

AN ACT

ENTITLED, An Act to revise the benefit plans that are exempt from execution, attachment, garnishment, seizure, or taking by any legal process.

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

Section 1. That § 43-45-17 be amended to read as follows:

43-45-17. For the purposes of §§ 43-45-16 to 43-45-18, inclusive, the term, employee benefit plan, means any plan or arrangement that is subject to the provisions of the 29 U.S.C. §§ 1001 through 1461, as amended, and in effect on January 1, 2000, or that is described in § 401, 403(a), 403(b), 408, 408A, or 409 of the Internal Revenue Code, as amended, and in effect as of January 1, 2000. The term, employee benefit plan, does not include any employee benefit plan that is excluded from application pursuant to 29 U.S.C. § 1003(b)(1), as amended, and in effect as of January 1, 2000.

An Act to revise the benefit plans that are exempt from execution, attachment, garnishment, seizure, or taking by any legal process.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1046

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. 1046
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State