

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

435H0672

## HOUSE BILL NO. 1266

Introduced by: Representatives Bradford, Bartling, Hargens, Hundstad, Lange, Nachtigal, Peterson (Jim), Sigdestad, Valandra, and Van Norman and Senators Hagen, Koetzle, and McIntyre

1 FOR AN ACT ENTITLED, An Act to revise certain statutes relating to the eligibility of  
2 individual's employed by certain schools for unemployment benefits.

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

4 Section 1. That chapter 61-1 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding subdivision 61-1-10.4(3), employment includes services performed by an  
7 individual in the employ of an elementary or secondary school operated by the federal  
8 government who is furloughed in a nonpay status as defined in section 2 of this Act

9 Section 2. That chapter 61-6 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 The exception in §§ 61-6-1.2 and 61-6-1.3 that disqualifies an individual because the  
12 individual performs services in an educational institution does not disqualify an individual who  
13 is furloughed in a nonpay status while in the employ of an elementary or secondary school  
14 operated by the federal government. Furloughed in a nonpay status means an individual



1 employed in a full-time career position by an elementary or secondary school operated by the  
2 federal government or an agency of the federal government and is put on a leave of absence with  
3 no work and no pay for a period exceeding two weeks.