

AN ACT

ENTITLED, An Act to revise the penalty for theft by an employee of certain facilities.

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

Section 1. That § 22-30A-17 be amended to read as follows:

22-30A-17. Theft is grand theft, if:

- (1) The value of the property stolen exceeds five hundred dollars;
- (2) Repealed by SL 1990, ch 165, § 2.
- (3) Property of any value is taken from the person of another; or
- (4) In the case of theft by receiving stolen property, the receiver is a dealer in stolen property, the value of the property stolen exceeds five hundred dollars in value.

Theft in all other cases is petty theft. Grand theft is a Class 4 felony. Petty theft is divided into two degrees. Petty theft of one hundred dollars or more is in the first degree and is a Class 1 misdemeanor. Petty theft is in the first degree and is a Class 1 misdemeanor if the theft is of money or property of any value less than five hundred dollars belonging to a resident or patient of a hospital, nursing facility, chemical dependency facility, assisted living center, development center, human services center, or any residential facility for the mentally ill, mentally retarded, or developmentally disabled and if the theft is committed by an employee of the facility. Otherwise petty theft of less than one hundred dollars is in the second degree and is a Class 2 misdemeanor.

An Act to revise the penalty for theft by an employee of certain facilities.

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I certify that the attached Act  
originated in the

SENATE as Bill No. 112

\_\_\_\_\_  
Secretary of the Senate

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\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

Senate Bill No. 112

File No. \_\_\_\_\_

Chapter No. \_\_\_\_\_

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Received at this Executive Office  
this \_\_\_\_ day of \_\_\_\_\_ ,

19\_\_ at \_\_\_\_ M.

By \_\_\_\_\_  
for the Governor

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The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 19\_\_

\_\_\_\_\_  
Governor

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STATE OF SOUTH DAKOTA,  
ss.  
Office of the Secretary of State

Filed \_\_\_\_\_, 19\_\_  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State