



2021 South Dakota Legislature

House Bill 1262

HOUSE COMMERCE AND ENERGY ENGROSSED

Introduced by: **Representative Perry**

1 **An Act to prohibit the sale or distribution of certain substances to those under**
 2 **twenty-one.**

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

4 **Section 1.** That a NEW SECTION be added:

5 **34-20B-115. Kratom--Sell or distribute to persons under twenty-one--**
 6 **Misdemeanor.**

7 No person may sell or distribute kratom to a person under the age of twenty-one.

8 Kratom, for the purposes of this section, is a substance that contains any of the following:

9 (1) 7-hydroxymitragynine;

10 (2) Mitragynine; or

11 (3) Mitragynine pseudoindoxyl.

12 A violation of this section is a Class 2 misdemeanor.