



## 2022 South Dakota Legislature

# House Bill 1272

Introduced by: **Representative** Reimer

1 **An Act to revise provisions related to counseling for domestic abuse defendants.**

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

3 **Section 1. That § 25-10-5.1 be AMENDED:**

4 **25-10-5.1.** If a court places a defendant on probation upon receiving a verdict or  
5 plea of guilty for a crime involving domestic abuse, the court shall order that a condition  
6 of the defendant's probation is that ~~he~~ the defendant attend family violence domestic  
7 abuse counseling. Failure to attend ~~family violence domestic abuse counseling~~ is a  
8 violation of the defendant's probation. Domestic abuse counseling must cover issues of  
9 power and control, accountability, emotional regulation, and cognitive work addressing  
10 errors in thinking. Individual counseling meeting the requirements of domestic abuse  
11 counseling is acceptable. Additionally, the court may recommend group counseling  
12 meeting the requirements of domestic abuse counseling, where available.