

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

924D0735

HOUSE BILL NO. 1275

Introduced by: Representatives Davis, Koetzle, McIntyre, and Patterson and Senators Dunn (Rebecca), Flowers, Hutmacher, and Kloucek

1 FOR AN ACT ENTITLED, An Act to revise the method of designating and selecting
2 representatives for public employees' unions.

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

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

5 3-18-3. Representatives designated or selected for the purpose of formal representation by
6 ~~the majority~~ of the employees in a unit appropriate for such purposes shall be the exclusive
7 representatives of all employees in such unit for the purpose of representation in respect to rates
8 of pay, wages, hours of employment, or other conditions of employment; provided that salary
9 increases for Board of Regents' faculty and exempt staff may only be distributed to address
10 institutional priorities, program needs, performance meeting or exceeding expectations, or
11 internal or external market considerations. Representatives shall be selected by a majority of the
12 employees voting in an election for such representatives. Notwithstanding any other provision
13 of this section, any individual employee, or a group of employees, shall have the right at any time
14 to present grievances to their employer and to have such grievances adjusted without the
15 intervention of the formal representative as long as the adjustment is not inconsistent with the
16 terms of any settlement with the formal representative then in effect; provided that the formal

1 representative has been given opportunity to be present at such adjustment.