

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

736R0408

HOUSE BILL NO. 1119

Introduced by: Representatives Hoffman, Bolin, Brunner, Elliott, Engels, Kirkeby, Kopp, Krebs, Noem, Novstrup (David), Russell, Turbiville, and Vanderlinde and Senators Gray, Abdallah, Ahlers, Bartling, Brown, Dempster, Fryslie, Gant, Kloucek, Merchant, and Tieszen

1 FOR AN ACT ENTITLED, An Act to prohibit certain acts of sexual penetration and contact
2 between certain high school employees and students and to provide penalties therefor.

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

4 Section 1. That chapter 22-22 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 No person who is employed at any high school or secondary school as a teacher or coach
7 may knowingly engage in an act of sexual penetration with any person who is currently a student
8 at the same high school or secondary school. Any violation of this section is a Class 5 felony.

9 Section 2. That chapter 22-22 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 No person who is employed at any high school or secondary school as a teacher or coach
12 may knowingly engage in an act of sexual contact with any person who is currently a student
13 at the same high school or secondary school. Any violation of this section is a Class 6 felony.

14 Section 3. That chapter 22-22 be amended by adding thereto a NEW SECTION to read as



1 follows:

2 The provisions of section 1 and 2 of this Act do not apply if the student victim is eighteen

3 years of age or older.