

AN ACT

ENTITLED, An Act to revise certain provisions regarding the offense of witness tampering.

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

Section 1. That § 22-11-19 be amended to read as follows:

22-11-19. A person who injures or threatens to injure any person or property, or with intent to influence a witness, offers, confers, or agrees to confer any benefit on a witness or prospective witness in an official proceeding to induce the witness to:

- (1) Testify falsely;
- (2) Withhold any testimony, information, document, or thing;
- (3) Elude legal process summoning the witness to testify or supply evidence; or
- (4) Absent himself or herself from an official proceeding to which the witness has been legally summoned;

is guilty of tampering with a witness. Tampering with a witness is a Class 4 felony.

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

A person who injures or threatens to injure any person or property in retaliation for that person testifying in an official proceeding, or for cooperating with law enforcement, government officials, investigators or prosecutors, is guilty of tampering with a witness. Tampering with a witness is a Class 4 felony.

An Act to revise certain provisions regarding the offense of witness tampering.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1055

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1055

File No. _____

Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State