

# State of South Dakota

SEVENTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2001

455E0417

## SENATE BILL NO. 213

Introduced by: Senators Apa, de Hueck, Duxbury, Hutmacher, Moore, Olson (Ed), and Reedy and Representatives Garnos, Burg, Davis, Flowers, Glenski, Lange, Madsen, Monroe, Nesselhuf, Smidt, Teupel, and Wick

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding longevity  
2 compensation for state employees.

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

4 Section 1. That § 3-8-13 be amended to read as follows:

5 3-8-13. Any state employee who is employed in a position that is eligible for longevity pay  
6 and has at least seven years of employment with the State of South Dakota is entitled to  
7 longevity compensation. The longevity compensation for years of employment seven to ~~ten~~ nine,  
8 inclusive, is ~~one hundred~~ one hundred fifty dollars. The longevity compensation for years of  
9 employment ~~eleven~~ ten to fourteen, inclusive, is equal to ~~ten~~ fifteen dollars per year of  
10 employment until the fifteenth year of service at which time the longevity pay shall be equal to  
11 ~~fifteen~~ twenty dollars per year of service. Longevity pay shall increase at five dollar increments  
12 thereafter for each additional five years of employment. The longevity compensation may not be  
13 affected by any other compensation and classification plan except that the longevity  
14 compensation shall be distributed in the same manner and form as prescribed in § 3-8-6. It is

1 payable annually in one lump sum. The commissioner of the Bureau of Personnel shall  
2 promulgate rules pursuant to chapter 1-26 to determine the state employee position categories  
3 that are eligible for longevity pay, the criteria for payment for prior years of service, the date for  
4 payment, and the type of service that may be used to calculate longevity. The only Board of  
5 Regents' employees eligible for longevity pay are those nonfaculty permanent full-time employees  
6 who are customarily employed for twenty hours or more a week at least six months a year.

7 Any agent, patrolman, or employee of the Division of Highway Patrol of the Department of  
8 Commerce and Regulation may elect to receive longevity pay under this section or under  
9 § 32-2-10, but may not receive longevity pay under both provisions at the same time.