

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

229M0068

HOUSE BILL NO. 1064

Introduced by: Representatives Turbiville, Cutler, Glover, Hackl, Hennies, Hills, Jensen, Koistinen, Krebs, Roberts, Sebert, and Tornow and Senators Gray, Abdallah, Duniphan, Knudson, and Koetzle

1 FOR AN ACT ENTITLED, An Act to increase the penalty for subsequent convictions for the
2 crime of stalking.

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

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

5 22-19A-1. ~~Any~~ No person may:

6 (1) ~~Who willfully~~ Willfully, maliciously, and repeatedly ~~follows or harasses~~ follow or
7 harass another person;

8 (2) ~~Who makes~~ Make a credible threat to another person with the intent to place that
9 person in reasonable fear of death or great bodily injury; or

10 (3) ~~Who willfully~~ Willfully, maliciously, and repeatedly ~~harasses~~ harass another person
11 by means of any verbal, electronic, digital media, mechanical, telegraphic, or written
12 communication; ~~is guilty of.~~

13 A violation of this section constitutes the crime of stalking. Stalking is a Class 1
14 misdemeanor. However, any second or subsequent conviction occurring within ten years of a
15 prior conviction under this section is a Class 6 felony.

