senators Olson (Ed), Daugaard, de Hueck, Hutmacher, and Moore

1 FOR AN ACT ENTITLED, An Act to specify the elements of the crime of aggravated indecent
2 exposure and to provide a penalty therefor.

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

4 Section 1. That chapter 22-24 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 If any person, twenty-one years of age or older, exposes his or her genitals in a public place
7 under circumstances in which that person knows that his or her conduct is likely to annoy,
8 offend, or alarm some other person, and that conduct is viewed by and does, in fact, annoy,
9 offend, or alarm any child, thirteen years of age or younger, that person is guilty of the crime of
10 aggravated indecent exposure. Aggravated indecent exposure is a Class 1 misdemeanor. A
11 second or subsequent conviction for aggravated indecent exposure is a Class 6 felony.

