

State of South Dakota

NINETIETH SESSION
LEGISLATIVE ASSEMBLY, 2015

955W0649

SENATE JUDICIARY ENGROSSED NO. **SB 186** - 02/17/2015

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senator Rusch and Representatives Schoenfish and Bolin

1 FOR AN ACT ENTITLED, An Act to revise the procedure for the execution of a warrant.

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

3 Section 1. That § 23-24-16 be amended to read as follows:

4 23-24-16. The arrest of a person may be lawfully made also by any peace officer or a private
5 person, without a warrant upon reasonable information that the accused stands charged in the
6 courts of a state with a crime punishable by death or ~~imprisonment~~ incarceration for a term
7 ~~exceeding~~ one year or greater, but when so arrested the accused must be taken before a judge
8 or magistrate with all practicable speed and complaint must be made against ~~him~~ the accused
9 under oath setting forth the ground for the arrest as in § 23-24-15; and thereafter ~~his~~ the
10 accused's answer shall be heard as if ~~he~~ the accused had been arrested on a warrant.

