



2023 South Dakota Legislature

House Bill 1181

Introduced by: **Representative Perry**

1 **An Act to modify the annual minimum wage adjustment.**

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

3 **Section 1. That § 60-11-3.2 be AMENDED:**

4 **60-11-3.2.** ~~Beginning January 1, 2016, and again on January 1 of each year~~
 5 ~~thereafter~~Every two years, beginning on January 1, 2025, the minimum wage provided
 6 by § 60-11-3 shall be adjusted by the increase, if any, in the cost of living. The increase
 7 in the cost of living shall be measured by the ~~percentage increase as of August of the~~
 8 ~~immediately preceding year over the level as measured as of August of the previous year~~
 9 ~~of the Consumer Price Index (all urban consumers, U.S. city average for all items) or its~~
 10 ~~successor index as published by the U.S. Department of Labor or its successor agency,~~
 11 ~~with~~Consumer Price Index (all urban consumers, U.S. city average for items), or its
 12 successor index as published by the U.S. Department of Labor or its successor agency, for
 13 two years preceding the adjustment year.

14 ~~the~~The amount of the minimum wage increase, if any, must be rounded up to the
 15 nearest five cents. In no case shall the minimum wage be decreased. The
 16 ~~Secretary~~secretary of the ~~South Dakota~~ Department of Labor and Regulation, ~~or its~~ the
 17 secretary's designee, shall publish the adjusted minimum wage rate for the forthcoming
 18 ~~year on its internet home page online~~ by October 15 of ~~each~~ the year in which the
 19 adjustment is measured, and it shall become effective on January 1 of the forthcoming
 20 year.