



## 2020 South Dakota Legislature

# House Bill 1119

Introduced by: **Representative** Barthel

1 **An Act to include certain offenses committed in another state for purposes of an**  
 2 **enhanced penalty.**

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

4 **Section 1.** That § 22-18-30 be AMENDED:

5 **22-18-30. Third or subsequent offense--Offense in another state.**

6 Any conviction for, or plea of guilty to, an offense in another state which, if  
 7 committed in this state, would constitute a violation of simple assault under § 22-18-1,  
 8 aggravated assault under § 22-18-1.1, assault under § 22-18-26, intentional contact with  
 9 bodily fluids under § 22-18-26.1, or assault under § 22-18-29, and ~~which that~~ occurs  
 10 within ten years prior to the date of the violation being charged, shall be used to determine  
 11 if the violation to be charged is a third or subsequent offense pursuant to § 22-18-1.