

# State of South Dakota

EIGHTIETH SESSION  
LEGISLATIVE ASSEMBLY, 2005

642L0478

## HOUSE BILL NO. 1156

Introduced by: Representatives Valandra, Bradford, and Van Norman and Senator Two Bulls

1 FOR AN ACT ENTITLED, An Act to prohibit businesses that use outsourcing from receiving  
2 state financial assistance or incentives.

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

4 Section 1. No corporation, limited liability company, cooperative, partnership, sole  
5 proprietorship, or other business entity may receive any grant, loan, or any other form of  
6 financial assistance or any tax exemption, credit, or incentive that is otherwise authorized in  
7 state law if the work or activity for which the assistance or incentive is sought is performed by  
8 persons who are not authorized to work in the United States pursuant to federal law or if the  
9 work or activity is performed at a site outside the United States. Any such business entity that  
10 violates the provisions of this Act shall repay the appropriate state agency for all state assistance  
11 received in connection with the work or activity. The state agency may bring an action in circuit  
12 court to compel enforcement under this Act. The court shall award reasonable attorney's fees,  
13 costs, and other expenses of litigation to the state agency if the agency is the prevailing party.

