

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

400S0610

SENATE BILL NO. 202

Introduced by: The Committee on Commerce and Energy at the request of the Office of the Governor

1 FOR AN ACT ENTITLED, An Act to revise the State Workers' Compensation Advisory
2 Council.

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

4 Section 1. That § 62-2-10 be amended to read as follows:

5 62-2-10. The Governor shall appoint a State Workers' Compensation Advisory Council,
6 composed of eight members, four representing employees, two of whom shall be from
7 recommendations submitted by the South Dakota Federation of Labor. No employee
8 representative may be a member of a personnel department. Four shall represent employers. The
9 members may not be all of the same political party. Expenses of council members shall be paid
10 by the Department of Labor and Regulation. The length of terms is three years with no more
11 than three expiring each year. Members shall serve until a new appointment is made by the
12 Governor. ~~Nonvoting members are the secretary of labor and the secretary of revenue and~~
13 ~~regulation.~~ The secretary of labor and regulation is a nonvoting member. Five voting members
14 of the council are a quorum for meetings. The ~~lieutenant governor~~ Governor shall ~~serve as~~
15 appoint the chair ~~and, who~~ has the right to vote. Any recommendations by the advisory council



1 shall be by majority vote.

2 The council shall aid the Department of Labor and ~~the Department of Revenue and~~
3 Regulation in reviewing the workers' compensation program as to its content, adequacy, and
4 effectiveness and make recommendations for its improvement. The council shall meet as
5 frequently as necessary but not less than twice each year. The council shall make reports of its
6 meetings that shall include a record of its discussions, including all issues voted upon and the
7 vote count, and its recommendations. The council shall make an annual report to the Governor
8 and Legislature by December thirty-first of each year. The department shall make the reports
9 available to any interested persons or groups.