

PRISON/JAIL POPULATION COST ESTIMATE STATEMENT

Ninety-Sixth SESSION
2021 South Dakota Legislature

House Bill 1075

An Act to limit directives and incentives for extreme risk protection orders and to provide a penalty.

A prison/jail population cost estimate statement is required for HB1075 due to the creation a Class 6 felony for a person who violates this proposed section by attempting to enforce a federal statute, federal regulation, court order, or federal executive order to implement an extreme risk protection order against a resident of South Dakota. The state of Oklahoma is the only state that currently has such a law in place, and no persons have been convicted under Oklahoma's law.

Currently, there are no laws, orders, or regulations of this nature that could subject a resident of South Dakota to an extreme risk protection order.

As a result, the LRC believes that there will be no impact on prison or jail costs in the next year. However, the LRC cannot estimate the likelihood that such a law, regulation, or order could arise, or the size and scope of any implementation in South Dakota. Therefore, there is the potential for an impact on prison or jail costs in the future, but it is not possible to estimate what that impact would be.

APPROVED BY: /s/ Reed Holwegner
Director, Legislative Research Council

DATE: 1/27/2021
2021-FI1075A