



2022 South Dakota Legislature

House Bill 1272

HOUSE ENGROSSED

Introduced by: **Representative** Reimer

1 **An Act to revise provisions related to counseling for domestic abuse defendants.**

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

3 **Section 1. That § 25-10-5.1 be AMENDED:**

4 **25-10-5.1.** If a court places a defendant on probation upon receiving a verdict or
 5 plea of guilty for a crime involving domestic abuse, the court shall order that a condition
 6 of the defendant's probation is that ~~he~~ the defendant attend family violence domestic
 7 abuse counseling. Failure to attend ~~family violence domestic abuse~~ counseling is a
 8 violation of the defendant's probation. Domestic abuse counseling includes issues of power
 9 and control, accountability, emotional regulation, or cognitive work addressing errors in
 10 thinking. The court may recommend individual or group counseling meeting the
 11 requirements of domestic abuse counseling, where available.