

2024 South Dakota Legislature

Senate Bill 9**AMENDMENT 9E
FOR THE SENATE JUDICIARY ENGROSSED BILL**

1 **An Act to further limit applications for clemency for violent crime offenders**
2 **sentenced to life imprisonment.**

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

4 **Section 1. That § 24-15A-23 be AMENDED:**

5 **24-15A-23.** ~~An~~ The board may not hear an application for clemency ~~may not be~~
6 ~~heard by the board~~ for one year after the date of the judgment. If an application for
7 clemency is denied, an inmate may not again present an application for clemency for a
8 period of one year. If an application for clemency is denied for an inmate convicted of a
9 crime of violence, as defined in subdivision 22-1-2(9), and sentenced to life imprisonment,
10 the inmate may not again present an application for clemency for a period of ~~one to~~ four
11 years, as determined by the board. The board must establish in the record the date when
12 the inmate will again be eligible to present an application for clemency at the time of
13 denial.

14 **Section 2. That § 24-15-10 be AMENDED:**

15 **24-15-10.** If an inmate's application for parole is denied, the inmate may not again
16 present an application before the board for a period of eight months. A continuance of an
17 application for parole is not a denial. An application for clemency may not be heard for
18 one year after the date of the judgment. If an application for clemency is denied, an
19 inmate may not again present an application for clemency for a period of one year. If an
20 application for clemency is denied for an inmate convicted of a crime of violence, as
21 defined in subdivision § 22-1-2(9), and sentenced to life imprisonment, the inmate may
22 not again present an application for clemency for a period of ~~one to~~ four years, ~~as~~
23 ~~determined by the board. The board must establish in the record the date when the inmate~~
24 ~~will again be eligible to present an application for clemency at the time of denial.~~