



2025 South Dakota Legislature

Senate Bill 8

SENATE JUDICIARY ENGROSSED

Introduced by: **Senator Crabtree**

1 **An Act to establish certain criminal offenses for boat operators and to provide**
 2 **penalties therefor.**

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

4 **Section 1. That a NEW SECTION be added to chapter 22-16:**

5 Any person who, while under the influence of alcohol, drugs, or substances, in a
 6 manner and to a degree prohibited by § 42-8-45, without design to effect death, operates
 7 a boat, as defined by § 42-8-2, in a negligent manner and thereby causes the death of
 8 another person, including an unborn child, is guilty of watercraft homicide, a Class 3
 9 felony.

10 **Section 2. That a NEW SECTION be added to chapter 22-18:**

11 Any person who, while under the influence of alcohol, drugs, or substances, in a
 12 manner and to a degree prohibited by § 42-8-45, without design to effect serious bodily
 13 injury, operates a boat, as defined by § 42-8-2, in a negligent manner and thereby causes
 14 the serious bodily injury of another person, including an unborn child, is guilty of
 15 watercraft battery, a Class 4 felony.

16 **Section 3. That a NEW SECTION be added to chapter 42-8:**

17 Any operator of a boat involved in an accident resulting in injury or death to any
 18 person, who fails to immediately stop the boat at the scene of the accident and comply
 19 with the provisions of §§ 42-8-56 through 42-8-58, inclusive, is guilty of a Class 6 felony.