

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

444I0620

SENATE BILL NO. 158

Introduced by: Senators Vitter, Albers, Bogue, Brown, Duniphan, and Jaspers and
Representatives Hennies, LaRue, Madsen, and Schafer

1 FOR AN ACT ENTITLED, An Act to require that certain judgements awarded to certain
2 offenders be used to provide restitution to crime victims.

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

4 Section 1. Any money that has been awarded as a judgement to any person who, whether as
5 a juvenile or an adult, has been incarcerated in a jail, detention facility, or correctional facility
6 shall be placed in trust for a period of five years if the award is based on mistreatment or abuse
7 by officials employed at the jail or facility or by law enforcement officers or officials at any time
8 before or during such incarceration. The money shall be used during the five-year period to
9 provide restitution to victims of the person's offenses and may not be released to the person
10 before the expiration of the five-year period.

