

# State of South Dakota

NINETY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2019

931B0372

## HOUSE BILL NO. 1193

Introduced by: Representatives Hansen, Dennert, Deutsch, Finck, Goodwin, Haugaard, Latterell, Pischke, Randolph, and Steele and Senators Schoenbeck, Blare, DiSanto, Monroe, Nelson, Otten (Ernie), Rusch, and Steinhauer

1 FOR AN ACT ENTITLED, An Act to provide a criminal penalty for causing an abortion  
2 against a pregnant mother's will.

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

4 Section 1. That chapter 22-17 be amended by adding a NEW SECTION to read:

5 A person is guilty of a Class B felony if the person threatens to commit against the pregnant  
6 mother or any other person, with the intent to cause the pregnant mother to undergo an abortion  
7 against her will, and causes the pregnant mother to undergo an abortion against her will that  
8 results in the death of the unborn human being as defined under § 34-23A-1:

- 9 (1) Homicide, murder, or manslaughter under chapter 22-16;
- 10 (2) Aggravated assault under § 22-18-1.1; or
- 11 (3) Kidnapping under chapter 22-19.

