

# 2020 South Dakota Legislature **House Bill 1128**

## **AMENDMENT 1128A FOR THE INTRODUCED BILL**

1 **An Act to modify the penalty for causing a child to be present during**  
2 **methamphetamine use, distribution, or manufacture.**

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

4 **Section 1.** That § 26-10-31 be AMENDED:

5 **26-10-31. Methamphetamine--Use, distribution, or manufacture in presence**  
6 **of child--Violation as felony or misdemeanor.**

7 It is a Class 4 felony for any person to knowingly cause a child under the age of  
8 fourteen years, ~~or an unborn child,~~ to be present where any person is using, distributing,  
9 or manufacturing methamphetamine. It is a Class 1 misdemeanor for any person to  
10 knowingly cause a child age fourteen years or older to be present where any person is  
11 using, distributing, or manufacturing ~~methamphetamines~~ methamphetamine.