



2026 South Dakota Legislature
House Bill 1183
ENROLLED

AN ACT

ENTITLED An Act to revise qualifications for immunity from prosecution following a drug-related overdose.

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

Section 1. That § 34-20A-111 be AMENDED:

34-20A-111. A person who experiences a drug-related overdose and is in need of medical assistance may not be arrested, charged, or prosecuted for any misdemeanor or felony offense of possession, inhalation, ingestion, or otherwise taking into the body any controlled drug or substance if that person or another person contacts law enforcement or emergency medical services and requests medical assistance because of a drug-related overdose. A person qualifies for the immunities provided in this section only if the evidence for the charge or prosecution was obtained as a result of the drug-related overdose and the need for medical assistance.

An Act to revise qualifications for immunity from prosecution following a drug-related overdose.

I certify that the attached Act originated in the:
House as Bill No. 1183

Received at this Executive Office this ____ day of _____, 2026 at _____ M.

Chief Clerk of the House

By _____ for the Governor

Speaker of the House

The attached Act is hereby approved this ____ day of _____, A.D., 2026

Attest:

Chief Clerk of the House

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

President of the Senate

Attest:

Filed _____, 2026 at _____ o'clock __ M.

Secretary of the Senate

Secretary of State

House Bill No. 1183
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State