

**20:16:17:10. Disability pension.** An employee is entitled to a disability pension if the employee meets all the following requirements:

- (1) Has become totally disabled on or after the date the plan was restated;
- (2) Has completed at least three years of credited service or was disabled;
- (3) Retires from active employment with the commission; and
- (4) Has been approved for and receives a disability benefit under the federal Social Security Act.

The board may, at any time, require evidence of continued entitlement to a disability benefit.

**Source:** 28 SDR 109, effective February 11, 2002; 36 SDR 207, effective July 1, 2010; 40 SDR 197, effective May 27, 2014.

**General Authority:** SDCL 3-12-222.

**Law Implemented:** SDCL 3-12-218, 3-12-219.