

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

445A0438

SENATE BILL NO. 112

Introduced by: Senators Hutmacher and Hunhoff and Representative Moore

1 FOR AN ACT ENTITLED, An Act to revise the elements of grand theft to include theft in a
2 nursing facility.

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

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

5 22-30A-17. Theft is grand theft, if:

6 (1) The value of the property stolen exceeds five hundred dollars;

7 (2) Repealed by SL 1990, ch 165, § 2.

8 (3) Property of any value is taken from the person of another; ~~or~~

9 (4) In the case of theft by receiving stolen property, the receiver is a dealer in stolen
10 property, the value of the property stolen exceeds five hundred dollars in value; or

11 (5) Property of any value belonging to a resident of a nursing facility is taken by an
12 employee of a nursing facility.

13 Theft in all other cases is petty theft. Grand theft is a Class 4 felony. Petty theft is divided
14 into two degrees. Petty theft of one hundred dollars or more is in the first degree and is a Class
15 1 misdemeanor. Petty theft of less than one hundred dollars is in the second degree and is a Class
16 2 misdemeanor.