



2023 South Dakota Legislature

Senate Bill 103

Introduced by: **Senator** Schoenbeck

1 **An Act to create a pilot program in the Unified Judicial System for risk and lethality**
2 **assessments for certain persons accused of assault or protection order**
3 **violations.**

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

5 **Section 1.** The Unified Judicial System shall conduct a pilot program to allow a committing
6 magistrate judge or circuit court judge to review a risk and lethality assessment conducted
7 by law enforcement for a person charged with assaulting a person in a relationship described
8 in § 25-10-3.1, or with violating a protection order, when determining if bond or other
9 conditions of release are necessary for the protection of the alleged victim. The Unified Judicial
10 System shall determine the parameters of the pilot program and provide a report concerning
11 the pilot program to the Legislature prior to December 31, 2024. The report must include the
12 results of the pilot program and a recommendation on whether the program should be
13 continued, expanded, or made permanent.

14 **Section 2.** The pilot program will expire on December 31, 2024.