

AN ACT

ENTITLED, An Act to revise certain provisions relating to the conditional release of persons charged with domestic abuse.

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

Section 1. That § 25-10-41 be amended to read as follows:

25-10-41. In determining the conditions of release under § 25-10-40, the court shall consider the following conditions and may impose any condition it considers reasonably necessary to protect the alleged victim of domestic abuse, including ordering the defendant:

- (1) Not to subject the victim to further domestic abuse;
- (2) To vacate the home of the victim;
- (3) Not to contact the victim other than through counsel;
- (4) To engage in counseling;
- (5) To refrain from the consumption of alcohol or the use of drugs;
- (6) To post bond pursuant to § 25-10-23.

As used in this section, the term "domestic abuse" means a violation of § 22-18-1 or 22-18-1.1 if the victim is a family or household member.

An Act to revise certain provisions relating to the conditional release of persons charged with domestic abuse.

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I certify that the attached Act
originated in the

SENATE as Bill No. 149

Secretary of the Senate
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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 149
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
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The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State