

IN CIRCUIT COURT
STATE OF SOUTH DAKOTA
SECOND JUDICIAL CIRCUIT,
LINCOLN AND MINNEHAHA COUNTIES

**FY 20 BOND SCHEDULE FOR USE BY
LAW ENFORCEMENT OFFICERS**

ORDER promulgating a schedule of cash, 10% appearance bond or cash/surety bonds for Class 1 and Class 2 misdemeanors and authorizing law enforcement officers to fix bonds as set forth for these and other listed offenses within the jurisdiction of the county.

ALCOHOL VIOLATIONS	
Maintaining Public Nuisance/Alcohol SDCL 35-10-17	Cite
Open Container SDCL 35-1-9.1	Cite
Providing Alcohol to Minor Under 18 SDCL 35-9-1	Cite
Providing Alcohol to Minor 18 -- 21 SDCL 35-9-1.1	Cite
Public Consumption SDCL 35-1-5.3; SF Ord. 5-9	Cite
Underage Poss./Cons. Alcohol (Resident) SDCL 35-9-2; SF Ord. 5-12	Cite
Underage Poss./Cons. Alcohol (NonRes.) SDCL 35-9-2; SF Ord. 5-12	Cite

ASSAULTIVE BEHAVIOR/DAMAGE	
Disorderly Conduct SDCL 22-18-35; SF Ord. 131.001	Cite/PR Officer Discretion
Disturbing Peace (City) SF Ord. 131.002	Cite/PR Officer Discretion
Domestic Abuse/Simple Assault SDCL 22-18-1	no bond
Domestic Stalking SDCL 22-19A-1	no bond
Violation of Protection Order SDCL 22-19A-16 (stalking); SDCL 25-10-13 (domestic)	no bond
Intentional Damage to Property SDCL 22-34-1; SF Ord. 132.001	Cite/PR Officer Discretion
Obstructing Police Officer SDCL 22-11-2	Cite/PR Officer Discretion
Resisting Arrest SDCL 22-11-4	Cite/PR Officer Discretion
Simple Assault SDCL 22-18-1	PR
Assault Upon Any Person by Causing Contact with Bodily Fluids SDCL 22-18-26.1	PR
Interference with Emergency Communications SDCL 49-31-29.2	PR, when not domestic

Tampering with Motor Vehicle SDCL 32-4-4	PR
Criminal Trespass of Motor Vehicle 22-32-20	PR

DRIVER'S LICENSE VIOLATIONS	
Displaying Another's Driver's Lic. SDCL 32-12-70	Cite
Driving While Revoked SDCL 32-12-65	Cite
Driving While Suspended SDCL 32-12-65	Cite
Driving w/o Dr. Lic. in Poss. SDCL 32-12-39	Cite
Give False Info. to Obtain Dr. Lic. SDCL 32-12-75.1	Cite
No Valid Driver's License SDCL 32-12-22	Cite
Poss. of Altered/Suspended Dr Lic SDCL 32-12-67	Cite

DRIVING OFFENSES	
Careless Driving - State or City 32-24-8; SF Ord. 76.076	Cite
DWI 1 st SDCL 32-23-1 & 32-23-2	PR
DWI 2 nd SDCL 32-23-1 & 32-23-3	PR
DWI 3 rd SDCL 32-23-1 & 32-23-4	PR
Reckless Driving -- City SF Ord. 76.075	Cite
Reckless Driving -- State SDCL 32-24-1	Cite
Eluding SDCL 32-33-18	Cite/PR Officer Discretion
Zero Tolerance/Under 21 SDCL 32-23-21	PR
Exhibition Driving -- State or City SDCL 32-24-9; SF Ord. 76.077	Cite
Fleeing from Police (City) SF Ord. 131.021	Cite/PR Officer Discretion
Seat Belt Violation SDCL 32-38-1	Cite
Texting While Driving SDCL 32-26-47.1; SF Ord. 76.091	Cite

CRIMES OF DISHONESTY	
False Impersonation SDCL 22-40-1	Cite/PR Officer Discretion
Making a False Report SDCL 22-11-9	Cite/PR Officer Discretion
Misprision of a Felony SDCL 22-11-12	\$250.00
Unauthorized Use of a Vehicle SDCL 22-30A-12	Cite
Unlawful Occupancy -- Entering or Surreptitiously Remaining SDCL 22-35-5	Cite/PR Officer Discretion

