

AN ACT

ENTITLED, An Act to provide for the forfeiture of security for failure to comply with the provisions of § 23A-43-4.2.

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

Section 1. That § 23A-43-31 be amended to read as follows:

23A-43-31. Any person who, having been released pursuant to this chapter, fails to appear before any court or judicial officer as required or fails to comply with the provisions of § 23A-43-4.2 shall, subject to the provisions of this title, forfeit any security which was given or pledged for such person's release and, in addition, shall:

- (1) If such person was released in connection with a charge of a felony, an alleged felony violation of § 32-23-1, or while awaiting sentence or pending appeal or certiorari after conviction of any offense, be guilty of a Class 6 felony;
- (2) If such person was released in connection with a charge of a misdemeanor, be guilty of a Class 1 misdemeanor; or
- (3) If such person was released for appearance as a material witness, be guilty of a Class 1 misdemeanor.

An Act to provide for the forfeiture of security for failure to comply with the provisions of § 23A-43-4.2.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1210

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1210
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