



2023 South Dakota Legislature
Senate Bill 50
ENROLLED

AN ACT

ENTITLED An Act to revise the crime of witness tampering.

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

Section 1. That § 22-11-19 be AMENDED:

22-11-19. Any person who injures or threatens to injure any person or property; who offers, confers, or agrees to confer any benefit on a witness or prospective witness in an official proceeding; or who corruptly persuades or corruptly influences another person to induce the witness to:

- (1) Testify falsely;
- (2) Withhold any testimony, information, document, or thing;
- (3) Elude legal process summoning the witness to testify or supply evidence; or
- (4) Absent himself or herself from an official proceeding to which the witness has been legally summoned;

is guilty of tampering with a witness. Any person who injures, or threatens to injure, any person or property in retaliation for that person testifying in an official proceeding, or for cooperating with law enforcement, government officials, investigators, or prosecutors, is guilty of tampering with a witness. Tampering with a witness is a Class 4 felony.

For the purposes of this section, the term, corruptly, means wrongful or immoral and done with an intent to impede the administration of justice.

An Act to revise the crime of witness tampering.

I certify that the attached Act originated in the:

Received at this Executive Office this ____ day of _____,

Senate as Bill No. 50

2023 at _____ M.

Secretary of the Senate

By _____
for the Governor

President of the Senate

The attached Act is hereby approved this _____ day of _____, A.D., 2023

Attest:

Secretary of the Senate

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

Speaker of the House

Attest:

Filed _____, 2023
at _____ o'clock __ M.

Chief Clerk

Secretary of State

Senate Bill No. 50
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State