



## 2020 South Dakota Legislature

# House Bill 1153

Introduced by: **Representative Hammock**

1 **An Act to authorize the limited possession of a knife in the state capitol.**

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

3 **Section 1.** That § 22-14-24 be AMENDED:

4 **22-14-24. Possession in county courthouse or state capitol--Exceptions.**

5 The provisions of § 22-14-23 do not apply to:

- 6 (1) The lawful performance of official duties by an officer, agent, or employee of the  
7 United States, the state, political subdivision thereof, or a municipality, who is  
8 authorized by law to engage in or supervise the prevention, detection, investigation,  
9 or prosecution of any violation of law or who is an officer of the court;
- 10 (2) The possession of a firearm or other dangerous weapon by a judge or magistrate;
- 11 (3) The possession of a firearm or other dangerous weapon by a federal or state official  
12 or by a member of the armed services, ~~if provided~~ such possession is authorized by  
13 law;
- 14 (4) (a) The possession of a concealed pistol in the state capitol by a qualified law  
15 enforcement officer or a qualified retired law enforcement officer in accordance  
16 with the Law Enforcement Officers Safety Act of 2004, 18 U.S.C. § 926B-C; and  
17 (b) The possession of a knife in the state capitol by a person meeting the  
18 requirements of this subdivision, provided the length of the knife blade, when  
19 measured in a straight line extending from the tip of the blade to the forward-most  
20 aspect of the handle does not exceed four inches;
- 21 (5) (a) The possession of a concealed pistol anywhere in the state capitol, other than  
22 in the Supreme Court chamber or other access-controlled private office under the  
23 supervision of security personnel, by any person not otherwise referenced in this  
24 section, provided:
- 25 ~~(a)~~(i) The person possessing the concealed pistol holds an enhanced  
26 permit issued in accordance with § 23-7-53;

- 1                   ~~(b)(ii)~~ At least twenty-four hours prior to initially entering the state capitol  
2                   with a concealed pistol, the person notifies the superintendent of the  
3                   Division of Highway Patrol, orally or in writing, that the person  
4                   intends to possess a concealed pistol in the state capitol;
- 5                   ~~(c)(iii)~~ The notification required by this subdivision includes the date on  
6                   which or the range of dates during which the person intends to  
7                   possess a concealed pistol in the state capitol, provided the range of  
8                   dates may not exceed thirty consecutive days; and
- 9                   ~~(d)(iv)~~ The notification required by ~~the~~this subdivision may be renewed, as  
10                  necessary and without limit; and
- 11                  **(b)** The possession of a knife anywhere in the state capitol, other than in the  
12                  Supreme Court chamber or other access-controlled private office under the  
13                  supervision of security personnel, by any person not otherwise referenced  
14                  in this section, provided the length of the knife blade, when measured in a  
15                  straight line extending from the tip of the blade to the forward-most aspect  
16                  of the handle does not exceed four inches; and
- 17                  **(6)** The lawful carrying of a firearm or other dangerous weapon in a county courthouse  
18                  incident to a hunter safety or a gun safety course or for any other lawful purposes.