

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

743V0619

## SENATE COMMERCE AND ENERGY ENGROSSED NO. **HB 1143** - 03/04/2014

Introduced by: Representatives Greenfield and Johns and Senators Maher and Novstrup (A)

1 FOR AN ACT ENTITLED, An Act to repeal certain provisions regarding unemployment  
2 insurance benefit eligibility of workers attending approved training.

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

4 Section 1. That § 61-6-22 be repealed.

5 ~~—61-6-22. In addition to and subsequent to payment of all benefits otherwise allowed under~~  
6 ~~this chapter and without restriction with respect to an individual's benefit year, training~~  
7 ~~extension benefits shall be payable to any individual if all of the following criteria are met:~~

8 ~~—(1)—The individual is unemployed;~~

9 ~~—(2)—The individual has exhausted all rights to regular and extended benefits;~~

10 ~~—(3)—The individual is enrolled, no later than the end of the benefit year established with~~  
11 ~~respect to the separation that makes the individual eligible for the training benefit,~~  
12 ~~and making satisfactory progress, as determined by the secretary, in a training~~  
13 ~~program approved by the department, or in a job training program authorized under~~  
14 ~~the Workforce Investment Act of 1998. Each such training program shall prepare the~~  
15 ~~individual who has been separated from a declining occupation, as determined by the~~



1 ~~department, or who has been involuntarily and indefinitely separated from~~  
2 ~~employment as a result of a permanent reduction of operations at the individual's~~  
3 ~~place of employment, for entry into a high-demand occupation, as determined by the~~  
4 ~~department; and~~

5 ~~— (4) — The individual is not receiving similar stipends or other training allowances for~~  
6 ~~nontraining costs.~~

7 ~~— The amount of unemployment compensation payable under this section to an individual for~~  
8 ~~a week of unemployment shall be equal to the individual's weekly benefit amount for the~~  
9 ~~individual's most recent benefit year, less deductible earnings or income, if any. The total~~  
10 ~~amount payable under this section to any individual shall be equal to twenty-six times the~~  
11 ~~individual's weekly benefit amount for the individual's most recent benefit year. The former~~  
12 ~~employer's experience-rating account may not be charged for benefits paid under this section.~~

13 Section 2. This Act is effective February 1, 2015.