

# **PRISON/JAIL POPULATION COST ESTIMATE STATEMENT**

Ninety-Sixth SESSION  
2021 South Dakota Legislature

## **House Bill 1225**

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An Act to establish provisions concerning the sale of adult-use retail marijuana.

A prison/jail population cost estimate statement is required for HB1225 because Section 8 of the bill would create a Class 6 felony for any person who makes a false statement in any application, report, or statement for adult-use retail marijuana licensees required under the bill.

Currently, it is a Class 6 felony under SDCL 35-1-7 for any person who makes a false statement in any application, report, or statement required under Title 35, Alcoholic Beverages. Because the requirements placed on adult-use retail marijuana licensees under the bill are like those placed on alcoholic beverage licensees under Title 35, it is expected a similar number of convictions would result under Section 8 of the bill as under SDCL 35-1-7.

There have been no convictions under SDCL 35-1-7 in the last ten years. Because of the absence of convictions under SDCL 35-1-7, the impact on prison and jail costs is expected to be negligible.

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