LEGISLATIVE INCARCERATION FISCAL IMPACT STATEMENT

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY 2014

HOUSE BILL NO. 1162

AN ACT TO PROHIBIT THE PRACTICE OF SEX-SELECTIVE ABORTIONS, TO ESTABLISH CERTAIN PROCEDURES TO BETTER ENSURE THAT SEX-SELECTIVE ABORTIONS ARE NOT PRACTICED IN SOUTH DAKOTA, AND TO PROVIDE PENALTIES THEREFOR.

A legislative incarceration fiscal impact statement has been requested on HB1162 due to the establishment of a new penalty in Section 2.

The penalty in this Act is a true mens rea crime, and, if prosecuted, could well result in a jail sentence. However, violations are likely to be rare and successful prosecutions very rare. Hence, its impact on jail populations is statistically irrelevant.

Approved:/S/Fred Schoenfeld Date:1/30/2014

Interim Director, Legislative Research Council

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