



2024 South Dakota Legislature
House Bill 1046
ENROLLED

AN ACT

ENTITLED An Act to prohibit the intentional disarming of a law enforcement officer and to provide a penalty therefor.

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

Section 1. That a NEW SECTION be added to chapter 22-11:

Any person who, through use of force or threat of force, intentionally disarms or attempts to disarm a law enforcement officer, while the officer is engaged in the performance of the officer's duties, without the officer's consent, is guilty of a Class 4 felony.

For the purposes of this section, the term "weapon" means any firearm, stun gun, self-defense electronic control device, chemical irritant spray, or baton. The term "disarm" means to take or remove a weapon from the person of the officer or the officer's immediate presence through the physical act of grabbing, holding, seizing, pushing, lifting, picking up, or other similar action.

An Act to prohibit the intentional disarming of a law enforcement officer and to provide a penalty therefor.

I certify that the attached Act originated in
the:
House as Bill No. 1046

Received at this Executive Office
this ____ day of _____,
2024 at _____ M.

Chief Clerk

By _____
for the Governor

Speaker of the House

The attached Act is hereby
approved this _____ day of
_____, A.D., 2024

Attest:

Chief Clerk

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

President of the Senate

Attest:

Filed _____, 2024
at _____ o'clock __ M.

Secretary of the Senate

Secretary of State

House Bill No. 1046
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State