

## 2026 South Dakota Legislature

**House Bill 1300****AMENDMENT 1300A  
FOR THE INTRODUCED BILL**

1 **An Act to except victims of human trafficking or domestic abuse from certain**  
2 **clemency notice requirements.**

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

4 **Section 1. That a NEW SECTION be added to chapter 24-14:**

5 The provisions of § 24-14-4 do not apply to an applicant who is a victim of human  
6 trafficking or domestic abuse. To be recognized as a victim of human trafficking or  
7 domestic abuse, the individual shall submit to the Board of Pardons and Paroles:

8 (1) An affidavit of the individual stating that ~~the individual is a victim of:~~

9 (a) ~~The individual is a victim of:~~

10 (i) Human trafficking under chapter 22-49;

11 ~~(b)(ii)~~ Domestic abuse, as defined in § 25-10-1; or

12 ~~(c)(iii)~~ A similar crime in another state that, if committed in this state,  
13 would be considered human trafficking or domestic abuse; and

14 (b) ~~The individual's safety is at risk if any personal information is published in~~  
15 ~~any newspaper; and~~

16 (2) The affidavit of two professionals stating that, based on the professional's work  
17 with the individual, the professional believes the individual is a victim of human  
18 trafficking or domestic abuse as set forth in subdivision (1), ~~and the professional~~  
19 ~~believes the individual has a good faith belief that the individual's safety is at risk.~~  
20 The professionals, who may be from the same profession but may not be from the  
21 same agency, must be any two of the following:

22 (a) A law enforcement officer;

23 (b) A prosecutor;

24 (c) A parole agent;

25 (d) A qualified mental health professional;

26 (e) A licensed health care provider;

- 1            (f) An addiction counseling or prevention services practitioner; or  
2            (g) A social worker, crisis counselor, or other advocate acting on behalf of an  
3            agency that assists victims of human trafficking or domestic abuse.

AMENDED