

## 2022 South Dakota Legislature

**Senate Bill 72****AMENDMENT 72B FOR THE SENATE ENGROSSED BILL**

1 **An Act to establish the crime of hazing and to provide a penalty therefor.**

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

3 **Section 1. That chapter 22-18 be amended with a NEW SECTION:**

4 A person commits an act of hazing when, during a student's initiation or admission  
5 into any organization operating in connection with a school, college, or university, the  
6 person engages in conduct involving forced activity that endangers the physical health or  
7 safety of the student~~or that subjects the student to extreme mental stress. A person who~~  
8 ~~recklessly engages in hazing is guilty of a Class 2 misdemeanor.~~ A person who commits  
9 an intentional act of hazing is guilty of a Class 1 misdemeanor. A person who maliciously  
10 engages in hazing and by that conduct causes serious bodily injury to the student, is guilty  
11 of a Class 6 felony.

12 For purposes of this section, the term, forced activity, means any activity that is a  
13 condition of initiation or admission into the organization, regardless of the student's  
14 willingness to participate in the activity.

15 If a person is charged with hazing under this section, no other violation under this  
16 chapter may be charged for the same course of conduct.