

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

850Y0163

SENATE LOCAL GOVERNMENT ENGROSSED NO. **HB 1052** - 3/1/2017

Introduced by: Representatives Haggar, DiSanto, Latterell, and Rhoden and Senators Curd, Ewing, Langer, Netherton, and Novstrup

1 FOR AN ACT ENTITLED, An Act to provide certain protections for public employees.

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

3 Section 1. That the code be amended by adding a NEW SECTION to read:

4 No department, bureau, board, or commission of the state or any of its political subdivisions
5 may dismiss, suspend from employment, demote, decrease the compensation of, or take any
6 other retaliatory action against an employee because the employee reports in good faith to an
7 appropriate authority a violation or suspected violation of a law or rule, an abuse of funds or
8 abuse of authority, or substantial and specific danger to public health or safety, unless the report
9 is specifically prohibited by law. The provisions of this section do not apply to any employee
10 who knows the report is false or was made in a reckless disregard for the truth. A state employee
11 who is the subject of retaliation under this section may file a grievance with the Civil Service
12 Commission pursuant to § 3-6D-22. For purposes of an employee of a political subdivision, an
13 appropriate authority includes any human resources department of that political subdivision, if
14 any, any state's attorney, or the attorney general.

