



2024 South Dakota Legislature

House Bill 1133

Introduced by: **Representative** Jamison

1 **An Act to revise a provision related to aggravated assault.**

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

3 **Section 1. That § 22-18-1.1 be AMENDED:**

4 **22-18-1.1.** ~~Any~~ A person is guilty of aggravated assault if the person who:

5 (1) Attempts to cause serious bodily injury to another, or causes ~~such the~~ injury, under
6 circumstances manifesting extreme indifference to the value of human life;

7 (2) Attempts to cause, or knowingly causes, bodily injury to another with a dangerous
8 weapon;

9 ~~(3) Deleted by SL 2005, ch 120, § 2;~~

10 ~~(4)~~(3) Assaults another with intent to commit bodily injury which results in serious bodily
11 injury;

12 ~~(5)~~(4) Attempts by physical menace with a deadly weapon, or by the use of a physical
13 object simulating a deadly weapon, to put another in fear of imminent serious
14 bodily harm; or

15 ~~(6) Deleted by SL 2005, ch 120, § 2;~~

16 ~~(7) Deleted by SL 2012, ch 123, § 4;~~

17 ~~(8)~~(5) Attempts to induce a fear of death or imminent serious bodily harm by impeding
18 the normal breathing or circulation of the blood of another person by applying
19 pressure on the throat or neck, or by blocking the nose and mouth ;

20 ~~is guilty of aggravated assault.~~ Aggravated assault is a Class 3 felony.