



2025 South Dakota Legislature

House Bill 1148

Introduced by: **Representative Jordan**

1 **An Act to provide immunity for off-duty law enforcement officers who perform a**
2 **citizen's arrest or assist with a lawful arrest.**

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

4 **Section 1. That a NEW SECTION be added to chapter 23A-3:**

5 Any law enforcement officer, as defined in § 23-3-27, who performs a citizen's
6 arrest, pursuant to § 23A-3-3, or otherwise assists in a lawful arrest under chapter 23A-
7 3, while the officer is off duty, is immune from criminal prosecution and from civil liability
8 for the arrest.