

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

562Q0516

HOUSE BILL NO. 1157

Introduced by: Representatives Cutler, Boomgarden, Deadrick, Engels, Gibson, Lederman, Novstrup (David), Peters, Romkema, Street, Vanderlinde, and Vanneman and Senators Gillespie, Abdallah, Bartling, Gant, Jerstad, Maher, Miles, and Nesselhuf

1 FOR AN ACT ENTITLED, An Act to provide for the establishment of a task force to study
2 issues relating to domestic abuse and sexual assault and to declare an emergency.

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

4 Section 1. There is established the Task Force on Domestic Abuse and Sexual Assault. The
5 task force shall identify and review the statutes regarding domestic abuse, sexual assault, and
6 stalking, including chapters 25-10, 22-18, and 22-19A, and any other relevant sections of law
7 including § 22-6-9 and recommend any revisions that provide clarity and consistency in the
8 language and placement of the statutes. The task force shall also examine the penalties in any
9 statutes under review and recommend any revisions to provide consistency among the penalties
10 authorized by the statutes.

11 Section 2. The task force shall consist of seven members. The chair of the House Judiciary
12 Committee and the chair of the Senate Judiciary Committee shall serve as ex officio members.
13 The speaker of the House of Representatives shall appoint three members, no more than two of
14 whom shall be from one political party, and the speaker shall designate one member as chair.



1 The president pro tempore of the Senate shall appoint two members, both of whom may not be
2 from the same political party, and the president pro tempore shall designate one member as vice
3 chair. The speaker and the president pro tempore shall appoint members who are attorneys to
4 the extent practicable.

5 Section 3. The task force shall be staffed and funded as an interim legislative committee.

6 Section 4. The task force shall submit its final report, including any draft legislation
7 consistent with section 1 of this Act, to the Legislature no later than December 1, 2009.

8 Section 5. Whereas, this Act is necessary for the immediate preservation of the public peace,
9 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and
10 effect from and after its passage and approval.