

AN ACT

ENTITLED, An Act to limit the liability of local government agencies and their employees for year 2000 litigation.

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

Section 1. That chapter 3-21 be amended by adding thereto a NEW SECTION to read as follows:

No unit of local government or any political subdivision of the state and no employee of any unit of local government or political subdivision of the state is liable for losses from any failure or malfunction occurring on or before December 31, 2002, which is caused directly or indirectly by the failure of computer software or any device containing a computer processor to accurately or properly recognize, calculate, display, sort, or otherwise process dates or times, if the failure or malfunction causing the loss was unforeseeable; or, if foreseeable, the plan, design, or both, for identifying and preventing the failure or malfunction was prepared in substantial compliance with generally accepted computer and information system design standards in effect at the time of the preparation of the plan or design; and if the employee exercised due diligence in the operation of such computer software or device.

An Act to limit the liability of local government agencies and their employees for year 2000 litigation.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1303

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1303
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

19__ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 19__

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____ , 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State