

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

673H0456

CONFERENCE COMMITTEE ENGROSSED NO. **HB** **1189** - 02/15/2002

Introduced by: Representatives Wick, Abdallah, Adelstein, Brown (Richard), Duniphan, Hennies (Thomas), Holbeck, Hundstad, Jensen, McCaulley, Peterson (Bill), and Smidt and Senators Munson, Greenfield, Koetzle, Koskan, Olson (Ed), and Staggers

1 FOR AN ACT ENTITLED, An Act to establish the crime of air piracy and to increase the
2 penalty for theft of certain aircraft.

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

4 Section 1. That chapter 22-30 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any person who obtains physical control of any aircraft registered pursuant to the provisions
7 of chapter 50-11 by means of inflicting or threatening to inflict serious bodily harm or death on
8 any person is guilty of air piracy.

9 A violation of this section that results in the death of any person is a Class B felony. Any
10 other violation of this section is a Class 1 felony.

11 Section 2. That chapter 22-30A be amended by adding thereto a NEW SECTION to read
12 as follows:

13 Any person who takes or obtains physical control of any aircraft registered pursuant to the



1 provisions of chapter 50-11 with the intent to deprive another of the aircraft or without the
2 permission of the owner or the owner's agent is guilty of theft of an aircraft.

3 A violation of this section is a Class 3 felony.