

State of South Dakota

NINETY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2018

578Z0042

HOUSE BILL NO. 1198

Introduced by: Representatives Mickelson, DiSanto, Goodwin, Gosch, Heinemann, Howard, Jensen (Kevin), Johns, Johnson, Kaiser, Karr, Kettwig, Latterell, Lust, Marty, Peterson (Kent), Pischke, Qualm, Rounds, Schaefer, Steinhauer, Wiese, and Willadsen and Senators Cronin, Cammack, Curd, Greenfield (Brock), Maher, Monroe, Novstrup, and Youngberg

1 FOR AN ACT ENTITLED, An Act to prohibit school districts from compensating official labor
2 union representatives or negotiators.

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

4 Section 1. That chapter 13-43 be amended by adding a NEW SECTION to read:

5 No school district may:

- 6 (1) Pay any portion of the salary or benefits to a released employee for any time or duty
7 attributable to the employee's service as an officer, representative, or negotiator of a
8 union, labor organization, or other collective bargaining unit;
- 9 (2) Directly or indirectly provide an employee of the school district with paid release
10 time from regularly contracted duties to serve as the officer of a union or labor
11 organization;
- 12 (3) Provide any employee of the school district paid time from contracted duties to attend
13 meetings or activities initiated, planned, or organized by any union or labor



1 organization unless the organization reimburses the school district for the employee's
2 full per diem salary for each day of service, or unless each day is deducted from the
3 employee's cumulative personal leave; and
4 (4) Directly or indirectly provide an employee of the school district with paid release
5 time from regularly contracted duties for service as a representative of a local, state,
6 or national union or labor organization, or for service with or on behalf of any local,
7 state, or national union or labor organization unless the organization reimburses the
8 school district for the employee's full per diem salary for each day of service or
9 unless each day of service is deducted from the employee's cumulative personal
10 leave.