



## 2022 South Dakota Legislature

# Senate Bill 77

Introduced by: **Senator Duhamel**

1 **An Act to enhance the penalty on registered sex offenders who commit sexual**  
2 **contact without consent from a person capable of consenting.**

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

4 **Section 1. That § 22-22-7.4 be AMENDED:**

5 **22-22-7.4.** No person fifteen years of age or older may knowingly engage in  
6 sexual contact with another person other than his or her spouse who, although capable of  
7 consenting, has not consented to such contact. A violation of this section is a Class 1  
8 misdemeanor. A violation of this section by a person registered as a sex offender pursuant  
9 to chapter 22-24B at the time of the offense is a Class 6 felony.