

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

970C0499

HOUSE BILL NO. 1180

Introduced by: Representatives Wetz, Brown (Jarvis), Diedrich (Larry), Duenwald, Garnos, Jaspers, and Koskan and Senators Albers and Duxbury

1 FOR AN ACT ENTITLED, An Act to revise the penalty for certain assaults in jails and juvenile
2 detention facilities.

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

4 Section 1. That § 22-18-29 be amended to read as follows:

5 22-18-29. Any person confined in a county or municipal jail or in a juvenile detention facility
6 who intentionally throws, smears, or otherwise causes blood, emesis, mucus, semen, excrement,
7 or human waste to come in contact with a county or municipal jail or juvenile detention facility
8 employee, or visitor, or volunteer authorized by the county or municipal jail or juvenile detention
9 facility, or person under contract assigned to the county or municipal jail or juvenile detention
10 facility is guilty of a ~~Class 2~~ Class 1 misdemeanor.

11 Section 2. That chapter 22-18 be amended by adding thereto a NEW SECTION to read as
12 follows:

13 No jail sentence arising from a conviction of section 1 of this Act may commence until the
14 expiration of the sentence that the defendant was serving when the offense occurred.