

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

832A0691

HOUSE BILL NO. 1213

Introduced by: Representatives Cutler, Apa, Brooks, Gabriel, Hagg, Jorgensen, and Schrempp
and Senators Halverson, Aker, Flowers, Rounds, and Whiting

1 FOR AN ACT ENTITLED, An Act to provide a penalty for strikes by public employees.

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

3 Section 1. That § 3-18-10 be amended to read as follows:

4 3-18-10. No public employee ~~shall~~ may strike against the State of South Dakota, any of the
5 political subdivisions ~~thereof~~ of the state, any of its authorities, commissions, or boards, the
6 public school system, or any other branch of the public service. ~~Provided, however, that~~
7 However, nothing ~~contained~~ in this chapter ~~shall be construed to limit, impair or affect, limits,~~
8 impairs, or affects the right of any public employee to the expression or communication of a
9 view, grievance, complaint, or opinion on any matter related to the conditions or compensation
10 of public employment or their betterment with the full, faithful, and proper performance of the
11 duties of employment. Any person who violates this section is subject to a civil penalty of one
12 thousand dollars for each day of violation. Any resident of the affected district or county in
13 which the strike occurred may enforce this section. All moneys recovered shall be paid to the
14 affected governmental entity to offset the cost and expenses of the strike. However, any person
15 bringing the action may recover all costs, expenses, and attorneys fees expended to enforce this

1 section.