

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

400V0306

SENATE BILL NO. 41

Introduced by: The Committee on Retirement Laws at the request of the South Dakota Retirement System

1 FOR AN ACT ENTITLED, An Act to revise the definition of penitentiary correctional staff for
2 purposes of administering the South Dakota Retirement System.

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

4 Section 1. That subdivision (53) of § 3-12-47 be amended to read as follows:

5 (53) "Penitentiary correctional staff," the warden, deputy warden, ~~guards, correctional~~
6 ~~supervisors, correctional officers and their immediate supervisors of the South~~
7 ~~Dakota state penitentiary and any other classification of penitentiary employees~~
8 ~~approved by the board of trustees~~ and any other correctional staff holding a security
9 position as determined by the Department of Corrections and approved by the Bureau
10 of Human Resources and the Bureau of Finance and Management. For purposes of
11 administration of this chapter final determination of penitentiary correctional staff as
12 Class B members shall be made by the board of trustees based on the
13 recommendation of the Department of Corrections, Bureau of Human Resources, and
14 the Bureau of Finance and Management;

15 Section 2. That ARSD 62:01:02:03 be repealed.



1 ~~62:01:02:03. Penitentiary employees. The following employees of the South Dakota~~
2 ~~penitentiary are class B members:~~

3 ~~(1) Warden;~~

4 ~~(2) Deputy warden; and~~

5 ~~(3) Guards.~~

6 ~~All credited service earned by such employees prior to July 1, 1978, is service earned as~~
7 ~~class A members.~~

8 ~~Each employee who was employed by the South Dakota penitentiary as a correctional shop~~
9 ~~supervisor prior to July 1, 1992, shall continue as a class B member while employed as a~~
10 ~~correctional shop supervisor.~~

11 ~~All other employees of the state penitentiary are class A members.~~