State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

940E0750

HOUSE BILL NO. 1274

Introduced by: Representatives Broderick, Abdallah, Brown (Richard), Garnos, Heineman,
Hennies (Thomas), Jaspers, Michels, and Murschel and Senators Sutton
(Dan), Daugaard, de Hueck, Everist, and Symens

1   FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the operation of child

2   welfare agencies and registered and unregistered family day care homes.

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

4   Section 1. That § 26-6-14.10 be amended to read as follows:

5   26-6-14.10. No person who has been convicted of child abuse pursuant to chapter 26-10 or

6   a sex offense pursuant to chapter 22-22 and no person who has a substantiated report of child

7   abuse or neglect on file with the Department of Social Services may:

8   (1)   Be licensed to operate a child welfare agency pursuant to § 26-6-14;

9   (2)   Be registered to operate a family day care home pursuant to § 26-6-14.2; or

10   (3)   Operate an unregistered family day care home as defined in § 26-6-14.8.

11   Section 2. That § 26-6-14.11 be amended to read as follows:

12   26-6-14.11. Any person who has been convicted of child abuse pursuant to chapter 26-10

13   or a sex offense pursuant to chapter 22-22 and who provides or who has a substantiated report

14   of child abuse or neglect on file with the Department of Social Services is guilty of a Class 1

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Insertions into existing statutes are indicated by underscores.
Deletions from existing statutes are indicated by overstrikes.

1   misdemeanor if such person:

2   (1)   Provides care and supervision of children either in a day care center or any family day

3   care home ~~or who knowingly~~; or

4   (2)   Knowingly permits another person who has been convicted of child abuse pursuant

5   to chapter 26-10 or a sex offense pursuant to chapter 22-22 or who has a

6   substantiated report of child abuse or neglect on file with the Department of Social

7   Services to reside or work on the premises of a day care center or any family day care

8   home ~~is guilty of a Class 1 misdemeanor~~.