

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

931B0372

HOUSE JUDICIARY ENGROSSED NO. **HB 1193**
2/22/2019

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

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 Any person who threatens to commit:

6 (1) Homicide, murder, or manslaughter under chapter 22-16; or

7 (2) Aggravated assault under § 22-18-1.1; or

8 (3) Kidnapping under chapter 22-19;

9 against the pregnant mother or any other person within the pregnant mother's presence with the
10 intent to cause the pregnant mother to undergo an abortion against her will that results in the
11 death of the unborn human being as defined under § 34-23A-1 is guilty of a Class B felony. A
12 charge brought under this section may be commenced at any time prior to the time the victim
13 attains age twenty-five or within seven years of the commission of the crime, whichever is



1 longer.