



2020 South Dakota Legislature
House Bill 1089
ENROLLED

AN ACT

ENTITLED An Act to provide for the discharge of certain persons who received a suspended imposition of sentence for a misdemeanor.

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

Section 1. That § 23A-27-14 be AMENDED:

23A-27-14. Discharge and dismissal of probationer on completion of conditions--No judgment entered--Limitation.

Upon completion of the observance of all conditions imposed pursuant to § 23A-27-12.2 or 23A-27-13, the court services officer assigned to the defendant's case or the defendant shall bring the matter to the attention of the court, whereupon the defendant shall be discharged by the court. A formal entry of the discharge shall be entered by the clerk of courts. Discharge and dismissal under this section shall be without court adjudication of guilt and shall not be deemed a conviction for purposes of disqualifications or disabilities imposed by law upon conviction of a crime. Discharge and dismissal under this section may occur only once with respect to any person for a suspended imposition of sentence under § 23A-27-13 and only once with respect to any person for a suspended imposition of sentence under § 23A-27-12.2.

An Act to provide for the discharge of certain persons who received a suspended imposition of sentence for a misdemeanor.

I certify that the attached Act originated in the:
House as Bill No. 1089

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1089
File No. _____
Chapter No. _____

Received at this Executive Office
this ____ day of _____,
2020 at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 2020

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Filed _____, 2020
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State