

2024 South Dakota Legislature

Senate Bill 77**AMENDMENT 77G
FOR THE SENATE JUDICIARY ENGROSSED BILL**

1 **An Act to revise a provision related to threatening law enforcement officers.**

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

3 **Section 1. That § 22-11-15.5 be AMENDED:**

4 **22-11-15.5.** Any person who, knowingly and intentionally, ~~deposits for~~
5 ~~conveyance in the mail or for a delivery from any post office or by any messenger, any~~
6 ~~letter, paper, writing, print, or document containing any~~ communicates any written or
7 electronic threat to take the life of or to inflict ~~serious~~ bodily harm upon a law enforcement
8 officer of the state or a member of the officer's immediate family is guilty of a ~~Class 5~~
9 ~~felony~~ Class 1 misdemeanor. The threat must relate to the officer's official capacity.
10 However, if any such threat is made which otherwise would constitute a violation of § 22-
11 11-4 or 22-18-1.1, the provisions of such sections supersede the provisions of this section,
12 and the penalties provided in § 22-11-4 or 22-18-1.1 apply.