

PRISON/JAIL POPULATION COST ESTIMATE STATEMENT

Ninety-Sixth SESSION
2021 South Dakota Legislature

Senate Bill 44

An Act to authorize, regulate, and tax wagering on sporting events within the city limits of Deadwood.

A prison/jail population cost estimate statement is required for SB44 due to the creation of a new felony. It would be a Class 6 felony if a licensed establishment accepts a bet on a sporting event from a prohibited person, or if a person prohibited from placing a bet actually places the bet or attempts to redeem that bet.

A person prohibited from placing a bet under this bill would have to be physically present in Deadwood in order to place the bet. A prohibited person includes an athlete on the team, an employee of the team, a person who could influence the game, such as an umpire or referee, and other similar people. Those individuals likely would not come to Deadwood in-person to place such a bet.

A person who uses false identification to place or collect a bet would also be prohibited. Again, this person would have to be physically present in order to place a bet. However, they would have to actually place the bet in order to violate this section.

It is estimated there would be a high rate of compliance among licensees. Failing to do so would put their gaming license at risk. Therefore, it would be unlikely that a licensee would accept such a bet in violation of this section.

Further, an offender would receive a Class 6 felony, which would qualify them for presumptive probation. It is likely that any convictions that would arise would be resolved in this manner.

For this reason, the impact on prison and jail costs is estimated to be negligible.

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