

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0343

SENATE ENGROSSED NO. **SB 22** - 02/08/2001

Introduced by: The Committee on Judiciary at the request of the Attorney General

1 FOR AN ACT ENTITLED, An Act to allow for the additional public distribution of sex offender
2 information.

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

4 Section 1. That § 22-22-34 be amended to read as follows:

5 22-22-34. The Division of Criminal Investigation may make the file available to any regional
6 or national registry of sex offenders. The division shall accept files from any regional or national
7 registry of sex offenders and shall make such files available ~~when~~ if requested pursuant to
8 §§ 22-22-30 to 22-22-39, inclusive. The division shall compile a statewide registration list for
9 public inspection or public distribution under chapter 1-27, including electronic or internet
10 distribution. However, the public distribution of sex offender information by the internet shall
11 be limited to persons registered for committing the following offenses:

12 (1) Rape in the first or second degree as set forth in § 22-22-1;

13 (2) Criminal pedophilia as set forth in § 22-22-30.1; or

14 (3) Felony sexual contact as set forth in § 22-22-7.

15 Section 2. That chapter 22-22 be amended by adding thereto a NEW SECTION to read as

1 follows:

2 The public distribution of sex offender information by the internet pursuant to section 1 of
3 this Act shall include a recent photograph of each sex offender for whom information is made
4 available. Further, no sex offender whose sentence has been finally discharged for more than
5 fifteen years may be placed on the internet.