

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

817E0423

SENATE BILL NO. 167

Introduced by: Senators Daugaard, Duxbury, McCracken, and Whiting and
Representatives McCaulley, Duenwald, Duniphan, and Madsen

1 FOR AN ACT ENTITLED, An Act to provide for enhanced penalties if child abuse results in
2 serious bodily injury to a child.

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

4 Section 1. That § 26-9-1 be amended to read as follows:

5 26-9-1. Any person who, by any act, causes, encourages or contributes to the abuse, the
6 neglect or the delinquency of a child, or any person, other than a parent who, by any act, causes
7 a child to become a child in need of supervision, as such phrases with reference to children are
8 defined by chapters 26-7A, 26-8A, 26-8B and 26-8C, or who is, in any manner, responsible
9 therefor, is guilty of a Class 1 misdemeanor. However, if a violation of this section results in
10 serious bodily injury to a child, the person who commits the offense is guilty of a Class 4 felony.