

State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

940Z0220

SENATE JUDICIARY ENGROSSED NO. **SB 93** 2/14/2018

Introduced by: Senators Nelson, Curd, Greenfield (Brock), Haverly, Jensen (Phil), Langer, Maher, Netherton, Otten (Ernie), Russell, Stalzer, Tapio, and Youngberg and Representatives DiSanto, Bordeaux, Brunner, Campbell, Dennert, Frye-Mueller, Goodwin, Gosch, Howard, Kaiser, Lesmeister, Livermont, Marty, May, Pischke, Rhoden, and Zikmund

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the intentional
2 exposure of others to certain diseases.

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

4 Section 1. That § 34-23-1 be amended to read:

5 34-23-1. Syphilis, gonorrhea, and chancroid ~~hereinafter~~ are designated as to be venereal
6 diseases and ~~are hereby declared to be~~ contagious, infectious, communicable, and dangerous to
7 the public health. ~~It is a Class 2 misdemeanor for anyone~~ Any person infected with ~~these~~
8 ~~diseases or any of them to expose~~ a venereal disease under this section who intentionally
9 exposes another person to infection of that venereal disease is guilty of a Class 1 misdemeanor.

10 Section 2. That the code be amended by adding a NEW SECTION to read:

11 Any person who knowingly violates the provisions of § 22-18-31, section 1 of this Act, or
12 § 34-22-5 is liable for civil damages.

