



2023 South Dakota Legislature

House Bill 1173

Introduced by: **Representative** Randolph

1 **An Act to prevent the enforcement of federal laws and directives related to firearms,**
2 **accessories, and ammunition.**

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

4 **Section 1. That a NEW SECTION be added to title 23:**

5 No state agency, political subdivision, or any elected or appointed official or
6 employee of this state or of a political subdivision may contract with or provide assistance
7 to a federal agency or official with respect to the enforcement of a federal statute,
8 regulation, or executive order, which imposes a prohibition, restriction, or requirement
9 that does not exist under the laws of this state, and relates to the sale, transfer,
10 ownership, or possession of:

11 (1) A firearm, or any component or accessory; or

12 (2) Ammunition, or any component or accessory.

13 **Section 2. That a NEW SECTION be added to title 23:**

14 Any elected or appointed official or employee of this state or of a political
15 subdivision who knowingly violates section 1 of this Act is subject to:

16 (1) A civil penalty in the amount of \$1000 for a first violation; and

17 (2) A Class 1 misdemeanor for a second or subsequent violation.

18 Any civil penalty collected by a court in accordance with this section must be
19 deposited into the state general fund.

20 **Section 3. That a NEW SECTION be added to title 23:**

21 This Act does not apply to any contract requiring the provision of assistance in the
22 enforcement of a federal statute, regulation, or executive order, if the contract was
23 entered into before July 1, 2023.