



2020 South Dakota Legislature

House Bill 1212

HOUSE JUDICIARY ENGROSSED

Introduced by: **Representative Healy**

1 **An Act to add certain persons to the list of mandatory reporters of suspected child**
 2 **abuse or neglect.**

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

4 **Section 1.** That § 26-8A-3 be AMENDED:

5 **26-8A-3. Abused or neglected child--Required reporting--Violation as**
 6 **misdemeanor.**

7 Any physician, dentist, doctor of osteopathy, chiropractor, optometrist, emergency
 8 medical technician, paramedic, mental health professional or counselor, podiatrist,
 9 psychologist, dental hygienist, member of the clergy, religious healing practitioner, social
 10 worker, hospital intern or resident, parole or court services officer, law enforcement
 11 officer, teacher, school counselor, school official, nurse, licensed or registered child welfare
 12 provider, employee or volunteer of a domestic abuse shelter, employee or volunteer of a
 13 child advocacy organization or child welfare service provider, chemical dependency
 14 counselor, coroner, or any safety-sensitive position as defined in § 3-6C-1, who has
 15 reasonable cause to suspect that a child under the age of eighteen has been abused or
 16 neglected as defined in § 26-8A-2 shall report that information in accordance with §§ 26-
 17 8A-6, 26-8A-7, and 26-8A-8. Any person who intentionally fails to make the required
 18 report is guilty of a Class 1 misdemeanor. Any person who knows or has reason to suspect
 19 that a child has been abused or neglected as defined in § 26-8A-2 may report that
 20 information as provided in § 26-8A-8.

21 **Section 2.** This Act shall go into effect January 1, 2021.