

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

938Y0162

## HOUSE BILL NO. 1118

Introduced by: Representatives Holmes, Ahlers, Clark, Conzet, DiSanto, Duvall, Gosch, Greenfield (Lana), Heinemann, Howard, Jensen (Kevin), Johnson, Kettwig, Lust, Marty, McCleerey, Mickelson, Mills, Peterson (Kent), Pischke, Qualm, Rasmussen, Reed, Rhoden, Ring, Rounds, Rozum, Schaefer, Schoenfish, Smith, Soli, Steinhauer, Stevens, Tieszen, Tulson, Turbiville, Willadsen, and York and Senators Soholt, Kolbeck, Monroe, Partridge, Rusch, Solano, Tidemann, and White

1 FOR AN ACT ENTITLED, An Act to eliminate the need to prove the use of force, fraud, or  
2 coercion in the human trafficking of minors.

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

4 Section 1. That § 22-49-1 be amended to read:

5 22-49-1. No person may recruit, harbor, transport, provide, receive, or obtain, by any means,  
6 another person knowing that force, fraud, or coercion will be used to cause the person to engage  
7 in prostitution, forced labor, or involuntary servitude. ~~Nor may any person~~ No person may  
8 benefit financially or by receiving anything of value from participation in a venture that has  
9 engaged in acts set forth in this section. Any violation of this section constitutes the crime of  
10 human trafficking. If the victim is under eighteen years of age, the crime of human trafficking  
11 need not involve force, fraud, or coercion.

