

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

462A0330

HOUSE BILL NO. 1155

Introduced by: Representatives Pederson (Gordon), Hassard, and Madden and Senator Vitter

1 FOR AN ACT ENTITLED, An Act to repeal the requirement that certain inactive employers
2 establish new unemployment compensation experience-rating accounts.

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

4 Section 1. That § 61-5-31 be amended to read as follows:

5 61-5-31. Effective January 1, 1950, an employer who has had no employment in South
6 Dakota subject to this title for five consecutive years ~~shall be~~ is required to establish a new
7 experience-rating account for the determination of future contribution rates, and any balances
8 or overdrafts in the experience-rating account established prior to the interruption of operations
9 in South Dakota or the interruption of coverage under this title ~~shall~~ may not be used in the
10 determination of such future rates. However, an entity that has never discontinued operations
11 has the option of resuming its experience rating account balance if the entity again becomes an
12 employer subject to this title within the immediately following second consecutive five-year
13 period.