

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

615Q0700

SENATE BILL NO. 138

Introduced by: Senators Heidepriem, Abdallah, Gillespie, Knudson, and Miles and
Representatives Nygaard, Burg, and Kopp

1 FOR AN ACT ENTITLED, An Act to revise the qualifications for the director and employees
2 of the Division of Veterans Affairs and for county veterans' service officers.

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

4 Section 1. That § 33-16-8 be amended to read as follows:

5 33-16-8. The commissioners shall nominate a director, ~~who shall be the executive head~~ of
6 the Division of Veterans Affairs, ~~and who~~. The director shall devote full time to the duties of
7 ~~such~~ the office and shall be appointed and serve pursuant to § 1-46-7. The director shall be a
8 citizen of the United States and of the State of South Dakota; and be an honorably discharged
9 wartime veteran. Any additional discharge or separation from the armed forces of the United
10 States held by the individual appointed as the director shall be honorable, regardless of the
11 period of service.

12 Section 2. That § 33-16-13 be amended to read as follows:

13 33-16-13. All employees of the Division of Veterans Affairs below the level of director shall
14 be selected as provided by chapter 3-6A. However, all employees shall be veterans, if available.
15 If the employees are veterans, all discharges or separations from the armed forces of the United



1 States held by the employees shall be honorable. These employees shall perform duties assigned
2 to them by the Department of Military and Veterans Affairs.

3 Section 3. That § 33-16-27 be amended to read as follows:

4 33-16-27. The county veterans' service officer shall be a veteran who has served in the
5 armed forces of the United States, as that term is defined by § 33-17-1. Any discharge or
6 separation from the armed forces of the United States held by the individual appointed as the
7 county veterans' service officer shall be honorable, regardless of the period of service. However,
8 any person who was qualified and held this position on July 1, 1989 may continue in such
9 office.