



2025 South Dakota Legislature

House Bill 1090

Introduced by: **Representative** Garcia

1 **An Act to establish the crime of hazing and to provide a penalty therefor.**

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

3 **Section 1. That a NEW SECTION be added to chapter 22-18:**

4 A person who commits an act of hazing is guilty of a Class 1 misdemeanor. A person
5 who commits an act of hazing that causes serious bodily injury to another is guilty of a
6 Class 6 felony.

7 It is not a defense to prosecution under this section that the victim consented to
8 the act of hazing.

9 For the purposes of this section, "hazing" means any activity by which a person
10 recklessly endangers the health or safety of, or causes a risk of extreme psychological
11 distress or bodily injury to, another person for purposes of initiation or admission into, or
12 affiliation with, any organization operating in connection with a school, college, or
13 university. The term "hazing" does not include reasonable and customary interscholastic
14 or intercollegiate athletic practices, competitions, or events, or any authorized law
15 enforcement or military training.