Unlawful Occupancy -- Entering or Remaining After Notice SDCL 22-35-6, Class I Misdemeanor	Cite/PR Officer Discretion
Unlawful Occupancy -- Entering or Remaining After Notice SDCL 22-35-6, Class II Misdemeanor	Cite/PR Officer Discretion
Substitution of Plates SDCL 32-5-103	

HIT AND RUN VIOLATIONS	
Failure to Report – Unattended Vehicle or Property SDCL 32-34-4	Cite
Failure to Report Accident – bodily injury/death and/or prop. damage over \$1,000 SDCL 32-34-7	Cite
Hit and Run SDCL 32-34-6	Cite
Leaving Scene of Accident SDCL 32-34-3	Cite
Hit and Run with Injuries SDCL 32-34-5	Felony No bond

DRUGS AND SUBSTANCES	
Ingest Non-Alcoholic Substance SDCL 22-42-15	PR
Poss Drug Paraphernalia SDCL 22-42A-3	Cite
Poss Marijuana (less than 2 oz.) SDCL 22-42-6	PR
Poss Marijuana (2 oz. - ½ pound) SDCL 22-42-6	PR if SD resident
Poss Marijuana (under 1 pound) SDCL 22-42-6	PR if SD resident

FISHING/HUNTING/WEAPONS	
Carrying Concealed Weapon SDCL 22-14-9.2; SF Ord. 133.001	\$200.00
Fishing w/o license (resident) SDCL 41-6-7	Cite
Fishing w/o license (nonresident) SDCL 41-6-8	Cite
Hunting w/o license SDCL 41-6-16	Cite
Poss. of Firearm w/ Intoxicated SDCL 22-14-7	\$250.00

PHONE CALLS/NUISANCES	
Misuse of Phone SDCL 49-31-31	Cite/PR Officer Discretion
Nuisance Phone Calls SDCL 49-31-31	Cite/PR Officer Discretion
Panhandling/Public Begging SF Ord. 130.007	Cite
Public Nuisance SDCL 22-36-1	Cite
INSURANCE VIOLATIONS	
No Proof of Insurance SDCL 32-35-113	Cite
Prov. False Evid. of Fin. Resp. SDCL 32-35-120	Cite

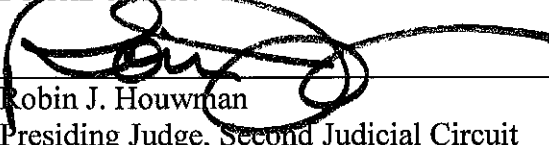
MORALS CHARGES	
Contrib. to Delinq. of a Minor SDCL 26-9-1	Cite/PR Officer Discretion
Indecent Exposure SDCL 22-24-1.2	PR
No Escort Identification SF Ord. 118.010	Cite
Prostitution SDCL 22-23-1	Cite/PR Officer Discretion
Public Indecency SDCL 22-24-1.1	Cite
Soliciting a Ride SF Ord. 80.008	Cite
Window Peeking SDCL 22-21-3	PR
Refusal to Accept Diagnosis/Treatment TB SDCL 34-22-18	PR with EM

THEFTS	
Obtain Services w/o Paying SDCL 22-30A-8	Cite
Petty Theft 1° SDCL 22-30A-17.2	Cite
Petty Theft 2° SDCL 22-30A-17.3	Cite
Grand Theft (\$1,000-\$2,500) SDCL 22-30A-17	PR
Grand Theft (\$2,500-\$5,000) SDCL 22-30A-17	PR
Possession Stolen Property 1 st Degree SDCL 22-30A-7	PR
Organized Retail Theft	PR

ANYTHING NOT OTHERWISE LISTED ON THE BOND SCHEDULE ABOVE SHALL BE SET AS FOLLOWS:	
Class 1 Misdemeanors	\$200
Class 2 Misdemeanors	PR

DATED THIS 13th DAY OF AUGUST, 2020.

BY THE COURT:


Robin J. Houwman
Presiding Judge, Second Judicial Circuit

Note: Fines and appearances required for violation of municipal ordinances shall be the same as those required for violation of similar state statutes. For other traffic offenses not covered by municipal ordinance, the fines are the same as the state schedule. For violation of City of Sioux Falls municipal ordinances that do not have a similar or corresponding state statute, the total amount clerk magistrates are directed to charge is \$95, inclusive of fines, fees and surcharges (except for Sioux Falls curfew violations which are assessed a different amount).

Any officer has the authority to require a violator to appear before a magistrate judge.