

# State of South Dakota

NINETY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2018

529Z0756

## SENATE JUDICIARY ENGROSSED NO. **SB 161** - 2/22/2018

Introduced by: Senators Jensen (Phil), Kolbeck, Nelson, Netherton, and Otten (Ernie) and  
Representative Pischke

1 FOR AN ACT ENTITLED, An Act to revise provisions regarding assault committed against  
2 certain persons.

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

4 Section 1. That § 22-18-1.05 be amended to read:

5 22-18-1.05. Simple assault, as provided in § 22-18-1, if knowingly committed against a law  
6 enforcement officer, Department of Corrections employee or person under contract assigned to  
7 the Department of Corrections, or other public officer, ~~which assault occurred while such~~  
8 whether or not the officer or employee was engaged in the performance of the officer's or  
9 employee's duties, is a Class 6 felony.

10 Aggravated assault, as provided in § 22-18-1.1, if knowingly committed against a law  
11 enforcement officer, Department of Corrections employee or person under contract assigned to  
12 the Department of Corrections, or other public officer, ~~which assault occurred while such~~  
13 whether or not the officer or employee was engaged in the performance of the officer's or  
14 employee's duties, is a Class 2 felony.

