

State of South Dakota

EIGHTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2012

385T0586

SENATE BILL NO. 133

Introduced by: Senator Lederman and Representatives Bolin, Miller, and Nelson (Stace)

1 FOR AN ACT ENTITLED, An Act to establish the criminal offense of aggravated disorderly
2 conduct and to provide a penalty therefor.

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

4 Section 1. That chapter 22-18 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any person who engages in any act of disorderly conduct as defined in § 22-18-35 is guilty
7 of aggravated disorderly conduct if that person commits that act while in the presence of any
8 officer or official, as defined in section 2 of this Act, and who continues to engage in the act of
9 disorderly conduct or who resumes engaging in the act of disorderly conduct after being ordered
10 by the officer or official to cease and desist. Aggravated disorderly conduct is a Class 1
11 misdemeanor.

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

14 For the purposes of section 1 of this Act, the term, officer or official, means any law
15 enforcement officer, firefighter, rescue personnel, medical personnel, emergency services



- 1 personnel, or any other person acting in an official capacity at a fire, accident, disaster,
- 2 disturbance, riot, or other emergency, who has authority to do so.