



2026 South Dakota Legislature

House Bill 1062

Introduced by: **Representative Kull**

1 **An Act to revise a provision related to aggravated assault.**

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

3 **Section 1. That § 22-18-1.1 be AMENDED:**

4 **22-18-1.1.** ~~Any person who~~No person may:

5 (1) ~~Attempts Cause or attempt~~to cause serious bodily injury to another, ~~or causes~~
6 ~~such injury,~~ under circumstances manifesting extreme indifference to the value of
7 human life;

8 (2) ~~Attempts Attempt~~to cause, or knowingly causes cause, bodily injury to another
9 with a dangerous weapon;

10 (3) ~~Deleted by SL 2005, ch 120, § 2;~~

11 ~~(4) Assaults Assault~~another with intent to commit bodily injury, which results in
12 serious bodily injury;

13 ~~(5)(4) Attempts Attempt~~by physical menace with a deadly weapon or a physical object
14 simulating a deadly weapon to put another in fear of imminent serious bodily harm;
15 or

16 ~~(6) Deleted by SL 2005, ch 120, § 2;~~

17 ~~(7) Deleted by SL 2012, ch 123, § 4;~~

18 ~~(8)(5) Attempts Attempt~~to induce a fear of death or imminent serious bodily harm by
19 impeding the normal breathing or circulation of the blood of another person by
20 applying pressure on the throat or neck, or by blocking the nose and mouth;

21 A person who violates this section is guilty of aggravated assault. Aggravated
22 assault is a Class 3 felony.