

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

707E0117

SENATE BILL NO. 72

Introduced by: Senators Volesky, Dennert, Hagen, Hutmacher, Koetzle, McIntyre, Reedy,
and Symens and Representatives Van Norman and Hennies (Thomas)

1 FOR AN ACT ENTITLED, An Act to revise the crime of vehicular homicide.

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

3 Section 1. That § 22-16-41 be amended to read as follows:

4 22-16-41. Any person who, while under the influence of an alcoholic beverage, any
5 controlled drug or substance, marijuana, or a combination thereof, without design to effect death,
6 operates or drives a motor vehicle of any kind in a ~~negligent manner and thereby~~ that causes the
7 death of another person, including an unborn child, is guilty of vehicular homicide. Vehicular
8 homicide is a Class 3 felony. In addition to any other penalty prescribed by law, the court may
9 also order that the driver's license of any person convicted of vehicular homicide be revoked for
10 such period of time as may be determined by the court.