

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

964X0548

SENATE BILL NO. 160

Introduced by: Senators Peters and Novstrup (David) and Representatives Willadsen and Verchio

1 FOR AN ACT ENTITLED, An Act to provide for per diem for constituent service, leadership
2 service, and service on certain standing committees and to declare an emergency.

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

4 Section 1. That § 2-4-2 be amended to read:

5 2-4-2. The salary of each member of the Legislature is six thousand dollars for every regular
6 legislative session. In addition, each legislator shall receive:

7 (1) Reimbursement to be paid after the legislative session for actual mileage or its
8 equivalent traveled to and from home not more than once each weekend or between
9 days of recess during the regular legislative session, at state rates established by the
10 Board of Finance;

11 (2) Expenses of one hundred twenty-three dollars per day for each day of a regular or
12 special legislative session as prepaid reimbursement for living expenses, including
13 meals and lodging, laundry, cleaning and pressing of clothing, and all other
14 uncompensated expenses as defined in § 2-4-2.1 incident to the performance of
15 legislative services, or at the amount fixed for the per diem allowance that is



1 authorized by the United States Internal Revenue Service to be excluded from the
2 gross income without itemization as of October first each year, whichever of the two
3 is greater; ~~and~~

4 (3) Five cents once each session for every mile of necessary travel in going to and
5 returning from the place of meeting of the Legislature by the most usual route;

6 (4) Constituent services expenses of five hundred dollars per month for the months of
7 April through December each year as prepaid reimbursement for expenses including
8 meals and lodging, laundry cleaning, postage, stationary, printing, office supplies,
9 telephone, travel for attendance at meetings with constituents, subscriptions to
10 publications, and such other costs associated with legislative service to be excluded
11 from the gross income without itemization; and

12 (5) Additional constituent services expenses of five hundred dollars per month for the
13 months of April through December as prepaid reimbursement for expenses of
14 fulfilling additional legislative duties for the House majority leader, assistant House
15 majority leader, speaker of the House, speaker pro tem of the House, House minority
16 leader, assistant House minority leader, president pro tempore of the Senate, Senate
17 majority leader, assistant Senate majority leader, Senate minority leader, assistant
18 Senate minority leader, and all Senate and House members appointed to the
19 appropriations committee to be excluded from the gross income without itemization.

20 For each ~~day's~~ day of attendance at special sessions, each member, in addition to mileage
21 and expenses, shall receive a per diem calculated by the director of the Legislative Research
22 Council equal to the normal daily compensation for the regular session immediately preceding
23 the special session.

24 Section 2. The reimbursement increase in subdivisions 2-4-2(4) and 2-4-2(5) of this Act are

1 effective on April 1, 2017.

2 Section 3. That § 2-4-2.1 be repealed on April 1, 2017.

3 Section 4. Whereas, this Act is necessary for the support of the state government and its
4 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
5 full force and effect from and after its passage and approval.